

SOUTHERN CALIFORNIA



**ASSOCIATION of
GOVERNMENTS**

Main Office

818 West Seventh Street

12th Floor

Los Angeles, California

90017-3435

t (213) 236-1800

f (213) 236-1825

www.scag.ca.gov

Officers

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Human Development

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James Johnson, Long Beach

Transportation

Keith Millhouse, Ventura County

Transportation Commission

MEETING OF THE

GENERAL ASSEMBLY

PLEASE NOTE DATE AND TIME

***Thursday, May 1, 2014
11:00 a.m. – 12:00 p.m.***

**Renaissance Esmeralda Indian Wells Resort & Spa
Crystal Ballroom
44-400 Indian Wells Lane
Indian Wells, CA 92210
Tel: (213) 236-1800**

If members of the public wish to review the attachments or have any questions on any of the agenda items, please contact Lillian Harris-Neal at (213) 236-1858 or via email harris-neal@scag.ca.gov.

SCAG, in accordance with the Americans with Disabilities Act (ADA), will accommodate persons who require a modification of accommodation in order to participate in this meeting. SCAG is also committed to helping people with limited proficiency in the English language access the agency's essential public information and services. You can request such assistance by calling (213) 236-1858. We require at least 72 hours (three days) notice to provide reasonable accommodations. We prefer more notice if possible. We will make every effort to arrange for assistance as soon as possible.

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GENERAL ASSEMBLY AGENDA THURSDAY, MAY 1, 2014

CALL TO ORDER & PLEDGE OF ALLEGIANCE

(Hon. Greg Pettis, President)

PUBLIC COMMENT PERIOD – Members of the public desiring to speak on items on the agenda, or items not on the agenda, but within the purview of the General Assembly, must fill out and present a Public Comment Card to the Assistant prior to speaking. Comments will be limited to three (3) minutes per speaker. The President has the discretion to reduce this time limit based upon the number of speakers. The President may limit the total time for all public comments to twenty (20) minutes.

REVIEW AND PRIORITIZE AGENDA ITEMS

ACTION ITEMS

Page No.

1. Fiscal Year (FY) 2014-2015 General Fund Budget and Membership Assessment Schedule

Attachment

1

Recommended Action: Adopt the FY 2014-15 General Fund Budget and Membership Assessment Schedule. Authorize the Executive Director and the Chief Financial Officer to make adjustments that may be necessary after adoption of the budget (i.e. changes in membership assessment revenue, allocated fringe benefits and indirect cost allocations, etc...).

2. Proposed Bylaws Amendments

Attachment

12

Recommended Action: As recommended by the Regional Council, review and approve the following proposed amendments to the SCAG Bylaws.

3. Proposed Resolution for Consideration by the General Assembly – Salton Sea Initiative

Attachment

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Recommended Action: As recommended by the Regional Council, that the General Assembly review and adopt a proposed resolution supporting the Salton Sea Restoration & Renewable Energy Initiative.

GENERAL ASSEMBLY AGENDA THURSDAY, MAY 1, 2014

ACTION ITEMS - continued

Page No.

4. Proposed Resolution for Consideration by the General Assembly – Regional Effort to Promote Pedestrian and Bicycle Safety Initiative

Attachment

46

Recommended Action: As recommended by the Regional Council, that the General Assembly review and adopt a proposed resolution regarding regional pedestrian and bicycle safety.

5. 2014-2015 SCAG Officers

Attachment

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Recommended Action: Ratify the 2014-2015 Regional SCAG Officer positions as reviewed and approved by the Regional Council.

CONSENT CALENDAR

Approval Item

6. Minutes of the May 2, 2013 General Assembly Meeting

Attachment

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Receive and File

7. 2014 Summary Report: Waiver of Member Dues

Attachment

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PRESIDENT'S REPORT


- Year in Review
- Recognition of Outgoing President
- Incoming President Remarks

Attachment

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ADJOURNMENT

DATE: May 1, 2014
TO: General Assembly (GA)
FROM: Regional Council (RC)
BY: Basil Panas, Chief Financial Officer (213) 236-1817 panas@scag.ca.gov
SUBJECT: Fiscal Year (FY) 2014-15 General Fund Budget and Membership Assessment Schedule

EXECUTIVE DIRECTOR'S APPROVAL: 

RECOMMENDED ACTION:

Adopt the FY 2014-15 General Fund Budget and Membership Assessment Schedule. Authorize the Executive Director and the Chief Financial Officer to make adjustments that may be necessary after adoption of the budget (i.e. changes in membership assessment revenue, allocated fringe benefits and indirect cost allocations, etc...).

EXECUTIVE SUMMARY:

The General Fund (GF) is the designated financial resource for the operating budget of the Regional Council (RC). It is adopted annually by the General Assembly upon the recommendation of the Regional Council. The FY 2014-15 General Fund Budget and Membership Assessment Schedule were approved by the Regional Council at the March 6, 2014 meeting, and forwarded to the General Assembly for approval.

STRATEGIC PLAN:

This item supports SCAG's Strategic Plan, Goal 3: Enhance the Agency's Long Term Financial Stability and Fiscal Management.

BACKGROUND:

The General Fund supports those SCAG activities that are not funded by Federal and State grant funds, such as the Regional Housing Needs Assessment (RHNA). The General Fund also pays for advocacy services costs, legal fees, and other costs which are otherwise not allowable charges to Federal and State grants.

The proposed General Fund budget of \$2,807,361 is \$114,408 more than the FY 2013-14 budget of \$2,692,953. This is due to the increase in the consultant budget for Sustainability Program CEQA-related activities which are ineligible for federal and state planning grant funds.

FISCAL IMPACT:

Approval of the General Fund and Membership Assessment Schedule impacts all activities associated with the Regional Council for FY 2014-15.

ATTACHMENT:

FY 2014-15 General Fund Budget and Membership Assessment Schedule

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Proposed FY 2014/15 General Fund Budget

		FY13 ACTUAL	FY14 ADOPTED BUDGET	FY15 PROPOSED BUDGET	FY14 ADOPTED TO FY15 PROPOSED INCR (DECR)
REVENUE:	Membership Dues:				
	Counties	290,942	293,146	292,356	(790)
	Cities	1,393,242	1,444,701	1,500,396	55,695
	Commissions	85,000	85,000	85,000	-
	Transportation Corridor Agency	10,000	10,000	10,000	-
	Air Districts	-	25,000	25,000	-
	Sub-total	\$ 1,779,184	\$ 1,857,847	\$ 1,912,752	\$ 54,905
	Interest	28,479	48,000	48,000	-
	Other	41,988	40,000	54,503	14,503
	General Assembly Sponsorships	236,247	205,000	250,000	45,000
	Leasehold Improvements Reimbursement	-	542,106	542,106	-
	Sub-total	\$ 306,714	\$ 835,106	\$ 894,609	\$ 59,503
	Total Revenues	\$ 2,085,898	\$ 2,692,953	\$ 2,807,361	\$ 114,408
	EXPENDITURES:				
Task .01 Regional Council	Regional Council:				
	Staff Time	16,514	15,869	10,260	(5,609)
	Committee Meetings	13,647	-	-	-
	Conferences	1,920	-	-	-
	Legal Fees	72,936	120,000	120,000	-
	Miscellaneous Other	35,236	-	-	-
	Other Meeting Expense	42,420	75,000	50,000	(25,000)
	Stipends	200,600	180,000	211,440	31,440
	Travel - Outside	31,732	37,200	35,000	(2,200)
	Travel - Local	26,994	20,600	25,000	4,400
	Travel > per diem	3,710	2,500	4,000	1,500
	Mileage - Local	4,861	12,000	10,000	(2,000)
Task sub-total	\$ 450,568	\$ 463,169	\$ 465,700	\$ 2,531	
Task .02 Legislative	External Legislative:				
	Staff Time	-	15,190	127,740	112,550
	Federal Lobbyist	-	240,000	264,000	24,000
	Other Meeting Expense	14,505	-	-	-
	State Lobbyist	83,120	84,000	92,000	8,000
Task sub-total	\$ 97,625	\$ 339,190	\$ 483,740	\$ 144,550	
Task .03 RHNA	RHNA:				
	Staff Time	89,141	27,325	66,032	38,707
	Legal Fees	28,841	25,000	-	(25,000)
	Other Meeting Expense	387	-	-	-
	SCAG Consultant	2,974	-	-	-
	Travel - Local	1,011	-	-	-
Mileage - Local	202	-	-	-	
Task sub-total	\$ 122,555	\$ 52,325	\$ 66,032	\$ 13,707	

		FY13 ACTUAL	FY14 ADOPTED BUDGET	FY15 PROPOSED BUDGET	FY14 ADOPTED TO FY15 PROPOSED INCR (DECR)
Task .04 Other	Other:				
	Staff Time	25,255	-	-	-
	Bank Fees	18,431	13,000	15,000	2,000
	Contingency	-	294,374	-	(294,374)
	Economic Summit	56,937	50,000	50,000	-
	Fees paid to Caltrans	-	975	-	(975)
	Labor Summit	3,593	-	7,000	7,000
	Miscellaneous Other	45,393	11,000	11,000	-
	Office Supplies	14,343	-	15,000	15,000
	Other Meeting Expense	9,159	15,000	-	(15,000)
	Professional Memberships	14,708	-	12,719	12,719
	SCAG Consultant	-	-	172,440	172,440
	SCAG Memberships	124,749	135,300	27,000	(108,300)
	Scholarships	14,000	14,000	14,000	-
	Sponsorships	95,000	66,400	69,720	3,320
	Travel	2,913	-	-	-
	Travel - Local	716	500	1,000	500
	Trvl-Lodge >Per Diem	3,548	1,000	5,000	4,000
Mileage - Local	-	1,000	500	(500)	
Task sub-total	\$ 428,746	\$ 602,549	\$ 400,379	\$ (202,170)	
Task .06 GA	General Assembly				
	Staff Time	4,639	9,144	9,982	838
	General Assembly	333,997	330,000	400,000	70,000
	Other Meeting Expense	725	-	-	-
	Printing	-	6,000	6,000	-
	Travel - Local	1,236	-	-	-
Mileage	959	1,000	1,000	-	
Task sub-total	\$ 341,555	\$ 346,144	\$ 416,982	\$ 70,838	
Task .07 LHI	Leasehold Improvements				
	Staff Time	-	-	-	-
	Leasehold Improvements	-	542,106	542,106	-
Task sub-total	\$ -	\$ 542,106	\$ 542,106	\$ -	
Task .08 Admin of Sec 5337 & 5339 FTA Grants	Admin of Sec 5337 & 5339 FTA Grants				
	Staff Time	16,993	20,367	-	(20,367)
Task sub-total	\$ 16,993	\$ 20,367	\$ -	\$ (20,367)	
Task .09 Reliability Data & Analytical	Reliability Data & Analytical				
	Staff Time	\$ 1,311	\$ -	\$ -	-
Task sub-total	\$ 1,311	\$ -	\$ -	\$ -	
Task .10 Capital Outlay > \$5K	Capital Outlay > \$5K				
	Staff Time	72,401	-	-	-
	Capital Outlay	-	135,000	-	(135,000)
	SCAG Consultant	\$ 179,921	\$ -	\$ -	-
	Software Support	782	-	-	-
	Travel - Local	11	-	-	-
Mileage	66	-	-	-	
Task sub-total	\$ 253,181	\$ 135,000	\$ -	\$ (135,000)	
Total for all tasks		\$ 1,712,535	\$ 2,500,850	\$ 2,374,939	\$ (125,911)
Allocated Fringe Benefits		154,728	61,577	155,788	94,211
Allocated Indirect Costs		371,991	130,526	276,634	146,108
Total		\$ 2,239,254	\$ 2,692,953	\$ 2,807,361	\$ 114,408

Proposed FY 2014/15 Membership Assessment

**SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
 PROPOSED MEMBERSHIP ASSESSMENT SCHEDULE
 FOR THE FISCAL YEAR 2014 - 15
 as of February 13, 2014**

	UNINC POP COUNTIES/TOTAL <u>POP CITIES</u>	ASSESSMENTS <u>2014-15</u>
<u>COUNTIES (6)</u>		
IMPERIAL	37,593	6,755
LOS ANGELES	1,040,390	125,076
ORANGE	120,396	35,424
RIVERSIDE	358,827	56,067
SAN BERNARDINO	296,550	50,675
VENTURA	96,554	18,360
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SUB-TOTAL	1,950,310	292,356
	<hr/>	
<u>CITIES & TRIBES (194)</u>		
ADELANTO	31,289	3,209
AGOURA HILLS	20,516	2,026
ALHAMBRA	84,240	7,793
ALISO VIEJO	49,477	4,784
ANAHEIM	346,161	30,720
APPLE VALLEY	70,436	6,598
ARCADIA	56,866	5,423
ARTESIA	16,681	1,694
AVALON	3,797	429
AZUSA	47,586	4,620
BALDWIN PARK	76,315	7,107
BANNING	30,170	3,112
BARSTOW	23,168	2,256
BEAUMONT	39,776	3,944
BELL	35,783	3,598
BELLFLOWER	77,289	7,192
BELL GARDENS	42,437	4,174
BEVERLY HILLS	34,494	3,486
BIG BEAR LAKE	5,111	543
BLYTHE	19,606	1,947
BRADBURY	1,074	193
BRAWLEY	25,906	2,743
BREA	41,394	4,084
BUENA PARK	81,953	7,595
BURBANK	104,982	9,839

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 FOR THE FISCAL YEAR 2014 - 15
 as of February 13, 2014**

	UNINC POP COUNTIES/TOTAL <u>POP CITIES</u>	ASSESSMENTS <u>2014-15</u>
CALABASAS	23,802	2,311
CALEXICO	40,493	4,006
CALIMESA	8,094	801
CALIPATRIA	7,134	718
CAMARILLO	66,428	6,251
CANYON LAKE	10,768	1,182
CARSON	92,196	8,482
CATHEDRAL CITY	52,337	5,031
CERRITOS	49,470	4,783
CHINO	79,873	7,415
CHINO HILLS	76,033	7,083
CLAREMONT	35,749	3,595
COACHELLA	42,784	4,204
COLTON	52,956	5,085
COMMERCE	12,935	1,370
COMPTON	97,549	8,946
CORONA	156,823	14,328
COSTA MESA	111,358	10,391
COVINA	48,357	4,687
CUDAHY	24,013	2,329
CULVER CITY	39,210	3,895
CYPRESS	48,547	4,703
DANA POINT	33,863	3,432
DESERT HOT SPRINGS	27,828	2,909
DIAMOND BAR	56,099	5,357
DOWNEY	112,761	10,513
DUARTE	21,554	2,116
EASTVALE	57,251	5,457
EL CENTRO	44,327	4,338
EL MONTE	114,436	10,658
EL SEGUNDO	16,804	1,705
FILLMORE	15,175	1,564
FONTANA	200,974	18,150
FOUNTAIN VALLEY	56,180	5,364
FULLERTON	138,251	12,720
GARDEN GROVE	173,075	15,735
GARDENA	59,566	5,657
GLENDALE	193,652	17,516
GLENDORA	50,666	4,887

**SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
PROPOSED MEMBERSHIP ASSESSMENT SCHEDULE
FOR THE FISCAL YEAR 2014 - 15**

as of February 13, 2014

	UNINC POP COUNTIES/TOTAL <u>POP CITIES</u>	ASSESSMENTS <u>2014-15</u>
GRAND TERRACE	12,270	1,312
HAWAIIAN GARDENS	14,375	1,495
HAWTHORNE	85,474	7,900
HEMET	80,877	7,502
HERMOSA BEACH	19,653	1,952
HESPERIA	91,400	8,413
HIDDEN HILLS	1,887	263
HIGHLAND	53,926	5,169
HOLTVILLE	6,151	633
HUNTINGTON BEACH	193,616	17,513
HUNTINGTON PARK	58,624	5,576
IMPERIAL	16,148	1,648
INDIAN WELLS	5,081	540
INDIO	81,393	7,547
INDUSTRY	437	138
INGLEWOOD	111,171	10,375
IRVINE	231,117	20,760
IRWINDALE	1,454	226
JURUPA VALLEY	97,246	8,919
LA CANADA FLINTRIDGE	20,441	2,020
LA HABRA	61,202	5,799
LA HABRA HEIGHTS	5,379	566
LA MIRADA	48,930	4,736
LA PALMA	15,818	1,620
LA PUENTE	40,222	3,982
LA QUINTA	38,401	3,825
LA VERNE	32,041	3,274
LAGUNA BEACH	23,105	2,250
LAGUNA HILLS	30,703	3,158
LAGUNA NIGUEL	64,065	6,047
LAGUNA WOODS	16,500	1,679
LAKE ELSINORE	55,430	5,299
LAKE FOREST	78,501	7,297
LAKESWOOD	80,781	7,494
LANCASTER	158,630	14,484
LAWNSDALE	33,058	3,362
LOMA LINDA	23,476	2,283
LOMITA	20,516	2,026
LONG BEACH	467,646	41,238

**SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
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 FOR THE FISCAL YEAR 2014 - 15
 as of February 13, 2014**

	UNINC POP COUNTIES/TOTAL <u>POP CITIES</u>	ASSESSMENTS <u>2014-15</u>
LOS ALAMITOS	11,626	1,257
LOS ANGELES	3,863,839	335,778
LYNWOOD	70,645	6,616
MALIBU	12,767	1,355
MANHATTAN BEACH	35,423	3,567
MAYWOOD	27,610	2,890
MENIFEE	82,292	7,625
MISSION VIEJO	94,824	8,710
MONROVIA	36,943	3,698
MONTCLAIR	37,311	3,730
MONTEBELLO	63,184	5,970
MONTEREY PARK	61,445	5,820
MOORPARK	34,904	3,522
MORENO VALLEY	198,129	17,904
MORONGO-MISSION INDIANS	1,109	196
MURRIETA	105,832	9,913
NEEDLES	4,912	525
NEWPORT BEACH	86,436	7,984
NORCO	26,626	2,805
NORWALK	106,093	9,935
OJAI	7,548	753
ONTARIO	166,866	15,197
OXNARD	200,855	18,140
PALM DESERT	49,949	4,825
PALM SPRINGS	45,712	4,458
PALMDALE	154,535	14,130
PALOS VERDES ESTATES	13,589	1,427
PARAMOUNT	54,624	5,229
PASADENA	140,020	12,873
PERRIS	70,963	6,644
PICO RIVERA	63,534	6,001
PLACENTIA	51,776	4,983
POMONA	150,942	13,818
PORT HUENEME	22,024	2,157
RANCHO CUCAMONGA	171,058	15,560
RANCHO MIRAGE	17,639	1,777
RANCHO PALOS VERDES	42,114	4,146
RANCHO SANTA MARGARITA	48,550	4,703
PECHANGA BAND OF LUISENO INDIANS	800	169

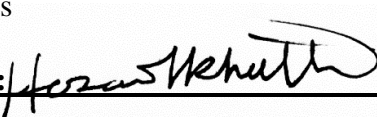
**SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
 PROPOSED MEMBERSHIP ASSESSMENT SCHEDULE
 FOR THE FISCAL YEAR 2014 - 15
 as of February 13, 2014**

	UNINC POP COUNTIES/TOTAL <u>POP CITIES</u>	ASSESSMENTS <u>2014-15</u>
REDLANDS	69,813	6,544
REDONDO BEACH	67,396	6,335
RIALTO	101,275	9,518
RIVERSIDE	311,955	27,759
ROLLING HILLS	1,884	263
ROLLING HILLS ESTATES	8,141	805
ROSEMEAD	54,464	5,215
SAN BERNARDINO	212,639	19,160
SAN BUENAVENTURA	108,294	10,126
SAN CLEMENTE	64,542	6,088
SAN DIMAS	33,686	3,417
SAN FERNANDO	24,079	2,335
SAN GABRIEL	40,153	3,976
SAN JACINTO	45,217	4,415
SAN JUAN CAPISTRANO	35,321	3,558
SAN MARINO	13,246	1,397
SANTA ANA	329,915	29,314
SANTA CLARITA	204,951	18,494
SANTA FE SPRINGS	16,816	1,706
SANTA MONICA	91,040	8,382
SANTA PAULA	29,953	3,093
SEAL BEACH	24,487	2,370
SIERRA MADRE	11,023	954
SIGNAL HILL	11,218	1,221
SIMI VALLEY	125,558	11,621
SODOBA BAND OF LUISENO INDIANS	490	142
SOUTH EL MONTE	20,312	2,009
SOUTH GATE	95,115	8,735
SOUTH PASADENA	25,857	2,739
STANTON	38,764	3,856
TEMECULA	104,879	9,830
TEMPLE CITY	35,952	3,613
THOUSAND OAKS	128,143	11,845
TORRANCE	146,860	13,465
TORRES MARTINEZ BAND OF CAHUILLA INDIANS	4,075	453
TUSTIN	77,983	7,252
TWENTYNINE PALMS	26,084	2,758
UPLAND	74,907	6,985
VERNON	121	110

**SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
 PROPOSED MEMBERSHIP ASSESSMENT SCHEDULE
 FOR THE FISCAL YEAR 2014 - 15
 as of February 13, 2014**

	UNINC POP COUNTIES/TOTAL POP CITIES	ASSESSMENTS 2014-15
VICTORVILLE	120,368	11,171
VILLA PARK	5,900	611
WALNUT	29,947	3,093
WEST COVINA	107,248	10,035
WEST HOLLYWOOD	34,853	3,518
WESTLAKE VILLAGE	8,341	822
WESTMINSTER	91,169	8,393
WESTMORELAND	2,309	300
WILDOMAR	33,174	3,372
WHITTIER	86,093	7,954
YORBA LINDA	66,437	6,252
YUCCA VALLEY	21,030	2,071
YUCAIPA	52,549	5,050
SUB-TOTAL	16,304,097	1,500,396
GRAND TOTAL-ASSESSMENTS	18,254,407	1,792,752
<u>COMMISSIONS</u>		
SANBAG	2,076,274	25,000
RCTC	2,255,059	25,000
VCTC	835,436	10,000
Transportation Corridor Agency		10,000
OCTA	3,081,804	25,000
Air Districts		25,000
SUB-TOTAL		120,000
TOTAL MEMBERSHIP AND ASSESSMENTS		1,912,752

DATE: May 1, 2014
TO: General Assembly (GA)
FROM: Regional Council (RC)
SUBJECT: Proposed Bylaws Amendments

EXECUTIVE DIRECTOR'S APPROVAL: 

RECOMMENDED ACTION:

As recommended by the Regional Council, review and approve the following proposed amendments to the SCAG Bylaws.

EXECUTIVE SUMMARY:

Each year, in preparation for the Annual General Assembly meeting, proposed resolutions and proposed amendments to the SCAG Bylaws are considered by both the Bylaws and Resolutions Committee (Bylaws Committee) and the Regional Council, prior to submission to the General Assembly. As part of separate meetings held on February 24, 2014 and March 6, 2014, respectively, the Bylaws Committee and Regional Council reviewed amendments to the Bylaws as proposed by Orange County Supervisor Shawn Nelson and SCAG staff. These proposed amendments relate to the following: (1) the role of representatives from SCAG members whose dues have been waived by the Regional Council; (2) clarification regarding Ex-officio members on SCAG Policy Committees; and (3) revising the composition of the Bylaws Committee. The Regional Council recommends the approval of these proposed amendments as further detailed in this report by the General Assembly.

STRATEGIC PLAN: This item supports SCAG's Strategic Plan Goal 1 (Improve Regional Decision Making by Providing Leadership and Consensus Building on Key Plans and Policies; Objective C (Provide practical solutions for moving new ideas forward).

BACKGROUND:

Every year, proposed amendments to the SCAG Bylaws may be presented by Official Representatives of SCAG, and these proposals are thereafter reviewed by the Committee and Regional Council before submittal to the General Assembly. In addition, amendments may be initiated by SCAG staff to address matters that were raised during the course of the year. Three (3) proposed amendments to the SCAG Bylaws are being presented today for the Regional Council's review and consideration.

A. Proposed Change by Supervisor Shawn Nelson

The first proposed change to the SCAG Bylaws was submitted by Orange County Supervisor Shawn Nelson. Specifically, Supervisor Nelson submitted the following concept as a suggested change to the Bylaws:

“If at any time a member of the Southern California Association of Governments receives a waiver for annual dues for a fiscal year, that member shall forfeit:

REPORT

- Voting on Agenda Items
- Leadership position of Regional Council/Committees
- Membership stipend for attendance

Supervisor Nelson is concerned that representatives of member jurisdictions whose annual dues have been waived by the Regional Council currently have equal privileges as representatives of dues-paying members, such as the abilities to vote and receive a meeting stipend. He has proposed that these privileges be forfeited in the event of a waiver of dues by the Regional Council. Staff addressed Supervisor Nelson's proposal by drafting language which was presented to the Presidents Council on February 20, 2014, and to the Bylaws Committee on February 24, 2014. While the Presidents Council questioned the need for such a change given that only two cities in the past have received a waiver of its dues by the Regional Council, it did acknowledge the importance of having the proposal reviewed by the Bylaws Committee. The Bylaws Committee reviewed the matter and recommended approval and directed staff to revise the draft language such that a member would also forfeit these privileges in the event a member failed to pay its dues. Finally, the Bylaws Committee directed that staff include language whereby these privileges would be reinstated when the member paid its dues.

The Regional Council reviewed this Bylaws proposal with the Bylaws Committee's recommendations on March 6, 2014. After a lengthy discussion, the Regional Council determined that the matter involved the waiver of dues, and not the non-payment of dues since the current Bylaws already addressed the consequences when a member does not pay its annual dues. Focusing solely on when a waiver of dues is approved by the Regional Council, the Regional Council recommended that rather than having these privileges be automatically forfeited, that at the time a waiver of dues is considered by the Regional Council, that the Regional Council also decide on a case-by-case basis whether the representative of the member can continue to vote, serve in a leadership position, or receive a stipend during the period when the member's annual dues have been waived.

The Regional Council acknowledged the infrequency in which the waiver of dues have been requested by a SCAG member jurisdiction and also that in certain circumstances, the Regional Council may wish to encourage the continued active participation of the representatives of members whose dues have been waived. The recommendation of the Regional Council to this proposed Bylaws amendment is reflected in the attached marked-up copy of the SCAG Bylaws (see Art. VIII, Section C, page 20). The Regional Council recommends approval by the General Assembly of this proposed amendment as presented.

B. SCAG Staff-initiated Amendments

The second proposed amendment to the SCAG Bylaws is initiated by SCAG staff and seeks to provide additional clarification regarding the matter of Ex-officio members on the Policy Committees. As background, the Regional Council last year received a request by a representative from the business sector to serve as an Ex-officio member on SCAG's Energy and Environment Committee. This request prompted a review of the current provisions in the SCAG Bylaws. Staff drafted language that sought to provide more clarification, such as the number of Ex-officio members on the Policy Committees and their respective term of office. Such language was reviewed and approved by the Presidents Council in October 2013.

The Bylaws Committee reviewed the language, and approved the changes with some modifications (see Art. V, Section E (2) (c), page 14). Specifically, the Bylaws Committee elected not to establish a set number of Ex-officio members per Policy Committee; included higher education as one of the sectors to

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have ex-officio representation; established the term of Ex-officio members on Policy Committees to be concurrent with the term of the current SCAG President; and required Ex-officio members on Policy Committees to file Statement of Economic Interest forms and comply with all policies applicable to Policy Committee members.

The third and final proposed amendment to the SCAG Bylaws is also initiated by SCAG staff and proposes a minor change to allow for additional membership on the Bylaws Committee. Specifically, the Committee would be comprised of two Regional Council members per County, with at least two members being County Supervisors (see Art. XI, page 23).

On March 6, 2014, the Regional Council reviewed these two amendments proposed by staff. The Regional Council recommends their approval by the General Assembly as presented.

ATTACHMENT:

Marked-up version of the Proposed Bylaws Amendments, dated May 1, 2014

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BYLAWS

THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS

Preamble

The Southern California Association of Governments (hereinafter referred to as either the “Association” or “SCAG”) is an agency voluntarily established by its members pursuant to the Joint Exercise of Powers Act for the purpose of providing a forum for discussion, study and development of recommendations on regional challenges and opportunities of mutual interest and concern regarding the orderly physical development of the Southern California Region among units of local government.

ARTICLE I - FUNCTIONS

The functions of the Association are:

- A. Exchange of objective planning information. Making available to members, plans and planning studies, completed or proposed by local governments, Tribal Governments, or those of State or Federal agencies, which would affect local governments.
- B. Identification and study of challenges and opportunities requiring objective planning by jurisdictions in more than one (1) county in the Southern California area and the making of appropriate policy or action recommendations.
- C. Review and/or develop governmental proposals. Review and/or develop proposals creating agencies of regional scope, and the making of appropriate policy or action recommendations concerning the need for such units or agencies.
- D. Consider questions of common interest and concern to members of the Association in the region and may develop policy and action recommendations of an advisory nature only.
- E. Act upon any matter to the extent and in the manner required, permitted or authorized by the joint powers agreements, State or Federal law, or the regulations adopted pursuant to any such law.
- F. Assist local Association members in the acquisition of real and personal property convenient or necessary for the operation of members by entering into such financing agreements as are necessary to accomplish the pooling and common marketing of such agreements or certificates of participation in order to reduce the cost to members of the acquisition of such real or personal property.
- G. Undertake transportation planning programs and activities in accordance with the Association’s responsibilities as a metropolitan planning organization as outlined in 23 U.S.C.A. § 134 et seq., and as may be amended from time to time.

ARTICLE II - DEFINITIONS

- A. **Alternate**, as used in these Bylaws, means either the mayor or a member of the legislative body of a member city, or the chair of the Board of Supervisors or a member of the legislative body of a member county designated to serve in an official capacity at a meeting of the General Assembly only in the absence of the Official Representative of the member city or county.
- B. **Association**, as used in these Bylaws, means the Southern California Association of Governments as established by that certain Southern California Association of Governments Agreement filed with the California Secretary of State on April 20, 1973, (said Agreement is hereinafter referred to as “Joint Powers Agreement”).
- C. **Days**, as used in these Bylaws, means calendar days.
- D. **General Assembly**, as used in these Bylaws, means a meeting of the Official Representatives of the members of the Association.
- E. **Official Representative**, as used in these Bylaws, means (1) the mayor or a member of the legislative body of each member city, (2) the chair of the Board of Supervisors or a member of the legislative body of the member county as their Official Representative, or (3) the chair or member of the governing board of a member County Transportation Commission (CTC) within the counties of Imperial, Los Angeles, Orange, Riverside, San Bernardino and Ventura. Official Representatives may also be referred to as “Delegates” of the Association.
- F. **Voting-Eligible** or **voting-eligible**, as used in these Bylaws describes those members of the Association who retain all voting rights as members and who have not been designated as Ex-Officio members without a right to vote in accordance with Article III A. (3).

**ARTICLE III - MEMBERSHIP AND REPRESENTATION
FOR THE GENERAL ASSEMBLY**

- A. **Membership**
 - (1) All cities and all counties within the area of the counties of Los Angeles, Orange, Riverside, San Bernardino, Ventura and Imperial are eligible for membership in the Association. In addition, the CTCs from those counties are also eligible for membership in the Association.
 - (2) Each member county and each member city shall have one (1) Official Representative and one (1) Alternate in the General Assembly, except that the City of Los Angeles, if and while it is a member city, shall have three (3) Official Representatives and three (3) Alternates. Each CTC member shall have one (1) Official Representative in the General Assembly.

- (3) Membership shall be contingent upon the execution of the Joint Powers Agreement and the payment by each county, city, or CTC of each annual dues assessment. In the event a county, city, or CTC has not paid the annual dues assessment by January 1 of the July 1-June 30 Fiscal Year, its Official Representative(s) shall, after a written notice of dues delinquency from the Executive Director and a subsequent affirmative vote by a majority of the Regional Council voting-eligible members with a quorum in attendance, serve in an Ex-Officio status, without the right to vote in any matter before the General Assembly.
- (4) Any federally recognized Indian Nation within the SCAG region which is significantly involved in regional problems or the boundaries of which include territory in more than one (1) county, shall be eligible for advisory membership in the Association. The representatives of any such advisory member may be a member of the Regional Council and participate in the work of committees of the Association.

B. Representation in the General Assembly

- (1) Only the Official Representative or Alternate present shall represent a member in the General Assembly; provided, however, that a member of the Board of Supervisors of a member county may participate in the discussion of the General Assembly.
- (2) The Official Representative of each city in the General Assembly shall be their respective Regional Council member; however, in the event that the Official Representative of the city is not a Regional Council member then the Official Representative or Alternate for such city shall be designated by the city council, provided that if and while the City of Los Angeles is a member city, the mayor shall be one of its Official Representatives.
- (3) Names of Official Representatives and Alternates shall be communicated in writing to the Association by the appointing city or county forty-five (45) days before the annual meeting of the General Assembly.
- (4) Official Representatives or Alternates shall serve at the General Assembly until a successor is appointed, except if an Official Representative or Alternate ceases to be a member of the appointing legislative body, then the seat shall be vacant until a successor is appointed.

ARTICLE IV - GENERAL ASSEMBLY

A. Powers and Functions

Subject to Article I, the powers of the General Assembly, shall include:

- (1) The determination of policy matters for the Association.

- (2) Any Official Representative may, at any meeting of the General Assembly, propose a subject(s) for study by the Association provided that the Official Representative has notified the President of the proposal forty-five (45) days in advance of any regular meeting of the General Assembly. The General Assembly may determine whether a study will be made of the subject(s) proposed, or may refer such subject(s) to the Regional Council.
- (3) Any Official Representative may, at any regular meeting of the General Assembly, request review by the General Assembly of any action of the Regional Council which has been taken between meetings of the General Assembly.
- (4) At its annual meeting, the General Assembly shall review the proposed General Fund budget and annual dues assessment schedule and shall adopt an annual General Fund budget and an annual dues assessment schedule.
- (5) Any Official Representative who desires to propose any policy matter for action by the General Assembly shall submit the matter to the Regional Council in the form of a proposed resolution at least forty-five (45) days prior to any regular meeting of the General Assembly. The President shall appoint Regional Council members to serve on the Bylaws and Resolutions Committee to consider each such resolution, and the Bylaws and Resolutions Committee shall submit its recommendations for action to the Regional Council. Upon review of any proposed resolution, the Regional Council shall submit its recommendations to the General Assembly. A copy of each such proposed resolution together with the Regional Council's recommendations thereon, shall be included in the agenda materials for each regular meeting of the General Assembly.

B. Meetings

- (1) A regular meeting of the General Assembly shall be held once a year. Special meetings of the General Assembly may be called by the Regional Council upon the written request of the President and with the affirmative votes of a majority of the Regional Council voting-eligible members present at a meeting with a quorum in attendance. Ten (10) days' written notice of a special meeting shall be given to the Official Representatives and Alternates of each member of the Association. An agenda specifying the subject of the special meeting shall accompany the notice.
- (2) The time, date and location for meetings of the General Assembly shall be determined by the Regional Council.
- (3) Notice of the regular meeting of the General Assembly shall be given to the Official Representatives and Alternates of each member of the Association at least thirty (30) days prior to each regular meeting. An agenda for the regular meeting shall accompany the notice. Notice of any changes to the agenda shall be given at least ten (10) days prior to the regular meeting.

- (4) The General Assembly may adopt rules for its own procedures.

C. **Voting in the General Assembly shall be conducted in the following manner:**

- (1) A quorum of the General Assembly shall consist of one-third of the Official Representatives from voting-eligible members of the Association or their Alternates.
- (2) Each Official Representative of a voting-eligible member of the Association shall have one (1) vote. In the absence of the Official Representative, the Alternate shall be entitled to vote. Unless otherwise identified in these Bylaws, an affirmative vote of a majority of the Official Representatives or Alternates of the General Assembly voting-eligible members present with a quorum in attendance shall be necessary for the approval or adoption of any matter presented for action to the General Assembly.
- (3) Voting may be by voice, displaying voting cards, roll call vote or through the use of an electronic voting system. A roll call vote shall be conducted upon the demand of five (5) Official Representatives or their Alternates present, or at the discretion of the presiding officer.

ARTICLE V - REGIONAL COUNCIL

- A. **Regional Council Organization:** There shall be a Regional Council of the Association which shall be organized as set forth below and which shall be responsible for such functions as are hereinafter set forth:

- (1) **Membership:** The membership of the Regional Council shall be comprised of: one (1) representative from each member county Board of Supervisors, except for the County of Los Angeles which shall have two (2) representatives; one (1) representative from the Tribal Government Regional Planning Board, who shall be a locally elected Tribal Council member from a federally recognized Tribal Government within the SCAG region; one (1) representative from each District (as defined below); the Mayor of the City of Los Angeles serving as an at-large representative for the City; one (1) city council member or member of a County Board of Supervisors, from the governing boards of each of the six (6) County Transportation Commissions (“CTC”); one (1) local government elected representative from one of the five (5) Air Districts within SCAG to represent all five (5) Air Districts operating within the SCAG region; and one (1) local government elected representative from the Transportation Corridor Agencies (TCA).
 - (a) **Districts:** For purposes of representation on the Regional Council, Districts shall be organized and defined as follows:
 - (1) A District shall be established by the Regional Council and be comprised of a group of cities that have a geographic community of interest and have approximately equal population. A District

may be comprised of cities within different counties, but Districts established by subregions under Article V A.(1)(a)(5) shall include only cities within the boundaries of such subregions. Procedures for District Representative elections shall be set forth under the Regional Council Policy Manual (“Policy Manual”).

- (2) The Regional Council shall review, and if it deems necessary, modify or establish District boundaries based upon city population data as most recently available from the State Department of Finance. The Regional Council shall review the district boundaries in 2004 and thereafter in every year ending in 3 or 8.
- (3) Notwithstanding any other provisions of these Bylaws, in the event that upon review of the Districts by the Regional Council in 2004 or thereafter, District boundaries are changed, then those impacted Districts shall hold a special election, no later than two (2) months after final action by the Regional Council, to elect their District representative who shall serve for a term established by the Regional Council. Such elections shall be held in accordance with the procedures established in the Policy Manual A.(1).
- (4) If a new city within the Association’s region is incorporated after Districts have been established, the newly incorporated city shall be assigned by the Regional Council in consultation with the applicable subregional organization, to a District with other cities with which it has contiguous borders until such time as District boundaries are again reviewed by the Regional Council.
- (5) In any area where a subregional organization has either (1) been formally established under a joint powers agreement pursuant to California Government Code Sections 6500 et. seq. serving as the subregional planning agency for the general purpose local governments and is not a single-purpose joint powers authority or a special district entity, or (2) been recognized by action of the Regional Council; and is organized for general planning purposes such as for the purpose of conducting studies and projects designed to improve and coordinate the common governmental responsibilities and services on an area-wide and regional basis, exploring areas of intergovernmental cooperation and coordination of governmental programs and providing recommendations and solutions to problems of common and general concern, such subregional organization shall make recommendations to establish a District (or Districts) within the boundaries of such subregional area. For purposes of establishing Districts, the subregional organization shall use the definition of District as set forth in Article V A,(1)(a)(1) above. The subregional organization shall have authority to make recommendations to the Regional Council

to establish Districts in every year ending in 3 or 8 and shall use city populations as most recently determined by the State Department of Finance. If a new city within the subregional area is incorporated after Districts have been established, the newly incorporated city shall be assigned to a District in accordance with Article V A.(1)(a)(4) above until such time as Districts are again reviewed.

- (6) The Regional Council shall establish a maximum of seventy (70) Districts.

(b) **Regional Council Representation**

- (1) There shall be a minimum of one (1) District representative for all of the cities within each county in the Association.
- (2) Any Regional Council member representing a member city in a single City District or county which has not yet paid its annual dues assessment by January 1 of the July 1 - June 30 Fiscal Year shall, after a written notice of dues delinquency from the Executive Director and a subsequent affirmative vote by a majority of the voting-eligible Regional Council members present with a quorum in attendance, shall be placed in an Ex-Officio member status, without the right to vote, on the Regional Council or any committee or subcommittee of the Association.
- (3) Any Regional Council member from a member city in a District comprised of multiple cities which has not paid its annual dues assessment by January 1 of the July 1-June 30 Fiscal Year, and who represents a District comprised of more than one (1) city, shall, after a written notice of dues delinquency from the Executive Director and a subsequent affirmative vote by a majority of the voting-eligible Regional Council members present with a quorum in attendance, relinquish his/her position on the Regional Council and the seat shall be declared vacant by the President. Such vacancies shall be filled through the District Representative special election procedures set forth by the Regional Council.
- (4) Any Regional Council member from a Native American Tribe which has not paid its annual dues assessment by January 1 of the July 1-June 30 Fiscal Year, and who represents the Tribal Government Regional Planning Board, shall, after a written notice of dues delinquency from the Executive Director and a subsequent affirmative vote by a majority of the voting-eligible Regional Council members present with a quorum in attendance, relinquish his/her position on the Regional Council and the seat shall be

declared vacant by the President. Such vacancies shall be filled by the Tribal Government Regional Planning Board.

- (5) CTC, TCA and the Tribal Government Regional Planning Board representatives to the Regional Council shall be appointed by their respective governing boards, and the appointments shall be formally communicated in writing to the President. The Air District representative shall be determined by the five (5) Air Districts within SCAG, with such determination formally communicated in writing to the President.
- (6) Any Regional Council member representing a CTC which has not paid its annual dues assessment by January 1 of the July 1-June 30 fiscal year shall, after a written notice of dues delinquency by the Executive Director and a subsequent affirmative vote by a majority of the voting-eligible Regional Council members present with a quorum in attendance, be granted Ex-Officio status without the right to vote, on the Regional Council.

(2) **Terms of Office:**

- (a) Membership on the Regional Council by District representatives shall be for two (2) years upon election. Terms of District representatives shall commence on the adjournment of the annual meeting of the General Assembly and expire at the conclusion of the second regular meeting of the General Assembly occurring after their election. If a District representative on the Regional Council officially ceases to be a locally elected official, his or her Regional Council shall be declared vacant by the President, and such vacancies shall be filled through special election procedures as set forth by the Regional Council. In the case of District representatives elected pursuant to special elections to fill vacancies, the term shall be for such time as will fill out the remainder of the vacated term.
- (b) The terms of District representatives who represent even-numbered Districts shall be two (2) years and shall expire in even-numbered years. Terms of District representatives who represent odd-numbered Districts shall be two (2) years and shall expire in odd-numbered years.
- (c) Membership on the Regional Council by county representatives and representatives of the CTCs, Tribal Government Regional Planning Board, Air Districts and TCA shall be for two (2) year terms, commencing on the date of appointment and expire two (2) years thereafter. If any of the above-mentioned representatives officially cease to be a locally elected official, his or her Regional Council seat shall be declared vacant by the President. Vacancies on the Regional Council shall be filled by action of the respective county, CTC, the Tribal Government Regional Planning

Board, TCA or as determined by the five Air Districts in the SCAG region in the case of the Air District representative.

- (3) **Meetings:** Unless otherwise determined by the Regional Council, it shall generally meet at least once a month. The date, time and location of the Regional Council meetings shall be recommended by the Executive Director and ratified by the Regional Council. Meetings shall be held upon the call of the President or upon the call of a majority of the members of the Regional Council. The Regional Council may adopt any other meeting procedures as part of the Regional Council Policy Manual.
- (4) **Duties**
- (a) Subject to the policy established by the General Assembly, the Regional Council shall conduct the affairs of the Association and shall approve the Regional Council Policy Manual and any amendments thereto. The Executive Director or his designee shall have the authority to make administrative modifications to the Regional Council Policy Manual to reflect past Regional Council actions without the Regional Council's approval of a formal amendment to the Regional Council Policy Manual.
- (b) The Regional Council shall review and may amend the General Fund Budget as proposed by the Executive Director. The proposed General Fund Budget and the annual dues assessment schedule, as approved by the Regional Council, shall be submitted to members of the General Assembly at least thirty (30) days before the annual meeting. After adoption of the General Fund Budget and annual dues assessment schedule by the General Assembly, the Regional Council, in coordination with the Executive Director, shall control all Association expenditures in accordance with such General Fund Budget.
- (1) The Regional Council shall have the power to make changes to or transfer funds within the General Fund Budget in order to meet unanticipated needs or changed situations. Any and all such actions shall be reported to the General Assembly at its next regular meeting.
- (2) At each annual meeting of the General Assembly, the Regional Council shall report on all budget and financial transactions since the previous annual meeting.
- (c) The Regional Council shall submit a report of its activities at each regular meeting of the General Assembly.
- (d) The Regional Council shall have the authority to appoint, ratify the annual Performance Agreement of, fix the compensation and benefits of and remove an Executive Director of the Association, and shall also have the

authority to fix the salary classification levels for employees of the Association.

- (e) The Regional Council or Policy Committees shall have the power to establish committees or subcommittees to study specific problems, programs, and other matters which the Regional Council or General Assembly have approved for study.
 - (f) Recommendations from committees for policy decisions shall be made to the Regional Council. The Regional Council shall have the authority to act upon policy recommendations including policy recommendations from the committees, or it may submit such recommendations, together with its comments, to the General Assembly for action.
 - (g) The Regional Council shall be responsible for carrying out policy decisions made by the General Assembly.
 - (h) Members of the Regional Council may make informational inquiries of the Executive Director or Association executive staff consistent with the official Association duties of such members; however, members of the Regional Council shall refrain from any actions or contacts within the Association that would interfere with with the powers and duties of the Executive Director.
 - (i) All Regional Council members shall comply with the SCAG Conflict of Interest Policy as adopted and amended from time to time by the Regional Council.
- (5) **Voting:** In the Regional Council voting shall be conducted in the following manner:
- (a) Only representatives of the membership as defined in Article V (A)(1) shall have the right to vote as a member of the Regional Council.
 - (b) One-third (1/3) of the voting-eligible members of the Regional Council shall constitute a quorum of the Regional Council.
 - (c) The affirmative votes of a majority of the voting-eligible Regional Council members present with a quorum in attendance are required for action by the Regional Council, except as set forth in subsections (d), (e) and (f) below.
 - (d) In order to recommend the annual budget to the General Assembly, the affirmative vote of not less than a majority of the Regional Council voting-eligible membership is required.

- (e) In order to appoint or remove the Executive Director, the affirmative vote of not less than a majority of the Regional Council voting-eligible membership is required.
 - (f) Each official representative from a CTC, the Tribal Government Regional Planning Board, the Air Districts and TCA shall have the right to vote in the same manner as other voting-eligible members of the Regional Council.
 - (g) Voting-eligible Regional Council members are free to abstain from voting on any issue before the Regional Council. Any abstention does not count as a vote in favor or against a motion.
- (6) **Expenses:** Members of the Regional Council shall serve with compensation and shall be reimbursed for the actual necessary expenses incurred by them in the performance of their duties for the Association, to the extent that such compensation and reimbursement are not otherwise provided to them by another public agency, a Tribal Government or the Tribal Government Regional Planning Board. The Regional Council shall determine the amount of such compensation and set forth other procedures for expenses under the Policy Manual.
- B. **Permanent Committees:** For the purpose of developing policy recommendations to the Regional Council, the Regional Council shall establish as permanent committees the “Executive/Administration Committee,” the “Legislative/Communications and Membership Committee” and the three (3) policy committees known as the “Transportation Committee,” the “Energy and Environment Committee,” and the “Community, Economic and Human Development Committee” (the latter three committees collectively referred to herein as the “Policy Committees”).
- C. **Executive/Administration Committee**
- (1) **Membership:** The membership of the Executive/Administration Committee (EAC) shall be comprised of the President, First Vice- President, Second Vice-President and Immediate Past-President and the President shall serve as the chair. The EAC shall also include the respective Chairs and Vice Chairs of Legislative/Communications and Membership Committee and the three (3) Policy Committees, the representative from the Tribal Government Planning Board serving on the Regional Council, and an additional four (4) Regional Council members appointed by the President. In making the appointments, the President shall ensure that the six (6) counties within SCAG have representation on the EAC. In addition, the President may appoint one (1) member from the private sector to serve on the EAC in an ex-officio, non-voting capacity. Appointment by the President of members to the EAC shall be for one (1) year terms, which such appointment to expire upon the adjournment of the regular meeting of the General Assembly.

- (2) **Meetings:** The EAC shall generally meet at least once a month and in accordance with the Regional Council Policy Manual, except that the EAC may decide not to meet upon the call of the EAC chair after consultation with the Executive Director or his designee.
- (3) **Duties:**
- (a) Subject to any limitations that may be established by the General Assembly and/or the Regional Council,, the EAC is authorized to make decisions and take actions that are binding upon the Association if the President or the Executive Director determine that such decisions or actions are necessary prior to the next regular meeting of the Regional Council.
- (b) Subject to the policies of the Regional Council, the EAC shall be responsible for: (1) developing policy recommendations to the Regional Council on administration, human resources, budgets, finance, operations, communications, or any other matter specifically referred by the Regional Council; and (2) negotiating an annual Performance Agreement with the Executive Director, subject to ratification of the Regional Council. The Executive Director's Performance Agreement shall be effective the first day of July of the calendar year. The EAC shall be responsible for performing the annual evaluation of the Executive Director's performance of the prior year's agreed-upon Performance Agreement. The EAC shall complete the Executive Director's annual Performance Evaluation no later than the regularly scheduled meeting in June of the Regional Council.
- (c) The powers and duties of the EAC shall include such other duties as the Regional Council may delegate.
- (4) **Voting:** A quorum shall be one-third (1/3) of the voting-eligible members of the EAC. The affirmative vote of the majority of the voting-eligible EAC members present with a quorum in attendance is required for an action by the Executive/Administration Committee.

D. **Legislative/Communications and Membership Committee**

- (1) **Membership:** Regional Council members may serve as members to the Legislative/Communications and Membership Committee (LCMC). Members to the LCMC shall be appointed by the President for one (1) year terms with such appointments to expire with the adjournment of the regular meeting of the General Assembly.
- (2) **Meetings:** The LCMC shall generally meet once a month and in accordance with the Regional Council Policy Manual, except that the LCMC may decide not to meet upon the call of the LCMC chair after consultation with the Executive Director or his designee.

(3) **Duties:**

- (a) The Legislative, Communications and Membership Committee shall be responsible for developing recommendations to the Regional Council regarding legislative and telecommunications matters; providing policy direction for the agency's marketing communications strategy, outreach issues/materials and electronic communications systems; reviewing sponsorship opportunities whose cost will exceed \$5,000; and promoting agency membership.
- (b) The duties of the LCMC shall include such other duties as the Regional Council may delegate.

E. **Policy Committees**

(1) **Membership:**

- (a) The Policy Committees may include as voting members the following: Regional Council members; one (1) representative from the California Department of Transportation; local government elected representatives from each of the general purpose subregional organizations as established under Article V(A)(1)(a)(5) of these Bylaws; and one (1) duly appointed board member, who is a general purpose local elected official from an agency with which the Association has a statutory or Memorandum of Understanding relationship.
- (b) The Policy Committees may include ex-officio (non-voting) members who shall be representatives from regional and subregional single purpose public agencies and other members as approved by the Regional Council.
- (c) Regional Council members representing the CTCs, the Tribal Government Regional Planning Board, TCA and the Air Districts shall have the right to vote as members of the Policy Committees and may be appointed Chair or Vice-Chair of a Policy Committee.

(2) **Appointments to Policy Committees:** The President with regard to each Policy Committee shall:

- (a) Appoint all interested and available Regional Council members to one (1) of the Policy Committees for two (2) year terms. In making such appointments, the President shall to the extent practicable appoint an equal number of members to each policy committee taking into consideration regional representation, geographical balance, diversity of views and other factors deemed appropriate by the President.
- (b) Appoint to the Policy Committees members representing public agencies which have a statutory or Memorandum of Understanding relationship with SCAG. The members shall be appointed for two-(2) year terms

based on a written request from the agency's governing board. Appointments shall be limited to one (1) representative from each public agency. In making such appointments, the President shall consider regional representation.

- (c) Appoint ~~Eex-O~~ex-officio (non-voting) members to the Policy Committees representing the business sector, labor, higher education and community groups ~~and other public interest groups~~ upon the recommendation of the respective Policy Committee and approval by the Regional Council. The term of each such Ex-Officio member shall be limited to the remainder of the Presidential year, and each such Ex-Officio member may be re-appointed by a future SCAG President. Ex-Officio members appointed to SCAG's Policy Committees shall be required to file Statement of Economic Interests forms and comply with all SCAG policies that are applicable to Policy Committee members.
- (d) In addition to the appointments to the Policy Committees of subregional organization elected representatives provided for above in subsection (1)(a) of this Section E, the President shall appoint to the Policy Committees for two (2) year terms additional local government elected representatives from each subregional organization which has at least four (4) Districts.
- (e) The determination of the total number of additional representatives from each subregional organization to be appointed to the Policy Committees shall be as follows: One (1) additional local government elected representative for each District in excess of three (3) Districts shall be appointed by the President. The governing boards of each of the subregional organizations shall nominate the additional representatives provided for in this subsection (2)(e) to be appointed to the Policy Committees. In making the appointments, the President shall consider, among other things, regional representation.
- (f) In addition to the appointment of the Regional Council member representing the Tribal Government Regional Planning Board to a Policy Committee, the President shall appoint with the consent of the Tribal Government Regional Planning Board additional members to each Policy Committee such that the Tribal Government Regional Planning Board shall have two (2) voting members on each Policy Committee. Such representative shall be locally elected Tribal Council members from the federally recognized Tribal Governments within the SCAG region.
- (g) In order to facilitate participation by member cities of the Association, the President shall have the authority to make at-large appointments of local elected officials from cities that are not directly represented on a Policy Committee; provided, that the President shall only make such at-large appointment if there is no vacant subregional appointment to the Policy

Committees. The term of the local elected official appointed by the President in this manner shall be limited to the remainder of the Presidential year, except that the local elected official may continue to serve on the Policy Committee if its respective city council approve his or her re-designation and a future SCAG President authorizes the re-appointment. Local elected officials serving in an at-large capacity on a Policy Committee are not eligible to serve as the Chair or Vice-Chair of the Policy Committee.

- (3) **Meetings:** The Policy Committees shall generally meet at least once a month and in accordance with the Regional Council Policy Manual, except that the Policy Committees may decide not to meet upon the call of the respective Policy Committee chair after consultation with the Executive Director or his designee.
- (4) **Duties of the Transportation Committee (TC):** The Transportation Committee shall study and provide policy recommendations to the Regional Council relative to challenges and opportunities, programs and other matters, which pertain to the regional issues of mobility and accessibility, including, but not limited to all modes of surface transportation, transportation system preservation and system management, regional aviation, regional goods movement, transportation finance as well as transportation control measures.
- (5) **Duties of the Energy and Environment Committee (EEC):** The Energy and Environment Committee shall study and provide policy recommendations to the Regional Council relative to challenges and opportunities, programs and other matters, which pertain to the regional issues of energy and the environment. EEC shall also be responsible for reviewing and providing policy recommendations to the Regional Council on matters pertaining to environmental compliance.
- (6) **Duties of the Community, Economic and Human Development Committee (CEHD):** The Community, Economic and Human Development Committee shall study and provide policy recommendations to the Regional Council relative to challenges and opportunities, programs and other matters which pertain to the regional issues of community, economic and human development, housing and growth. CEHD shall also receive information regarding projects, plans and programs of regional significance for determinations of consistency and conformity with applicable regional plans.
- (7) **Joint Meetings of the Policy Committees:** The duties of the Policy Committees are specified in subsections (4), (5) and (6) of this subsection. To the extent that there are matters which are within the scope of review of more than one Policy Committee, the respective Policy Committees shall meet in joint meetings to consider the matter and provide unified policy recommendations to the Regional Council, if applicable. The chairs of the respective Policy Committee shall decide amongst themselves who shall preside over the joint meeting.

- F. **Appointments:** The President is authorized to appoint members of the Regional Council to SCAG committees, ad hoc committees, subcommittees, or task forces to study specific problems, programs, or other matters which the Regional Council or General Assembly have approved for study. The President is authorized to appoint new members or re-appoint prior members to any SCAG committee, ad hoc committee, subcommittee or task force. The President is also authorized to appoint Regional Council members to governing boards of other agencies, districts, commissions, and authorities as representatives of the Association. If no Regional Council members are available for such appointment, the President may appoint an elected official not on the Regional Council to represent the Association. Elected officials appointed to represent the Association who are not then members of the Regional Council shall be Ex-Officio members of the Regional Council without the right to vote. Terms of appointment of Regional Council members and other elected officials to governing boards of other agencies, districts, commissions, and authorities shall be consistent with the term of office of the appointing President.

ARTICLE VI - OFFICERS, DUTIES, ELECTIONS AND VACANCIES

- A. Officers of the Association shall consist of a President, a First Vice-President, Second Vice-President, Immediate Past President and a Secretary-Treasurer. The Association's President, First Vice-President, and Second Vice-President shall be elected annually by the Regional Council at its annual General Assembly meeting, from among its membership as set forth below. The Executive Director of the Association shall serve as the Secretary-Treasurer of the Association, but shall have no vote in the Association.
- B. Officers of the Association, except the Secretary-Treasurer, shall be elected from a list of candidates for each office which shall be prepared by a Nominating Committee and submitted to the Regional Council for review and approval. The Nominating Committee shall be composed of six (6) Regional Council members who collectively represent the six (6) counties within the SCAG region, with at least two (2) members being County representatives. Members on the Nominating Committee shall serve for one (1) year terms with the term to expire with the adjournment of the regular meeting of the General Assembly. The Immediate Past President shall serve as the chair of the Nominating Committee for one (1) year. The Nominating Committee shall review the candidates based upon minimum eligibility requirements established by the Regional Council and as set forth below in Article VI (C).

In the event that prior to the annual General Assembly meeting, a candidate for President or First Vice-President who has been approved by the Nominating Committee or Regional Council officially loses his or her seat on its respective local elected office or respective Regional Council District representative seat, the candidate for First Vice-President shall be deemed the candidate for President and the candidate for Second Vice-President shall be deemed the candidate for First Vice-President, provided that the applicable candidates are agreeable to the change.

In the event that prior to the annual General Assembly meeting, a candidate for Second Vice-President who has been approved by the Nominating Committee or Regional

Council officially loses his or her seat on its respective local elected office or respective Regional Council District representative seat, the Regional Council shall select the candidate from a list of candidates who meet the minimum eligibility requirements established by the Regional Council. The Nominating Committee may also meet to review the list of candidates and make a recommendation to the Regional Council regarding the new candidate for Second Vice-President if there is sufficient time before the General Assembly meeting.

- C. The Nominating Committee shall review the candidates based upon the following eligibility requirements :
- (1) At the time of the application, the candidate must have completed at least one full term (i.e. two years) on the Regional Council.
 - (2) Candidate must be actively involved with SCAG.
 - (3) Candidate must be a local elected official from a SCAG member county, city or county transportation commission.
 - (4) At the time of the application, it is reasonable to conclude that the candidate will be in elected office during the term of the respective officer position (e.g. term limits do not prevent the candidate for serving the term of the respective officer position).
 - (5) If applicable, it is reasonable to conclude that the candidate shall maintain representation of his or her Regional Council District.
 - (6) Candidate may be self-nominated or nominated by a colleague on the Regional Council.
 - (7) Candidate must have submitted a completed nomination application to SCAG by the appropriate deadline.
- D. The recommended candidates for each office shall be submitted to the Regional Council for consideration and approval by the Nominating Committee at least one (1) month prior to the annual General Assembly meeting. The Nominating Committee shall recommend one candidate to the Regional Council for each office (except Secretary-Treasurer). If the Nominating Committee cannot agree on one candidate to recommend to the Regional Council, all candidates for the respective office shall be presented to the Regional Council. The Regional Council may also consider and approve candidates for each office who are nominated directly at a Regional Council meeting as part of the election process. New Officers shall take office after the ratification of the General Assembly and commencing upon the adjournment of the General Assembly meeting.
- E. A vacancy shall immediately occur in the office of the President, First Vice- President, Second Vice-President or Immediate Past President upon the resignation or death of the person holding such office, or upon the person holding such office ceasing to be a local elected official. Upon the occurrence of a vacancy in the office of President, First Vice-

President, or Second Vice-President, a vacancy shall be filled for the balance of an unexpired term in order of succession by elevating the next remaining officer to such position, and the President shall call for a Special Election to fill the unexpired term of the office of Second Vice-President. Such second Vice-President shall be selected from a list of candidates which shall be prepared by a Nominating Committee structured in accordance with the provisions of Article VI, Section B. The nominee selected for the office of second Vice-President shall be submitted to the Regional Council by the Nominating Committee. The new second Vice-President shall take office upon adjournment of that meeting. Upon the occurrence of a vacancy in the position of the Immediate Past President, the next most immediate and available past President of SCAG still serving as a Regional Council member shall fill the position and serve for the balance of the unexpired term.

- F. Notwithstanding any provision in these Bylaws to the contrary, a Regional Council member from the Tribal Government Regional Planning Board or the Air Districts shall not be eligible to be elected by the Regional Council as Officers of the Association. Regional Council members representing the CTCs are eligible to be elected by the Regional Council as Officers of the Association.
- G. The President of the Association shall be the presiding officer of the Regional Council and of the General Assembly. The First Vice-President shall act as the presiding officer in his/her absence. The Second Vice-President, followed by the Immediate Past President, shall act as the presiding officer in the absence of both of the above officers.
- H. The Secretary-Treasurer shall maintain a record of all Association proceedings, maintain custody of all Association funds, and otherwise perform the usual duties of such office.

ARTICLE VII - EXECUTIVE DIRECTOR

The Executive Director shall be the chief administrative officer of the Association. The powers and duties of the Executive Director are:

- A. Subject to the authority of the General Assembly and the Regional Council, to administer the affairs of the Association including, but not limited to, oversight and approval of the Personnel Rules, Procurement Manual and Accounting Manual of the Association.
- B. To appoint, direct and remove all other employees of the Association.
- C. Annually to prepare and present a proposed budget to the Regional Council and to control the approved budget.
- D. To serve as Secretary-Treasurer of the Association.
- E. To attend the meetings of the General Assembly and the Regional Council.

- F. To perform such other duties as the General Assembly or the Regional Council or the Regional Council Policy Manual may require.
- G. To ensure compliance with the Association's responsibilities as a metropolitan planning organization as outlined in 23 U.S.C.A. § 134 et seq., and as may be amended from time to time.

ARTICLE VIII - FINANCES

A. **Fiscal Year**

The Fiscal year of the Association shall commence on July 1.

B. **Budget Submission and Adoption**

The Association budget shall be submitted by the Executive Director to the Regional Council. The Regional Council shall adopt an Association budget at least 30 days prior the Annual Meeting. The Association budget and assessment schedule shall be adopted by the General Assembly at the Annual Meeting. Notwithstanding any provision of the agreement establishing the Association, any member that cannot pay its assessment therefore because of any applicable law or charter provision, or other lack of ability to appropriate or pay the same, may add such assessment to its assessment for the next full fiscal year. The budget for each year shall provide the necessary funds with which to obtain and maintain the requisite liability and worker's compensation insurance to fully protect each of the signatory parties hereto, and such insurance shall be so obtained and maintained.

C. **Annual Membership Dues Assessment**

Each year, upon adoption of the General Fund Budget, the General Assembly shall fix an annual membership dues assessment for all members of the Association in amounts sufficient to provide the funds required by the budget and shall advise the legislative body of each member thereof on or before the first regularly scheduled Regional Council meeting within thirty (30) days of the date of the General Assembly meeting of such year. Absent any other decision regarding membership assessments by the General Assembly, the annual membership dues assessment will be adjusted by the most recent year to date change in the Consumer Price Index, with a minimum of one per cent (1%), for the Los Angeles -Riverside-Orange Counties area. The Regional Council, for not more than one (1) year at a time, may defer, waive, or reduce payment of the annual dues for any member. Similarly, the Executive Director may authorize reduced payment of the annual dues for any member by no more than ten (10%) for not more than one (1) year at a time based upon the member's documented financial hardship. In taking any of the actions above, the Regional Council shall adjust the General Fund Budget to provide a balanced General Fund Budget reflecting any of the above actions. Any action of the Regional Council deferring, waiving, or reducing the payment of the annual dues shall be reported at the following General Assembly meeting. The amount of each member's assessment shall be determined in accordance with the formula set out in Paragraph "D," following.

In addition, at the time the Regional Council considers a waiver of the annual dues for any member, the Regional Council shall decide on a case--by--case basis whether the representative of the member can continue to vote on the Regional Council or any committee or subcommittee of the Association, serve in a leadership position, receive a stipend or have any other membership rights or privileges restricted during the period when the member's annual dues have been waived.

D. **Methods of Assessment**

Each member county and each member city, based on its total population, shall pay, as part of its total annual assessment, the following fixed basic assessment:

COUNTIES		CITIES	
Total Population	Base	Population	Base
Up to 249,999	3,500	Up to 9,999	\$ 100
250,000 – 1,099,999	10,000	10,000 – 24,999	250
1,100,000 – 1,999,999	15,000	25,000 – 99,999	500
2,000,000 – 3,999,999	25,000	100,000 – 499,000	750
4,000,000 up	35,000	500,000 –999,999	1,000
		1,000,000 up	1,250

For purposes of the annual assessment each federally recognized Tribal Government in the SCAG region shall be treated as a member city. The remainder of the total annual dues assessment to be borne by the member counties shall be charged to and paid by said member counties in proportion that the population of unincorporated portions of each bear to the total regional population. The remainder of the total annual assessment to be borne by the member cities shall be charged to and paid by said member cities in the proportion that the population of each bears to the total regional population. The computation of the shares of said total annual assessments as above provided shall be based upon the respective populations of the counties and cities as determined by the State Controller in making the most recent allocation to cities and counties pursuant to the Motor Vehicle License Fee Law, or based upon population data from the State Department of Finance in the event that the State Controller data is not available. For a member city newly incorporated pursuant to California Government Code Section 57176, the total annual assessment for the first five (5) years following incorporation shall be based upon such city's actual population as defined under California Revenue and Taxation Code Section 11005.3(d).

If any county or city was not a member at the time the latest assessment was fixed and shall become a member of the Association thereafter, an assessment shall be payable by such county or city to the Association upon becoming a member in a sum based upon the current county or city per capita rate, as the case may be, prorated from the date of establishing membership until the July 1 following the next annual meeting of the General Assembly after such date. Notwithstanding the previous provisions of this Section, no rebates or adjustments shall be made among the existing member counties

and/or cities if such additional assessments shall be received from new members. Notwithstanding the previous provisions of this Section, no regular dues assessment of any county or city shall exceed twenty percent (20%) of the total assessment for any annual assessment period.

Regional Council Membership Assessment for CTCs: Each CTC shall pay a fixed annual Regional Council membership assessment based on total population, using the following assessment table:

<u>Total Population</u>	<u>Annual Assessment</u>
Up to 249,000	\$ 3,500
250,000-1,099,999	\$ 10,000
1,100,000-1,999,000	\$ 15,000
2,000,000-3,999,999	\$ 25,000
More than 4,000,000	\$ 35,000

Regional Council Membership Assessment for TCA and Air Districts: TCA shall pay a fixed annual Regional Council membership assessment of \$10,000. The annual Regional Council membership assessment to have a representative from the Air Districts on the Regional Council shall also be \$25,000 to be paid in a manner agreed upon by the five (5) Air Districts within the SCAG region.

E. **Annual Audit**

The Regional Council shall cause an annual external audit of the financial affairs of the Association to be made by a certified public accountant at the end of each fiscal year. The Regional Council shall employ a certified public account of its choosing. The Regional Council shall also establish an Audit Committee to provide oversight of the annual external audit. The members of Audit Committee shall be comprised of members of the Regional Council and serve for one (1) year terms. The First Vice--President shall be a member of the Audit Committee and the Second Vice-President shall serve as the chair of the Audit Committee for one (1) year. The audit report shall be made to Association member cities and counties.

F. **Indemnification for Tort Liability**

In contemplation of the provisions of Section 895.2 of the Government Code of the State of California imposing certain tort liability jointly upon public entities solely by reason of such entities being parties to an agreement as defined in Section 895 of said code, the parties hereto as between themselves, pursuant to the authorization contained in Sections 895.4 and 895.6 of said code, will each assume the full liability imposed upon it, or any of its officers, agents or employees by law for injury caused by a negligent or wrongful act or omission occurring in the performance of this agreement to the same extent that such liability would be imposed in the absence of Section 895.2 of said code. To achieve the above stated purpose each party indemnifies and holds harmless the other party for any loss, cost or expense that may be imposed upon such other party solely by virtue of

said Section 895.2. The rules set forth in Civil Code Section 2778 are hereby made a part of these Bylaws.

G. Notwithstanding the provisions of Section 7 of said Joint Powers Agreement by which this Association is formed, no contract, employment, debt, liability or obligation of the Association shall be binding upon or obligate any member of this Association without the express written request or consent of such member and only to the extent so requested or consented to; nor shall the Association have the authority or the power to bind any member by contract, employment, debt, liability, or obligation made or incurred by it without the written request or consent of such member, and then only to such extent as so requested or consented to in writing.

H. **Depositories and Investments**

In addition to the depository and the disbursing officer as specified in Section 7 of the Joint Powers Agreement, the Regional Council may authorize additional depositories and those authorized to disburse the Association's funds, and may specify the terms and conditions pertaining thereto.

ARTICLE IX - STATUTORY AUTHORITY

The Southern California Association of Governments shall be an agency established by a joint powers agreement among the members pursuant to Title 1, Division 7, Chapter 5, of the Government Code of the State of California and shall have the powers vested in the Association by State or Federal law, the joint powers agreement, or these bylaws. The Association shall not have the power of eminent domain, or the power to levy taxes.

ARTICLE X - VOLUNTARY WITHDRAWAL

Any member may, at any time, withdraw from the Association providing, however, that the intent to withdraw must be stated in the form of a resolution enacted by the legislative body of the agency wishing to withdraw. Such resolution of intent to withdraw from the Association must be given to the Executive Director by the withdrawing agency at least 30 days prior to the effective date of withdrawal. The withdrawing agency shall not be entitled to a refund of the annual assessment paid to the Association.

ARTICLE XI - AMENDMENTS

The Bylaws and any amendments thereto are subject to the approval of the General Assembly.

Amendments to these Bylaws may be proposed by an Official Representative, the Executive Director, the Bylaws and Resolutions Committee and the Regional Council.

If proposed by an Official Representative, the amendment shall be submitted to the Regional Council at least forty-five (45) days prior to a regular meeting of the General Assembly for assignment and consideration by the Bylaws and Resolutions Committee.

The Bylaws and Resolutions Committee shall be composed of ~~six (6)~~ two (2) Regional Council members ~~per County who collectively represent the six (6) counties within the SCAG region,~~ with at least two (2) members being County representatives. Members on the Bylaws and Resolutions Committee shall serve for one (1) year terms with the term to expire with the adjournment of the regular meeting of the General Assembly.

The Second Vice-President shall serve as the chair of the Bylaws and Resolutions Committee for one (1) year.

Except for amendments proposed by the Regional Council, all proposed amendments to the Bylaws shall be considered by the Bylaws and Resolutions Committee, and thereafter, by the Regional Council. The proposed amendments, along with the recommendations of the Regional Council, shall be forwarded to the Official Representative of each General Assembly member at least thirty (30) days prior to the General Assembly meeting at which such proposed amendments will be voted upon.

An affirmative vote of a majority of the General Assembly voting members present with a quorum in attendance is, is required to adopt an amendment to these Bylaws. If, within sixty (60) days after the adoption of any amendment, one-third (1/3) or more of the Official Representatives protest such amendment by filing a written protest with the Executive Director, the adoption of such amendment shall be suspended until the next meeting of the General Assembly when the amendment shall again be taken up for consideration and vote.

Notwithstanding any provision of the agreement establishing the Association, Article V - A-4(b) and the Article VIII A, B, and E of said Bylaws shall not be changed except with the concurrence of the legislative body of each signatory party to said agreement which has not then withdrawn from the Association.

ARTICLE XII - EFFECTIVE DATE

These Bylaws shall go into effect immediately upon the effective date of the agreement establishing the Association.

ARTICLE XIII - HIRING PROHIBITION

No current or former elected official who is or was a Member of the SCAG Regional Council shall be eligible for a period of one (1) year after the last day of service as an elected official for appointment to any full-time, compensated employment with SCAG.

Bylaws adopted by the Joint County-City SCAG Committee:

March 27, 1964

Bylaws amended by the SCAG General Assembly:

February 24, 1966

November 4, 1966

February 24, 1967

February 18, 1970

September 24, 1970

February 16, 1973

September 12, 1974

February 27, 1975

March, 8, 1977

October 6, 1977

March 3, 1978

October 6, 1978

March 16, 1979

October 2, 1980

April 29, 1982

April 26, 1984

January 29, 1987

March 21, 1989

March 22, 1990

April 21, 1991

February 27, 1992

March 12, 1993

March 4, 1994

March 3, 1995

July 3, 1996

October 9, 1997

April 16, 1998

September 3, 1998

April 8, 1999

April 6, 2000

May 1, 2003

September 4, 2003

May 4, 2004

May 5, 2005

May 4, 2006

May 3, 2007

May 8, 2008

May 7, 2009

May 6, 2010

May 5, 2011

April 5, 2012

June 7, 2012

May 2, 2013

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DATE: May 1, 2014

TO: General Assembly (GA)

FROM: Regional Council (RC)

SUBJECT: Proposed Resolution for Consideration by the General Assembly – Salton Sea Initiative

EXECUTIVE DIRECTOR'S APPROVAL: 

RECOMMENDED ACTION:

As recommended by the Regional Council, that the General Assembly review and adopt a proposed resolution supporting the Salton Sea Restoration & Renewable Energy Initiative.

EXECUTIVE SUMMARY:

Each year, in preparation for the Annual General Assembly meeting, proposed resolutions and proposed amendments to the SCAG Bylaws are considered by both the Bylaws and Resolutions Committee (Committee) and the Regional Council, prior to submission to the General Assembly. SCAG staff received a request from SCAG Second Vice-President and Mayor of El Centro Cheryl Viegas-Walker for a proposed resolution supporting the “Salton Sea Restoration & Renewable Energy Initiative” (“Initiative”) for consideration by the General Assembly. The Initiative was developed by the Imperial Irrigation District (“IID”) in partnership with Imperial County and seeks to address the growing water, air quality and environmental issues in the Salton Sea. Specifically, the Initiative focuses on a smaller, but sustainable Salton Sea, and seeks to leverage funds generated by new renewable energy projects located at the Sea to help finance activities for air quality management and habitat restoration. The City of El Centro adopted a resolution supporting the Initiative earlier this year. Both the Bylaws & Resolutions Committee and the Regional Council previously reviewed the proposed resolution and recommend its adoption by the General Assembly.

STRATEGIC PLAN: This item supports SCAG’s Strategic Plan Goal 1 (Improve Regional Decision Making by Providing Leadership and Consensus Building on Key Plans and Policies; Objective C (Provide practical solutions for moving new ideas forward).

BACKGROUND:

The SCAG Bylaws provides the opportunity for any Official Representatives of SCAG to propose any policy matter for action by the General Assembly by way of submittal of a resolution. Hon. Cheryl Viegas-Walker has proposed that the General Assembly approve a resolution supporting the Salton Sea Initiative, and a draft of the resolution is attached with this report. The Salton Sea is the largest inland lake in California, totaling more than 375 square miles in Imperial and Riverside counties. In recent years, increased salinity and other water quality problems that have made it inhospitable to wildlife, recreation and other human uses. After 2017, mitigation flows to the Salton Sea to offset the impact of water transfers will cease, causing the sea to shrink dramatically and causing further decline in water quality.

At the February 6, 2014 Regional Council meeting, a representative from the IID spoke about the growing problems surrounding the Salton Sea and how the Initiative seeks to address these problems. Focused on a smaller, but sustainable Salton Sea, the Initiative proposes the development of renewable energy projects and subsurface mining extraction opportunities to provide a funding mechanism to jump-start restoration.

REPORT

The IID representative also noted that implementing the Initiative will require the collaboration of numerous local, state and federal agencies as well as the private sector. At this meeting, several RC members inquired how jurisdictions could assist the matter and it was noted that the City of El Centro had passed a resolution in support of the Initiative. Thereafter, Hon. Viegas-Walker submitted a request that the SCAG General Assembly consider adoption of a similar resolution. The attached draft General Assembly resolution is modeled after El Centro's resolution as well as a sample resolution provided by IID.

The Bylaws & Resolutions Committee and the Regional Council reviewed the proposed resolution on February 24, 2014 and on March 6, 2014, respectively, and both formally recommended that the General Assembly adopt the resolution. Along with the draft resolution, also attached is information about the Initiative which was previously distributed by the IID representative at the February 6th RC meeting.

ATTACHMENTS:

- 1) Draft General Assembly resolution supporting Salton Sea Restoration & Renewable Energy Initiative
- 2) IID's Information Sheet regarding Salton Sea Restoration & Renewable Energy Initiative

**A RESOLUTION OF THE GENERAL ASSEMBLY
OF THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
IN SUPPORT OF THE SALTON SEA RESTORATION &
RENEWABLE ENERGY INITIATIVE**

WHEREAS, the Salton Sea is an endangered environmental resource, serving as a key resting stop on the Pacific Flyway for over 400 avian species but facing imminent collapse due to reduced inflows and increasing salinity; and

WHEREAS, in 2002, the State of California committed through the Salton Sea Restoration Fund Act to being solely responsible for the funding and implementation of a Salton Sea restoration plan to facilitate Imperial Irrigation District's (IID) authorization of the 2003 Quantification Settlement Agreement (QSA), a series of agreements which enabled California to live within its 4.4 million-acre foot annual Colorado River entitlement; and

WHEREAS, in 2007, the State completed an environmental process identifying Salton Sea restoration alternatives, including an \$8.9 billion preferred alternative that was never acted upon by the Legislature and that has received little to no attention since that time; and

WHEREAS, the continued viability of the 2003 QSA, which authorized the nation's largest agricultural-to-urban water transfer, is influenced by certain commitments the state of California assumed for itself beyond the environmental mitigation funding responsibilities of the participating water agencies; and

WHEREAS, in 2018, the IID water transfer programs at the core of the 2003 QSA will fully transition from fallowing to efficiency-based conservation measures and the mitigation deliveries meant to offset conservation impacts for the first 15 years of the QSA will have ended, resulting in significantly reduced inflows to the Salton Sea and the beginning of dramatic declines in water surface elevation, increased salinity levels and accelerated playa exposure; and

WHEREAS, implementation of Salton Sea restoration will offset the need for many expensive QSA air quality and habitat mitigation requirements; and

WHEREAS, IID and Imperial County entered into a Memorandum of Understanding (MOU) on October 24, 2013, aimed at finding a collaborative Salton Sea restoration solution designed to minimize the looming environmental and air quality impacts from the QSA water transfers projected to occur after 2017;

WHEREAS, the MOU is the foundation of the Salton Sea Restoration & Renewable Energy Initiative, which is focused on a smaller, but sustainable Salton Sea. Designed around reduced inflows, and taking advantage of the playa in the Known Geothermal Resource Area at the Salton Sea that will be exposed as the shoreline recedes, the initiative proposes the development of renewable energy projects and subsurface mining extraction opportunities to provide a \$3 billion funding mechanism to jump-start restoration; and

WHEREAS, these renewables can serve to provide up to 1,700 megawatts of geothermal baseload energy and countless other renewable generation opportunities such as solar, wind, solar gradient and other developing green technologies to assist load-serving utilities in meeting California’s renewable portfolio standard requirements.

NOW, THEREFORE, THE GENERAL ASSEMBLY OF THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS DOES HEREBY RESOLVE AS FOLLOWS:

1. That the General Assembly of the Southern California Association of Governments (“SCAG General Assembly”) offers its support for the Salton Sea Restoration & Renewable Energy Initiative concept and encourages the State of California to fulfill both its Salton Sea mitigation and restoration responsibilities in order to ensure the continued but transformed status of the Salton Sea as an environmental resource, protect the health and air-quality of both the Imperial and Coachella Valleys’ citizenry, ensure that the vital and large-scale agricultural operations of this area of Southern California remain productive and continue to provide critical food supplies to feed our nation and increase renewable energy production while serving as an economic stimulus to these same disadvantaged communities.

2. That the SCAG General Assembly authorizes and directs the Executive Director to submit a copy of this Resolution to the appropriate representatives associated with the Salton Sea Restoration & Renewable Energy Initiative.

PASSED, APPROVED, AND ADOPTED at the Annual Meeting of the General Assembly of the Southern California Association of Governments held on the 1st day of May, 2014.

Hon. Greg Pettis
President, SCAG

Attested by:

Hasan Ikhata
Executive Director

Approved as to Form:

Joanna Africa
Chief Counsel



A SOLUTION TO RESTORING THE SALTON SEA LIES WITHIN THE SEA ITSELF



The Salton Sea is the largest inland lake in California, totaling more than 375 square miles in Imperial and Riverside counties. The Sea supports a diverse wildlife habitat for over 400 species of birds and serves as a critical link on the 5,000-mile international Pacific Flyway for bird migration.

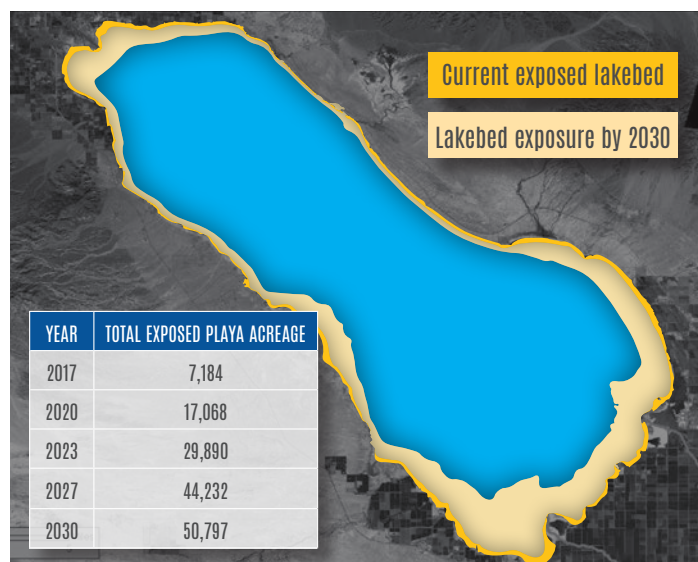
CRISIS AT THE SALTON SEA

Today, the Salton Sea faces a crisis. In recent years, it has developed increasing salinity and other water quality problems that have made it inhospitable to wildlife, recreation and other human uses. The sea elevation has also been receding due to reduced inflows resulting from changing hydrological conditions on the Colorado River system.

After 2017, mitigation flows to the Salton Sea to offset the impact of water transfers will cease, causing the sea to shrink dramatically and hastening its decline in water quality. In addition, a receding sea will expose more than 50,000 acres of lakebed made up of silt and fine-grain soil particles that contain farm-field sediments. This exposure poses an urgent threat to air quality for residents in the Imperial and Coachella valleys, as desert winds moving across the “playa” will cause fine dust and toxins to become airborne.

Together, these water and air quality issues present imminent public health and environmental risks that must be addressed.

PLAYA EXPOSURE: 2012 - 2030



A BOLD NEW VISION FOR ACTION

After a decade during which commitments made by the State of California to restore the Salton Sea have not been fulfilled, a new vision has emerged: a smaller but sustainable Salton Sea that enables restoration through harnessing its vast renewable energy potential.

The *Salton Sea Restoration & Renewable Energy Initiative*, launched by the Imperial Irrigation District in partnership with Imperial County, will leverage funds generated by new

renewable energy projects located at the sea to help finance activities for air quality management and habitat restoration. Projects sited on exposed lakebed will serve a dual purpose: producing renewable energy while doubling as groundcover to mitigate air emissions. Under legislation enacted in 2013, planning and implementing projects at the sea will be driven locally by the Salton Sea Authority, with support from the State of California.

The Initiative will first focus on developing up to 1,700 megawatts of new geothermal energy at the Sea – enough to power more than one million homes. Not only is there more geothermal generating capacity in the Imperial Valley than anywhere else in the U.S., but geothermal energy can be produced with minimal impact on landscape and habitat. It also provides a steady, reliable source of energy to the state electricity grid that is not subject to weather or seasonal fluctuations.

Core components of the *Salton Sea Restoration & Renewable Energy Initiative* include:

- Designating the Salton Sea as a renewable energy development area

KNOWN GEOTHERMAL RESOURCE AREA AT THE SALTON SEA



- Pledging IID's land holdings and mineral assets, as well as potentially those of the federal government, for generation projects such as utility-scale geothermal, solar and wind, subsurface mining operations and emerging resources (algae and solar gradient ponds)
- Pursuing public-private partnerships and environmental alliances to develop new renewable energy resources
- Continuing to work with state and federal regulatory agencies and investor-owned utilities to execute power purchase agreements and plan for the development of new transmission lines, such as a new 500 kilovolt line from eastern Riverside County to IID's Imperial Valley substation

COLLABORATING FOR SOLUTIONS

Implementing the initiative will require actions from numerous local, state and federal government agencies, as well as private companies that can invest their capital and experience in developing renewable energy projects. The initiative will also require engagement by community stakeholders committed to restoring the Salton Sea to protect local communities and wildlife species from the consequences of its unchecked demise.

Working together, the initiative can help assure the future of the Salton Sea, protect public health, conserve vital species habitat and create stability for meeting California's water supply and energy needs.

DATE: May 1, 2014
TO: General Assembly (GA)
FROM: Regional Council (RC)
SUBJECT: Proposed Resolution for Consideration by the General Assembly – Regional Effort to Promote Pedestrian and Bicycle Safety Initiative

EXECUTIVE DIRECTOR'S APPROVAL: 

RECOMMENDED ACTION:

As recommended by the Regional Council, that the General Assembly review and adopt a proposed resolution regarding regional pedestrian and bicycle safety.

EXECUTIVE SUMMARY:

The SCAG Bylaws provides the opportunity for any Official Representative of SCAG to propose any policy matter for action by the General Assembly by way of submittal of a resolution. Councilwomen Michele Martinez, representing the City of Santa Ana; and Leslie Daigle, representing the City of Newport Beach, have requested that the Regional Council review the attached proposed General Assembly resolution regarding a regional Pedestrian and Bicycle Safety Initiative. On March 6, 2014, the Regional Council reviewed the proposed resolution and recommended its adoption by the General Assembly.

STRATEGIC PLAN: This item supports SCAG's Strategic Plan Goal 1 (Improve Regional Decision Making by Providing Leadership and Consensus Building on Key Plans and Policies), Objective c (Provide practical solutions for moving new ideas forward).

BACKGROUND:

The SCAG Bylaws provides the opportunity for any Official Representatives of SCAG to propose any policy matter for action by the General Assembly by way of submittal of a resolution. Hon. Michele Martinez and Hon. Leslie Daigle have proposed that the General Assembly approve a resolution in support of endorsing a regional effort to promote a pedestrian and bicycle safety initiative (see attached draft resolution).

The proposed resolution seeks to have the General Assembly approve supporting a regional safety initiative in partnership with the member agencies, the county transportation commissions, and other stakeholders. This regional safety initiative would reduce the number of injuries and fatalities for people traveling by non-motorized means. As part of the resolution, SCAG would support various partnership efforts, including: (1) an annual public education, awareness and behavior campaign; (2) a comprehensive local and regional bikeway network; (3) development by member cities of city-wide bicycle and pedestrian master plans; (4) increased enforcement of safety laws; and (5) submittal of the resolution to jurisdictions to inform them of the necessity of the five E's: Engineering, Education, Encouragement, Law Enforcement, and Evaluation and Planning.

REPORT

The Regional Council reviewed the proposed resolution on March 6, 2014 and suggested minor amendments to the resolution. The Regional Council also formally recommended that the General Assembly approve the resolution as amended. There are costs to SCAG to implement the proposed resolution which are currently not budgeted. Should the General Assembly approve the proposed resolution, staff will return to the Regional Council with proposed funding and a draft workplan to implement the required actions of the regional pedestrian and bicycle safety initiative.

ATTACHMENT:

Draft General Assembly Resolution in Support of Endorsing a Regional Effort to Promote a Pedestrian and Bicycle Safety Initiative

**A RESOLUTION OF THE GENERAL ASSEMBLY
OF THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
IN SUPPORT OF ENDORSING A REGIONAL EFFORT TO PROMOTE
A PEDESTRIAN AND BICYCLE SAFETY INITIATIVE**

WHEREAS, the Southern California Association of Governments (SCAG) is the designated Metropolitan Planning Organization (MPO), pursuant to 23 U.S.C Section 134 et. seq. and 49.U.S.C Section 503 et seq., serving the nation’s largest metropolitan planning area comprised of Los Angeles, Orange, San Bernardino, Riverside, Ventura and Imperial Counties; and

WHEREAS, California’s Complete Streets Act of 2008 emphasizes the need to decrease reliance upon single-occupancy vehicles by directing “. . . *transportation planners [to] find innovative ways to reduce vehicle miles traveled and to shift from short trips in the automobile to biking, walking, and use of public transit;*” and

WHEREAS, California’s Complete Streets Act urges agencies to decrease reliance upon automobiles by stating the following: “[s]hifting the transportation mode share from single passenger cars to public transit, bicycling, and walking must be a significant part of short- and long-term planning goals if the state is to achieve the reduction in the number of vehicle miles traveled and in greenhouse gas emissions required by current law;” and

WHEREAS, the SCAG region needs to encourage significant improvement in roadway safety for people traveling by non-motorized means. According to the California Office of Traffic Safety data for 2007-2011, 66,104 bicyclists and pedestrians were killed or injured during that 5-year period in San Bernardino, Los Angeles, Riverside, Orange, Ventura, and Imperial counties combined. California OTS data for individual counties from 2007 through 2011 is as follows:

San Bernardino: 3,832
Los Angeles: 45,485
Riverside: 3,824
Orange: 10,199
Ventura: 2,490
Imperial: 274

Per 24-hour period in those counties above, the data indicates 36 pedestrians and bicyclists are killed or injured daily.

In addition, according to the California Statewide Integrated Traffic Records System (SWITRS), bicycle injuries alone in the SCAG region increased by 47% between 2007 and 2011.

NOW, THEREFORE, THE GENERAL ASSEMBLY OF THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS DOES HEREBY RESOLVE AS FOLLOWS:

1. That the General Assembly of the Southern California Association of Governments approves to support a regional safety initiative in an effort to reduce highway carnage,

human suffering, and economic loss by partnering with member agencies, county transportation commissions, and other stakeholders on an annual public education, awareness and behavioral campaign to change dangerous behavior, reduce pedestrian and bicyclist fatalities and injuries, while educating everyone about safe usage of roadways.

2. That the SCAG General Assembly supports a comprehensive local and regional bikeway network, prioritize and encourage bicycle-friendly projects, especially separated bike lanes, streets and neighborhoods and allows bicyclists to safely connect with public transit, employment centers, schools, shopping areas and recreational facilities.
3. That the SCAG General Assembly encourages member cities to prepare city-wide bicycle and pedestrian master plans to improve bicycle and pedestrian infrastructure, create education and safety programs and identify funding opportunities.
4. That SCAG General Assembly will support increased enforcement of roadway safety laws and make all roadway users, including drivers, pedestrians and bicyclist aware of such enforcement efforts.
5. That the SCAG General Assembly authorizes and directs the Executive Director to submit a copy of this Resolution to the appropriate representatives to inform jurisdictions about the necessity of the 5 E'S: Engineering, Education, Encouragement, Law Enforcement, and Evaluation and Planning.

PASSED, APPROVED, AND ADOPTED at the Annual Meeting of the General Assembly of the Southern California Association of Governments held on the 1st day of May, 2014.

Hon. Greg Pettis
President, SCAG


Attested by:

Hasan Ikhata
Executive Director

Approved as to Form:

Joanna Africa
Chief Counsel

DATE: May 1, 2014
TO: General Assembly (GA)
FROM: Regional Council (RC)
BY: Hasan Ikhata, Executive Director, (213) 236-1944, Ikhata@scag.ca.gov
SUBJECT: 2014-2015 SCAG Officers

EXECUTIVE DIRECTOR'S APPROVAL: 

RECOMMENDED ACTION:

Ratify the 2014-2015 SCAG Officer positions as reviewed and approved by the Regional Council.

EXECUTIVE SUMMARY:

On March 6, 2014, the Regional Council approved the following individuals to serve as the 2014-2015 SCAG Officers. With full support of the Regional Council, the General Assembly is asked to ratify the Regional Council's election of these individuals to serve as the 2014-2015 SCAG Officers.

For the position of 2014-2015 SCAG President:

Carl Morehouse, San Buenaventura, Regional Council District 47

For the position of 2014-2015 SCAG First Vice-President:

Cheryl Viegas-Walker, El Centro, Regional Council District 1

For the position of 2014-2015 SCAG Second Vice-President:

Michele Martinez, Santa Ana, Regional Council District 16

For the position of 2014-2015 SCAG Immediate Past President:

Greg Pettis, Cathedral City, Regional Council District 2

STRATEGIC PLAN:

This item supports SCAG's Strategic Plan, Goal 5: Optimize Organizational Efficiency and Cultivate an Engaged Workforce; Objective d) Define the roles and responsibilities at all levels of the organization.

BACKGROUND AND SUMMARY:

On February 26, 2014, the Nominating Committee met to review the proposed candidates for the 2014-2015 SCAG Officer positions of President, First Vice-President and Second Vice-President. On March 6, 2014, the Regional Council approved the above named nominated candidates for the SCAG Officer positions for 2014-2015.

REPORT

Based upon the eligibility requirements for SCAG Officer Candidates as set forth in the SCAG Bylaws, all candidates satisfy the eligibility requirements. The Regional Council, therefore, recommends that the General Assembly ratify the slate of candidates.

FISCAL IMPACT:

Work related to the 2014-2015 Officers is covered by SCAG's General Fund Budget under project number 810.SCG0160.01.

**GENERAL ASSEMBLY - BUSINESS SESSION
SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
MINUTES OF THE MEETING
MAY 2, 2013**

THE FOLLOWING MINUTES ARE A SUMMARY OF ACTIONS TAKEN BY THE GENERAL ASSEMBLY. A VIDEO RECORDING OF THE ACTUAL MEETING IS AVAILABLE ON THE SCAG WEBSITE: www.scag.ca.gov/scagtv

The General Assembly—Business Session—held its May 2, 2013 meeting at the JW Marriott Desert Springs Resort & Spa, Desert Ballroom, 74855 Country Club Drive, Palm Desert, CA 92260. There was a quorum.

Representatives from the following Cities, Counties and County Transportation Commissions were in attendance:

Imperial County: Brawley, Calexico, El Centro, Imperial, Westmoreland; and Imperial County.

Los Angeles County: Alhambra, Artesia, Azusa, Bell Gardens, Bellflower, Beverly Hills, Burbank, Carson, Cerritos, Claremont, Commerce, Compton, Cudahy, Diamond Bar, Duarte, El Monte, Glendale, Glendora, Industry, Inglewood, La Cañada/Flintridge, La Habra Heights, La Mirada, Lomita, Long Beach, Los Angeles, Lynwood, Maywood, Monterey Park, Palmdale, Pomona, Paramount, Pasadena, Rancho Palos Verdes Estates, Rolling Hills Estates, Rosemead, San Fernando, Santa Clarita, Santa Fe Springs, Santa Monica, Signal Hill, South El Monte, South Pasadena, Temple City, Torrance, Walnut, West Covina, Whittier and Los Angeles County.

Orange County: Anaheim, Brea, Cypress, Dana Point, Fullerton, Huntington Beach, Irvine, La Habra, Laguna Niguel, Laguna Woods, Malibu, Mission Viejo, Redondo Beach, Santa Ana, and Westminster and Orange County.

Riverside County: Banning, Beaumont, Blythe, Calimesa, Canyon Lake, Cathedral City, Corona, Desert Hot Springs, Eastvale, Hemet, Indio, La Quinta, Lake Elsinore, Menifee, Murrieta, Norco, Palm Desert, Temecula, Wildomar, Riverside County and RCTC.

San Bernardino County: Adelanto, Apple Valley, Barstow, Big Bear Lake, Chino Hills, Chino, Colton, Grand Terrace, Hesperia, Highland, Loma Linda, Needles, Ontario, Rancho Cucamonga, Rialto, San Bernardino, Upland, Victorville, San Bernardino County, Twenty-nine Palms, and SANBAG.

Ventura County: Fillmore, Moorpark, Ojai, Oxnard, San Buenaventura, Simi Valley, Thousand Oaks, Ventura County and VCTC.

Staff Present

Hasan Ikhata, Executive Director
Sharon Neely, Chief Deputy Executive Director
Joe Silvey, General Counsel
Debbie Dillon, Deputy Executive Director of Administration
Joann Africa, Chief Counsel
Basil Panas, Chief Financial Officer
Catherine Chavez, Chief Information Officer
Rich Macias, Director of Transportation Planning
Huasha Liu, Director of Land Use & Environmental Planning
Darin Chidsey, Director of Strategy, Policy and Public Affairs
Lillian Harris-Neal, Clerk of the Board
Tess Rey-Chaput, Office of Regional Council Support

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

President Glen Becerra called the meeting to order at approximately 11:08 a.m. First Vice President Greg Pettis led the Pledge of Allegiance.

PUBLIC COMMENT PERIOD

President Glen Becerra opened the Public Comment period.

Brett Klein, Chair, Sustainability Commission, City of Palm Springs, expressed appreciation for the joint effort in the implementation of the Sustainable Communities Strategy (SCS) with Metro and the ongoing commitment to the state's public health; sustainability; and active transportation as part of the implementation of the 2012-2035 RTP/SCS. Mr. Klein also reported that the City of Palm Springs approved a 20-point sustainability plan that outlines green recommendations.

President Glen Becerra closed the Public Comment period.

REVIEW AND PRIORITIZE AGENDA ITEMS

There was no reprioritization of the agenda.

ACTION ITEMS

In voting on agenda items, President Glen Becerra asked the Delegates and Voting Alternates to utilize their voting cards by raising the green card for a "Yes" vote; a red card for a "No" vote; and a white card for an "Abstention." President Becerra stated that SCAG staff will collect the voting cards at the end of the meeting.

1. Minutes of the April 5, 2012 General Assembly Meeting
2. Minutes of the June 7, 2012 General Assembly Special Meeting

A MOTION was made (Millhouse) to approve Agenda Item Nos. 1 and 2. Motion was SECONDED (McCallon) and approved by a MAJORITY VOTE with twenty-eight (27) ABSTENTIONS (August, Menifee; Bailey, Riverside; Brown, Buena Park; Craton, Canyon

Lake; Evans, La Quinta; Eastman, Anaheim; Fitzgerald, Fullerton; Harnik, Palm Desert; Hwangbo, La Palma; Jahn; Big Bear Lake [for Agenda Item No. 2]; Kusumoto, Los Alamitos; McEachron, Victorville; Manos, Lake Elsinore; Martinez, Santa Ana; Ming, Laguna Niguel; Navarro, Colton; Nelson, Placentia; Paget, Needles; Parks, Desert Hot Springs; Ramirez; Oxnard; Roberts, Temecula; Robertson, Rialto [for Agenda Item No. 2]; Shevlin, Monrovia; Stanton, Apple Valley; Smith, Westmoreland; Thomas, Adelanto; Voss, La Cañada/Flintridge [for Agenda Item No. 2]; and Williams, Rancho Cucamonga.

3. Fiscal Year (FY) 2013/2014 General Fund Budget and Membership Assessment Schedule

President Becerra asked if there were any questions regarding the agenda item. City of Indio Delegate Lupe Ramos Watson asked how the funds or expenditures are identified and allocated to certain categories and cited the 'stipend expenditure' as an example.

Basil Panas, Chief Financial Officer, responded that budget adjustments were made for FY 13-14, specifically, expenditures related to the Regional Council. Councilmember Ramos Watson stated that she will seek further clarification with staff, if necessary.

A MOTION was made (Neal) to adopt the FY 2013/14 General Fund Budget and Membership Assessment Schedule and authorize the Executive Director and the Chief Financial Officer to make adjustments that may be necessary after adoption of the budget (i.e. changes in membership assessment revenue, allocated fringe benefit and indirect cost allocations, etc.). Motion was SECONDED (Morton) and approved by a MAJORITY VOTE with six (6) ABSTENTIONS (August, Menifee; Harris, Twenty-nine Palms; Ming, Laguna Niguel; Martinez, Santa Ana; McEachron, Victorville; and Navarro, Colton).

4. Consideration of Proposed Amendments to the SCAG Bylaws

Joseph Silvey, General Counsel, provided information on the substantial changes proposed for the SCAG Bylaws as indicated on the report, including providing more discretion to the Regional Council; addressed quorum inconsistencies and meeting date issues; and specifically an amendment on Article 5, Subsection A (4)(h), which now reads, "*Members of the Regional Council may make informational inquiries of the Executive Director or Association executive staff consistent with the official Association duties of such members; however, members of the Regional Council shall refrain from any actions or contacts within the Association that would interfere with the powers and duties of the Executive Director.*"

A MOTION was made (Brown) to review and approve the proposed amendments to the SCAG Bylaws as recommended by the Regional Council. Motion was SECONDED (Stone) and approved by a MAJORITY VOTE with four (4) ABSTENTIONS (August, Menifee; Harris, Twenty-nine Palms; McEachron, Victorville; and Page, Needles).

5. 2013-2014 SCAG Officers

A MOTION was made (DeGrandpre) to ratify the 2013-2014 Regional SCAG Officer positions as reviewed and approved by the Regional Council. Motion was SECONDED (Ramos Watson) and approved by a MAJORITY VOTE with three (3) ABSTENTIONS (August, Menifee; Harper, Huntington Beach; and Messina, Alhambra).

Immediate Past President Glen Becerra congratulated the new SCAG Officers: President Greg Pettis; First Vice President Carl Morehouse; and Second Vice President Cheryl Viegas-Walker.

PRESIDENT'S REPORT

Year in Review

Hasan Ikhmeta, Executive Director, thanked Immediate Past President Glen Becerra during his tenure as SCAG President. Mr. Ikhmeta introduced a video entitled, "2013 Year in Review" to show the accomplishments in the past year.

On behalf of the Regional Council, SCAG Board Officers presented Outgoing President Becerra with a token of appreciation. Immediate Past President Becerra made remarks.

Recognition of Chairs and Vice Chairs

Awards were presented to the following for their dedication and service in the SCAG region as Chairs and Vice Chairs of the Policy Committees: Transportation Committee Chair - Keith Millhouse; Transportation Committee V-Chair - Alan Wapner; Community, Economic and Human Development Chair - Paula Lantz; Community, Economic and Human Development V-Chair - Margaret E. Finlay; Energy and Environment Committee Chair - Cheryl Viegas-Walker; and Energy and Environment Committee V-Chair - James Johnson.

Leadership Awards

The President's Leadership Awards were presented to the following in recognition for their 'material and significant' impact in the region: Regional Partnership Leader Award: Jessie J. Knight, Jr.; Public Sector Leader Award: Arthur T. Leahy; Private Sector Leader Award: Fran Inman; and Sustainability Leader Award: Amanda Eaken.

Recognition of Past & Outgoing Members

Plaques of Recognition were presented to the following for their dedication and service in the SCAG region as members of the Regional Council and Policy Committees: Hon. Ron Loveridge; Hon. Sukhee Kang; Hon. Paul Glaab; Hon. Joel Lautenschleger; Hon. Sharon Quirk-Silva; Hon. David Gafin; Hon. Darcy Kuenzi; Hon. Mary Craton; Hon. Tony Cardenás; Hon. Judy Dunlap; Hon. Ginger Coleman; Hon. Mario Hernandez; Hon. Mark Calac; Hon. Bryan MacDonald; Hon. Jerry Amante; Hon. Keith Hanks; Hon. Stan Carroll; Hon. Ed P. Reyes; Hon. Dennis Zine; Hon. Richard Alarcón; Hon. Jan Perry; Hon. Bill Rosendahl; Hon. Eric Garcetti; Hon. Frank Quintero; Hon. Andy Quach; Hon. Sylvia Ballin; Hon. Phil Luebben; Hon. Sam Toles; Hon. Mark Waldman; Hon. Don Robinson; Hon. Ryan Kelley; Hon. Jeff Cooper; Hon. Steven Ly; Hon. Elba Guerrero; Hon. Cathy Warner; Hon. Elaine Holmes; Hon. Laurie Ender; Hon. Gino Sund; Hon. Jose Barrios; and a Posthumous Recognition for Hon. Tom Glancy.

ADJOURNMENT

The next General Assembly meeting is scheduled for May 1 – 2, 2014.


Lillian Harris-Neal, Clerk of the Board

DATE: May 1, 2014
TO: General Assembly (GA)
FROM: Hasan Ikhata, Executive Director, Ikhata@acag.ca.gov, 213-236-1944,
SUBJECT: 2014 Summary Report: Waiver of Member Dues

EXECUTIVE DIRECTOR'S APPROVAL: 

RECOMMENDED ACTION:
Receive and File

EXECUTIVE SUMMARY:

The SCAG Bylaws require a year-end update to the General Assembly for any member dues waived by the Regional Council. Accordingly, the following report summarizes Regional Council actions for FY 2013/14. The Regional Council (RC) waived the dues for two cities due to their financial hardships:

- *On October 3, 2013, the RC waived the dues of the City of San Bernardino as follows:*

<i>\$17,396</i>	<i>FY 2012-13</i>
<i><u>\$19,003</u></i>	<i><u>FY 2013-14</u></i>
<i>\$36,399</i>	<i>Total dues waived for San Bernardino</i>
- *On February 6, 2014, the RC waived \$8,922 in FY 2013-14 dues for the City of Jurupa Valley.*

STRATEGIC PLAN:

This item supports SCAG's Strategic Plan, Goal 3 – Enhance the Agency's Long Term Financial Stability and Fiscal Management.

BACKGROUND:

SCAG's Bylaws state that: "The Regional Council, for not more than one (1) year at a time, may defer, waive, or reduce payment of the annual dues for any member... Any action of the Regional Council deferring, waiving, or reducing the payment of the annual dues shall be reported at the following General Assembly Meeting."

This report serves to inform the General Assembly of the waivers described above.

FISCAL IMPACT:

The General Fund budget was amended to reflect \$45,321 reduction in dues revenue.

ATTACHMENT:

None

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REPORT

DATE: May 1, 2014

TO: General Assembly (GA)

FROM: Hon. Greg Pettis, President



SUBJECT: Year in Review

In accordance with the SCAG's Bylaws, and on behalf of the Regional Council, I am submitting to the General Assembly this report regarding activities that have taken place since the General Assembly last met in Palm Desert on May 2, 2013. I am pleased to transmit to the General Assembly the following SCAG accomplishments:

- Received federal approval of the conformity re-determination for the 2012-2035 Regional Transportation Plan/Sustainable Communities Strategy (2012 RTP/SCS) and 2013 Federal Transportation Improvement Program (FTIP) for the new 8-hour ozone standard.
- Received federal approval of the conformity determinations for the first amendment to the 2012 RTP/SCS and four amendments to the 2013 FTIP to allow implementation of new transportation projects as well as necessary modifications to existing projects.
- Facilitated inter-agency consultation among federal, state, and regional transportation and air quality agencies to process over 20 PM hot spot analyses (i.e., project-level conformity analyses) to help transportation projects move through regulatory requirements and towards implementation.
- Finalized Sustainability Joint Work Programs with three (3) additional County Transportation Commissions – San Bernardino Associated Governments, Imperial County Transportation Commissions, and Ventura County Transportation Commission. These join Los Angeles County Metro which finalized a joint resolution and work program in the prior year.
- Continued implementation of the Southern California Economic Growth & Job Creation Strategy and held 4th Annual Economic Summit in December 2013 with Regional Council, local and state elected officials including State Senate Leader Darrell Steinberg, and business leaders from throughout the SCAG region.
- Conducted three (3) regional labor summits to expand collaboration on job recovery by hosting labor leadership summits in San Bernardino, Orange and Los Angeles Counties.
- Expanded outreach to regions border by holding joint meeting with Kern County Council of Governments and participated in border crossing tour in Imperial County.
- Approved SCAG's Sustainability Program list of 76 projects in September 2013, building on the success of SCAG's effort to provide services for member communities and partners with two new components: Active Transportation and the Green Region Initiative.

- Successfully completed 29 Sustainability Demonstration Projects.
- Enhanced effectiveness of media relations with targeted outreach, press releases and Op-eds resulting in increased media and public attention to Regional Council-adopted actions and initiatives.
- Launched a fully updated/redesigned website to better showcase SCAG programs, plans, initiatives and services and provide enhanced tools to visitors.
- Collaborated with the county transportation commissions and stakeholders to implement the active transportation related programs and funding components of the Moving Ahead for Progress in the 21st Century Act (MAP-21) and California Senate Bill 99 (SB 99), including providing input on the California Active Transportation Program (ATP) Guidelines and achieving regional consensus on a process for selecting projects to receive funding from the SCAG region's dedicated share of the 2014 ATP funding.
- Strengthened our partnership with state agencies including Governor's Office of Planning and Research and the Strategic Growth Council (SGC). In coordination with state agencies, SCAG hosted a total of eight (8) public workshops on key planning initiatives such as General Plan Guidelines Update, SB 743 Implementation for CEQA Streamlining, Governor's Environmental Goals and Policy Report, and SGC's Sustainable Communities Planning Grant Program.
- At the direction of the Regional Council, convened the Regional Housing Needs Assessment (RHNA) and Housing Element Reform Subcommittee to consider ideas for potential RHNA or housing element reform from suggestions received during the 5th cycle RHNA process and the subsequent housing element update process. SCAG has also strengthened our partnership with the California Department of Housing and Community Development (HCD), whose staff have been receptive to the Subcommittee and our stakeholders and are working collaboratively to address the numerous items brought up through this process.
- Received an update on the feasibility of transferability to other jurisdictions of the Coachella Valley's EXPO on Environmental and Sustainability program to encourage youth participation in transportation and environmental sustainability planning projects.
- Completed District Evaluation Process (undertaken every five years) which resulted in two additional Regional Council Districts in Riverside County for a total of 69 Districts representing the cities in the SCAG region.
- Expanded the discussion on Climate Change and Water Resources, with panels presenting wide-ranging views to the Regional Council.
- Expanded SCAG's international collaboration as a regional planning leader, by hosting regional planning dignitaries from China, Korea and Saudi Arabia.
- Updated the 2014 Public Participation Plan, ensuring SCAG's ongoing commitment to

encourage and create opportunities for all interested individuals and organizations to participate in SCAG's regional planning process.

- Commissioned report from the Los Angeles Economic Development Corporation on the Impact of California's Film & Television Tax Credit Program, which showed that incentive is working better than thought, adding roughly \$4.3 billion to the state's economy over three years and supporting 22,300 jobs.
- Adopted state and federal legislative priorities for 2014.
- Partnered with GLUE Council, Southern California Leadership Council and other business leaders on Sacramento Legislative Reception in March 2014.
- Welcomed the City of Bell (first-time member), and the City of Maywood (returning member), bringing city SCAG membership to 190 out of 191, and total SCAG membership to 196 out of 197 jurisdictions.
- Changed name of Compass Blueprint Program to Sustainability Program to better convey the overall goals and benefits outlined in SCAG's landmark 2012-2035 RTP/SCS that the entire region had a role in developing and is now working to implement through outstanding planning projects.
- Expanded Geographical Information System (GIS) Services program to 91 participants, providing local jurisdictions and stakeholders customized GIS services with an estimated savings of over \$2 million to member jurisdictions. The program also provide GIS services to the following 12 government partner agencies: Heber Public Utility District, Imperial Irrigation District, Coachella Valley Association of Governments, Imperial County Transportation Commission, Western Riverside Council of Governments, Ventura County Transportation Commission, Caltrans, Governor's Office of Planning and Research, Bureau of Land Management, U.S. Fish and Wildlife, U.S. Geological Survey, and the U.S. Navy.
- Developed the draft growth forecast for the 2016-2040 RTP/SCS at both the jurisdictional level and small area level, which included preparing a set of data/GIS maps for each of the 197 local jurisdictions and conducting one-on-one meetings with each jurisdiction to get feedback on the data and growth forecast to reach a shared vision of future growth.
- Expanded membership of Global Land Use Economic (GLUE) Council and conducted regular meetings to obtain input on SCAG draft policies.
- Continued to support partner agencies in various litigation matters, including filing amicus brief supporting the San Diego Association of Governments regarding the challenge of its 2050 RTP/SCS.
- Attended and gave presentations at conferences and meetings of key businesses and non-profit community groups regarding SCAG adopted policies.
- Developed new mapping tool, SCAG Atlas, to facilitate land use input from stakeholders for

SCAG 2016 RTP/SCS development.

- Increased social media presence, activity, and followers.
- Conducted an independent audit and received an unqualified opinion.
- Projected to complete approved FY 14 within operating budget.
- SCAG completed draft FY 15 operating budget and circulated for public comment and consideration of approval at May 1, 2014 General Assembly.
- SCAG's FY12 Comprehensive Annual Financial Report (CAFR) received the Excellence in Financial Reporting award for the 10th successive time and SCAG expected to receive the 11th award for the FY13 CAFR (before May 1, 2014).
- Provided audio/visual technical consultation and services to partners and member organizations to utilize video conferencing as an economically efficient and affordable solution that reduces travel expenditures and increases regional collaboration.
- Improved SCAG's business contingency position, with completion of the SCAG data center to enable access to critical automated systems during emergencies and disasters. Launched an automated notification system, Blackboard Connect, to allow SCAG leadership to effectively communicate with staff and members during time-sensitive emergencies.
- Completed the selection process and initial proof of concept for a new electronic voting system to improve SCAG governance and ensure compliance with Brown Act changes.
- Implemented new internal, automated systems to increase staff productivity and coordination, the WorkPlace purchase requisition system and the Regional Affairs Officer (RAO) web-based tracking system.