



Agenda

Orange County Council of Governments
Board of Directors Regular Meeting
August 22, 2019

As set forth in Orange County Council of Governments Bylaws and Joint Powers Agreement - the Orange County Council of Governments is a voluntary agency established to serve as a sub-regional organization to the Southern California Association of Governments representing Orange County on mandated and non-mandated regional planning activities, to provide a vehicle for Members to engage cooperatively on such activities, and to conduct studies and projects designed to improve and coordinate common governmental responsibilities and services on an area-wide and regional basis.

City of Irvine
1 Civic Center Plaza
Irvine, CA 92606
10:30 a.m.-12:00 p.m.

Board Members (Voting)

Stacy Berry, District 18, Chair
Art Brown, District 21
Wendy Bucknum, District 13
Michael Carroll, District 14
Rose Espinoza, Cities-at-Large
Jim Ferryman, Orange County Sanitation District (OCSD)
Michael Hennessey, Orange County Transportation Authority (OCTA)
Cecelia Iglesias, District 16
Fred Minagar, District 12
Steve Nagel, District 15
Trevor O'Neil, District 19
Chuck Puckett, District 17, Vice Chair
Dwight Robinson, South Coast Air Quality Management District (SCAQMD)
Mike Scheafer, Independent Special Districts of Orange County (ISDOC)
Lyn Semeta, District 64
Marty Simonoff, District 22
Tri Ta, District 20
Scott Voigts, Transportation Corridor Agencies (TCA)

Ex-Officio Members (Non-Voting)

Alicia Berhow, Business Community (OCBC)
Tony Cardenas, Orange County Division, League of California Cities
Ryan Chamberlain, Caltrans District 12
Bruce Channing, Association of California Cities Orange County (ACC-OC)
Carolyn Emery, Orange County, Local Agency Formation Committee (LAFCO)
Amanda Hughes, University Community
Diana Kotler, Anaheim Resort Transportation (ART)
Steven LaMotte, Private Sector
Helen O'Sullivan, Non-Profit Housing Community (NeighborWorks Orange County)
VACANT, Health Care/Hospital Industry



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Agenda Descriptions

The agenda descriptions are intended to provide members of the public a general summary of items of business to be transacted or discussed. The posting of the recommended actions does not indicate what action will be taken. The Board of Directors may take any action deemed to be appropriate and is not limited by the notice of the recommended action.

Public Comments on Agenda Items

Members of the public wishing to address the Board of Directors regarding any item appearing on the agenda may do so by completing a Speaker Card and submitting it to the Clerk of the Board. Speakers will be recognized by the Chair at the time the agenda item is considered. A speaker's comments shall be limited to three minutes.

Public Availability of Agenda Materials

All documents relative to the items referenced in this agenda are available for public inspection at www.occog.com

Accessibility

Any person with a disability requiring a modification or accommodation in order to participate in this meeting should contact the Clerk of the Board at (949) 291-3455, no less than three business days prior to this meeting to enable the Orange County Council of Governments to make reasonable arrangements to assure accessibility to this meeting.

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS

Members of the public may address the Board of Directors regarding any items within the subject matter jurisdiction of the Board of Directors; however, action may not be taken on matters that are not listed on the agenda unless authorized by law. Comments shall be limited to three minutes per speaker, unless different time limits are set by the Chairman, subject to the approval of the Board of Directors.



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CONSENT CALENDAR (Item Nos. 1 & 2)

All matters listed under the Consent Calendar are routine and will be enacted by one vote without separate discussion unless Members of the Board, the public, or staff request specific items be removed for separate action or discussion.

1. **Approval of Meeting Minutes for July 23, 2019** Page 1
Eileen White, OCCOG Clerk of the Board

Recommended Action: Receive and file the minutes as amended or presented.

2. **OCCOG Financial Reports for July 2019** Page 8
John Hanson, OCCOG Treasurer

Recommended Action: Approve the OCCOG Financial Reports for July 2019.

ACTION ITEMS

3. **Approval of OCCOG Letter Regarding RHNA Methodologies** Page 17
Marnie O'Brien Primmer, OCCOG Executive Director

Recommended Action: Approve proposed comment letter on the RHNA methodologies being considered by SCAG as presented or amended.

4. **Approval to Enter into Contract with The Walt Disney Company and Provide Deposit for March 20, 2020, General Assembly** Page 39
Marnie O'Brien Primmer, OCCOG Executive Director

Recommended Action: Direct staff to sign contract and provide \$2500 deposit for securing the date and location for the 2020 General Assembly of the Disney Grand Californian Hotel March 20, 2020.

5. **Select New OCCOG Logo as part of Brand Refresh** Page 54
Marnie O'Brien Primmer, OCCOG Executive Director

Recommended Action: Select updated logo from the three final options.

DISCUSSION ITEMS

6. **Legislative Update and Bill Tracking** Page 70
Wendy Strack, Wendy J Strack Consulting LLC OCCOG Consultant

Recommended Action: Receive and file



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PRESENTATIONS

7. SCAG RHNA and RTP/SCS Timeline

Sarah Jepson, SCAG Acting Director of Planning

Recommended Action: Receive and file.

8. Southern California Edison Wildfire Resilience

Karalee Darnell, Local Public Affairs, Southern California Edison

Recommended Action: Receive and file.

9. Point in Time Count

Zulimia Lundy, County of Orange

Recommended Action: Receive and file.

REPORTS

Technical Advisory Committee

Marika Poynter, Technical Advisory Committee Chair

Southern California Association of Governments

Jonathan Hughes, Regional Affairs Officer, SCAG

South Coast Air Quality Management District

Debra Ashby, Senior Public Information Specialist, SCAQMD

Executive Director Report

Marnie O'Brien Primmer, Executive Director

Board Member Reports

Member Agency Reports

Staff Member Reports

FUTURE AGENDA ITEMS

ADJOURNMENT

The next meeting of the OCCOG Board of Directors will take place at 10:30 a.m. on September 26, 2019, at the City of Irvine Civic Center, Conference Training Center (CTC), 1 Civic Center Plaza, Irvine, CA, 92606.



Minutes

Orange County Council of Governments Board of Directors Regular Meeting Thursday, July 25, 2019, 10:30 a.m.

CALL TO ORDER

Chair Berry called the Regular Meeting of the Orange County Council of Governments to order at 10:37 a.m. on Thursday, July 25, 2019, at Irvine City Hall, CTC Room, 1 Civic Center Plaza, Irvine, CA.

BOARD MEMBERS PRESENT

Stacy Berry, District 18 (Chairman)
Wendy Bucknum, District 13
Tony Cardenas, Orange County Division, League of Cities (Ex-Officio)
Bruce Channing, (ACC-OC)
Rose Espinoza, Cities-at-Large
Jim Ferryman, Orange County Sanitary District (OCSD)
Cecelia Iglesias, District 16
Debra Kurita, LAFCO (Ex-Officio)
Fred Minagar, District 12
Steve Nagel, District 15
Trevor O'Neil, District 19
Gloria Roberts, Caltrans District 12 Alternative (Ex-Officio)
Mike Scheafer, Independent Special Districts of Orange County (ISDOC)
Ward Smith, District 22 Alternative

BOARD MEMBERS ABSENT

Alicia Berhow, Business Community (Ex-Officio)
Art Brown, District 21
Michael Carroll, District 14
Mike Hennessey (OCTA)
Amanda Hughes, University Community
Diana Kotler, Anaheim Resort Transportation (ART) (Ex-Officio)
Steven LaMotte, Private Sector (Ex-Officio)
Helen O'Sullivan, Non-Profit Housing Community (Ex-Officio)
Charles E. Puckett, District 17 (Vice-Chairman)
Dwight Robinson, SCAQMD
Lyn Semeta, District 64
Tri Ta, District 20
Scott Voigts, (TCA) (10:53 arrival)

BOARD VACANCIES

Health Care/Hospital Industry (Ex-Officio)



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STAFF PRESENT

Marnie O'Brien Primmer, Executive Director
Fred Galante, General Counsel
Marika Poynter, TAC Chair
Eileen White, Clerk of the Board

OTHERS PRESENT

Debra Ashby, Senior Public Information Specialist, SCAQMD
Deborah Diep, Center for Demographic Research Director
Jonathan Hughes, SCAG Public Affairs Officer

PLEDGE OF ALLEGIANCE led by Director Minagar

PUBLIC COMMENTS

None

CONSENT CALENDAR (Item Nos. 1 through 3)

1. Approval of Meeting Minutes for May 23, 2019.

Eileen White, OCCOG Clerk of the Board

It was moved by Director Minagar, seconded by Director Espinoza, to receive and file the minutes as presented. Said motion was carried by the following vote:

AYES: (10) BERRY, BUCKNUM, ESPINOZA, FERRYMAN, IGLESIAS, MINAGAR, NAGEL, O'NEIL, SCHEAFER, WARD

NOES: (0)

ABSENT: (8), BROWN, CARROLL, HENNESSEY, PUCKETT, ROBINSON, SEMETA, TA, VOIGTS

2. OCCOG Financial Reports for May and June, 2019

John Hanson, OCCOG Treasurer

It was moved by Director Minagar, seconded by Director Espinoza, to receive and file the Financial Reports for May and June, 2019. Said motion was carried by the following vote:

AYES: (10) BERRY, BUCKNUM, ESPINOZA, FERRYMAN, IGLESIAS, MINAGAR, NAGEL, O'NEIL, SCHEAFER, WARD

NOES: (0)

ABSENT: (8), BROWN, CARROLL, HENNESSEY, PUCKETT, ROBINSON, SEMETA, TA, VOIGTS

3. Approval of Amanda Hughes, Representing the University Community

Marnie O'Brien Primmer, Executive Director

It was moved by Director Minagar, seconded by Director Espinoza, to approve Amanda Hughes, Community Relations Manager at UC Irvine, to represent the University Community on OCCOG. Said motion was carried by the following vote:



AYES:(10) BERRY, BUCKNUM, ESPINOZA, FERRYMAN, IGLESIAS, MINAGAR, NAGEL, O'NEIL, SCHEAFER, WARD

NOES: (0)

ABSENT: (8), BROWN, CARROLL, HENNESSEY, PUCKETT, ROBINSON, SEMETA, TA, VOIGTS

ACTION ITEMS

4. Approval of OCCOG 2019-2020 Budget

Marnie O'Brien Primmer, Executive Director, summarized the staff report and reviewed key changes proposed. In response to questions from the Directors, she noted the proposed OCCOG dues increase has not yet been announced or discussed with City Managers. If the Board adopts the budget with the proposed dues increase, she will bring it to the OCCMA meeting to gauge impacts. Alternatives to dues increase are elimination of the Director stipend, reduced expenses, using the OCCOG reserves, etc. During the ensuing discussion, the majority of Directors indicated they would waive the stipend for attending meetings. Other comments/suggestions were made as follows:

- Suggestion and offer to contact County officials regarding potential for Orange County to return to the OCCOG Board.
- The OCCOG reserves would still be healthy and adequate if the budget was adopted with the proposed increases in expenses and without the dues increase.
- It may be hard for some of the cities to cover the increased dues.
- Recommendation to approve the proposed budget with revision to remove stipend and dues increase

It was moved by Director Bucknum, seconded by Director Minagar, to approve the OCCOG 2019-2020 Budget amended to 1) remove the proposed dues increase, and 2) remove the proposed meeting stipend for Directors. Said motion was carried by the following vote:

AYES:(10) BERRY, BUCKNUM, ESPINOZA, FERRYMAN, IGLESIAS, MINAGAR, NAGEL, O'NEIL, SCHEAFER, WARD

NOES: (0)

ABSENT: (8), BROWN, CARROLL, HENNESSEY, PUCKETT, ROBINSON, SEMETA, TA, VOIGTS

5. Contract Extension for John Hanson, OCCOG Treasurer

Marnie O'Brien Primmer, Executive Director

It was moved by Director Nagel, seconded by Director Bucknum, to approve Contract Extension for John Hanson, OCCOG Treasurer, through June 30, 2021 with an increase in hourly rate from \$50 to \$60 per hour. Said motion was carried by the following vote:

AYES:(10) BERRY, BUCKNUM, ESPINOZA, FERRYMAN, IGLESIAS, MINAGAR, NAGEL, O'NEIL, SCHEAFER, WARD

NOES: (0)



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ABSENT: (8), BROWN, CARROLL, HENNESSEY, PUCKETT, ROBINSON, SEMETA, TA, VOIGTS

6. Amendment to Contract for Eileen White, OCCOG Clerk

Marnie O'Brien Primmer, Executive Director

It was moved by Director O'Neil, seconded by Director Espinoza, to approve amendment to contract for Eileen White, OCCOG Clerk of the Board, to increase rate from \$50/hour to \$55/hour. Said motion was carried by the following vote:

AYES:(10) BERRY, BUCKNUM, ESPINOZA, FERRYMAN, IGLESIAS, MINAGAR, NAGEL, O'NEIL, SCHEAFER, WARD

NOES: (0)

ABSENT: (8), BROWN, CARROLL, HENNESSEY, PUCKETT, ROBINSON, SEMETA, TA, VOIGTS

7. New Contract for Kathryn Morrison, Administrative Support

Marnie O'Brien Primmer, Executive Director

It was moved by Director Bucknum, seconded by Director Minagar, to approve Contract with Kathryn Morrison for a term of 1 year for as-needed administrative support at the hourly rate of \$25/hour. Said motion was carried by the following vote:

AYES:(10) BERRY, BUCKNUM, ESPINOZA, FERRYMAN, IGLESIAS, MINAGAR, NAGEL, O'NEIL, SCHEAFER, WARD

NOES: (0)

ABSENT: (8), BROWN, CARROLL, HENNESSEY, PUCKETT, ROBINSON, SEMETA, TA, VOIGTS

8. New Contract for Wendy J. Strack Consulting, LLC for Legislative Advocacy and Grant Support

Marnie O'Brien Primmer, Executive Director

It was moved by Director Nagel, seconded by Director Iglesias, to approve contract with Wendy J. Strack Consulting, LLC through June 30, 2020 with a monthly retainer of \$2500 in an amount not to exceed \$30,000 plus pre-approved expenses. Said motion was carried by the following vote:

AYES:(10) BERRY, BUCKNUM, ESPINOZA, FERRYMAN, IGLESIAS, MINAGAR, NAGEL, O'NEIL, SCHEAFER, WARD

NOES: (0)

ABSENT: (8), BROWN, CARROLL, HENNESSEY, PUCKETT, ROBINSON, SEMETA, TA, VOIGTS

9. Extend Contract with Communications Lab for Marketing and Communications Support

Marnie O'Brien Primmer, Executive Director



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It was moved by Director Bucknum, seconded by Director O'Neil, to extend the contract with Communications LAB for an additional year through June 30, 2020 at the current monthly retainer of \$1250 per month in an amount not to exceed \$15000. Said motion was carried by the following vote:

AYES: (10) BERRY, BUCKNUM, ESPINOZA, FERRYMAN, IGLESIAS, MINAGAR, NAGEL, O'NEIL, SCHEAFER, WARD

NOES: (0)

ABSENT: (8), BROWN, CARROLL, HENNESSEY, PUCKETT, ROBINSON, SEMETA, TA, VOIGTS

One of the Directors left the meeting at 11:55 a.m., leaving the Board without a quorum. No actions were taken from this point on in the meeting.

10. **Select New OCCOG Logo as part of Brand Refresh**

Marnie O'Brien Primmer, Executive Director/ Justin Glover, Communications LAB

Jessica Von Owen, Communications LAB, displayed via PowerPoint and distributed color renderings of 3 logo options for the Board to consider as part of its brand refresh.

Due to the absence of quorum necessary to choose an option, Ms. Von Owen agreed to email the options to the Board Members for further review and opportunity to provide feedback.

Selection of new OCCOG Logo as part of the brand refresh was continued to the August 22, 2019, OCCOG Regular Board Meeting.

DISCUSSION ITEMS

11. **Legislative Update and Bill Tracking**

Wendy Strack, Wendy J Strack Consulting LLC OCCOG Consultant, reviewed the Legislative Update.

Report received and filed.

12. **RHNA and RTP/SCS Update**

Marnie O. Primmer, OCCOG Executive Director and Marika Poynter, OCCOG TAC Chair

Marnie O'Brien Primmer, Executive Director, reviewed actions taken at the last SCAG meeting; provided an update on the RHNA and RTP/SCS progress; noted potential that the OCCOG meet in December due to timing of policy decisions/implementation.

Marika Poynter, TAC Chair, distributed the 6th Cycle RHNA Development Timeline; discussed difficulties procuring documents from SCAG; encouraged all to share with staff, elected representatives, and other cities the potential impacts if the SCAG proposals are adopted in their current form. There are flaws in the data and



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methodology being used to do the calculations, which will result in unrealistic density goals and requirements. The entire discussion is technical-oriented and many cities do not have the technically-oriented staff to understand the process and potential impacts. She encouraged all to ask questions, be involved in the process, and spread awareness. She advised anyone with questions to call her and she'd be happy to provide/search for answers.

Executive Director Primmer agreed to forward the full packet for the upcoming RHNA RTP/SCS Subcommittee meeting as soon as she receives it. Additionally, she advised all interested to visit the SCAG website to sign up for the RHNA 101 Webinar on Monday, July 29, 2019.

Report received and filed.

PRESENTATION

13. **Electric Vehicle Permit Streamlining**

Marco Anderson, Project Manager at SCAG, narrated a PowerPoint Presentation entitled, "Electric Vehicle Charging Stations, Streamlined Permitting Process," dated July 25, 2019. A copy of the Presentation can be accessed via the OCCOG's website. He described the regulations in AB 1236, which will require a streamlined permitting process; challenges to implementing a streamlined process; next steps moving forward. He displayed sample permit checklists, inspection checklists, ordinance template and staff report template for consideration.

Report received and filed.

REPORTS

Technical Advisory Committee

No report

Southern California Association of Governments (SCAG)

Jonathan Hughes, SCAG Public Affairs Officer, distributed flyers and invited all to attend the 5th Annual Environmental Justice Conference on September 12, 2019, 8:30 a.m. to 1:00 p.m. at the Center at Cathedral Plaza, 555 West Temple Street, LA; announced nomination period open for the Clean Air Awards; distributed the Advisor, Volume 26, Spring/Summer 2019.

South Coast Air Quality Management District

Debra Ashby, Senior Public Information Specialist, SCAQMD, announced workshops starting next week to study/promote up to date school district personnel information; distributed handouts that promote the Commercial Electric Lawn and Garden Equipment Incentive and Exchange program as well as the Asbestos in Schools Training Workshops.

Executive Director's Report

Executive Director Primmer welcomes new OCCOG Representative from SCAG Jonathan



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Hughes; supported importance of having stakeholders involved in SCAG meetings, business, decisions, etc.; announced the OCCOG's brand refresh has commenced with Presentation scheduled for the June meeting; noted the OCCOG will be dark in July; advised Amanda Jones has offered to represent the University Community on OCCOG.

Board Member Reports

Director Iglesias invited all to attend the City of Santa Ana's 150th Anniversary Pancake breakfast which will be held downtown on September 1, 2019.

Member Agency Reports

No reports

Staff Member Reports

No reports

FUTURE AGENDA ITEMS

Director O'Neil requested staff add Analysis of the OCCOG's Reserve Policy and the OCCOG Formal Attendance Policy to a future agenda. Executive Director Primmer added OCCOG Formal Alternative Assignment Policy to the agenda as well.

ADJOURNMENT

There being no further business before the Board, Chair Berry adjourned the meeting at 12:34 p.m.

The next meeting of the OCCOG Board of Directors will take place at 10:30 a.m. on August 22, 2019, at the City of Irvine Civic Center CTC Room, 1 Civic Center Plaza, Irvine, CA.



ORANGE COUNTY

COUNCIL OF GOVERNMENTS August 22, 2019

Subject: OCCOG Financial Report

Summary: OCCOG financial information is provided for Board review.

As of July 31, 2019, OCCOG had combined cash and investments of \$311,631.96 consisting of the following: a bank balance of \$68,691.81 at Bank of the West, outstanding checks in the amount of \$42,375.24 and an investment balance at the State Local Agency Investment Fund of \$285,315.39.

Recommendation: Approve financial report.

- Attachments:**
- A. OCCOG Fiscal Year 2018-19 Cash and Investments
 - B. Bank of the West Statement as of July 31, 2019
 - C. State Local Agency Investment Fund (LAIF) Monthly Statement for July 31, 2019
 - D. LAIF Performance Report - Quarter Ending June 30, 2019, Pooled Money Investment Account (PMIA) Average Monthly Effective Yields – May 2019 – June 2019 – July 2019 and PMIA Portfolio Composition at 7/31/19.
 - E. OCCOG Fiscal Year 2018-19 Cash Receipts/Disbursements Report

Staff Contact: John Hanson, CPA
OCCOG Treasurer
949-929-0073
jhoccog@gmail.com

**Orange County Council of Governments
Cash and Investments
Fiscal Year 2019-20**

Date	Check #	Description	Amount	General Ledger Balance	Bank Balances and Reconciliation
July					
		Balance Forward		357,656.39	
7/15/2019		Local Agency Investment Fund	1,811.61	359,468.00	
7/23/2019	1501	Aleshire & Wynder, LLP	(1,296.00)	358,172.00	Bank of the West 68,691.81
7/23/2019	1502	Eileen White	(6,291.41)	351,880.59	O/S Checks (42,375.24)
7/23/2019	1503	John Hanson	(600.11)	351,280.48	State LAIF 285,315.39
7/23/2019	1504	CSUFAS	(25,077.90)	326,202.58	<u>285,315.39</u>
7/23/2019	1505	CALCOG	(2,300.00)	323,902.58	<u><u>\$311,631.96</u></u>
7/23/2019	1506	Communications Lab	(1,250.00)	322,652.58	
7/23/2019	1507	Connected Consulting	(10,880.13)	311,772.45	
7/31/2019		Bank of the West	(140.49)	311,631.96	



BANK OF THE WEST
BNP PARIBAS

P.O. Box 2830, Omaha, NE 68103-2830

Account Statement

July 1, 2019 - July 31, 2019

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At your service



bankofthewest.com



1-800-488-2265



1-800-659-5495 TTY/TDD



>002260 3223399 0001 008230 10Z
ORANGE COUNTY COUNCIL OF GOVERNMENTS
ATTN JOHN HANSON
3972 BARRANCA PKWY STE J127
IRVINE CA 92606-1204

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Remember to confirm your email during your next branch visit or call our Contact Center at 800-488-2265. Our emails keep you educated about our services, products and more.

REGULAR BUSINESS CHECKING 011-244681

ORANGE COUNTY COUNCIL OF GOVERNMENTS
ATTN JOHN HANSON

ACCOUNT SUMMARY

Beginning Balance	\$87,466.43
0 Credits	0.00
0 Deposits	0.00
1 Withdrawals	-140.49
4 Checks	-18,634.13
Ending Balance	\$68,691.81

EARNINGS SUMMARY

Interest this statement period	\$0.00
Interest credited year-to-date	\$0.00
Annual percentage yield earned	0.00%
Average monthly balance	\$78,767.42

For your protection:

Examine this statement promptly. Any discrepancy must be reported within 30 days. Consumer customers: A discrepancy regarding an electronic payment or line of credit must be reported within 60 days.





REGULAR BUSINESS CHECKING xxx-xx4681 (continued)

ACCOUNT DETAIL

Withdrawals

<i>Date</i>	<i>Amount</i>	<i>Description</i>
07/22	\$140.49	CASH MANAGEMENT CHG -ACCOUNT ANALYSIS CHARGES

1 withdrawal for a total of \$140.49

Checks Paid

<i>Number</i>	<i>Date paid</i>	<i>Amount</i>	<i>Number</i>	<i>Date paid</i>	<i>Amount</i>
1496	07/01	2,500.00	1498	07/02	4,750.00
1497	07/01	504.00	1507*	07/29	10,880.13

4 checks paid for a total of \$18,634.13

* Break in check number sequence.



IMPORTANT INFORMATION

IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR ELECTRONIC TRANSFERS

(For accounts that are maintained primarily for personal, family or household purposes.)



Telephone us at (800) 488-2265, or write us at Bank of the West*, Branch Service Center, P.O. Box 2573, Omaha, NE 68103-2573 as soon as you can if you think your statement or receipt is wrong or if you need more information about a transfer listed on the statement or receipt. We must hear from you no later than 60 days after we sent you the FIRST statement on which the error or problem appeared. We will need to know the following:

1. Tell us your name and account number (if any).
2. Describe the error or the transfer you are unsure about, and explain as clearly as you can why you believe it is an error or why you need more information.
3. Tell us the dollar amount of the suspected error.

We will investigate your complaint and will correct any error promptly. If we take more than 10 business days (20 business days for transactions involving new accounts) to do this, we will credit your account for the amount you think is in error, so that you will have the use of the money during the time it takes us to complete our investigation.



*In South Dakota, Bank of the West operates under the name of Bank of the West California.



Local Agency Investment Fund
P.O. Box 942809
Sacramento, CA 94209-0001
(916) 653-3001

www.treasurer.ca.gov/pmia-laif/laif.asp
August 01, 2019

ORANGE COUNTY COUNCIL OF GOVERNMENTS

TREASURER
3972 BARRANCA PKWY
SUITE J127
IRVINE , CA 92606

PMIA Average Monthly Yields

Account Number:
40-30-020

Tran Type Definitions

July 2019 Statement

Effective Date	Transaction Date	Tran Type	Confirm Number	Authorized Caller	Amount
7/15/2019	7/12/2019	QRD	1611499	SYSTEM	1,811.61

Account Summary

Total Deposit:	1,811.61	Beginning Balance:	283,503.78
Total Withdrawal:	0.00	Ending Balance:	285,315.39



CALIFORNIA STATE TREASURER FIONA MA, CPA



PMIA Performance Report

Date	Daily Yield*	Quarter to Date Yield	Average Maturity (in days)
07/08/19	2.39	2.39	179
07/09/19	2.39	2.39	179
07/10/19	2.39	2.39	178
07/11/19	2.38	2.39	179
07/12/19	2.38	2.39	179
07/13/19	2.38	2.39	179
07/14/19	2.38	2.39	179
07/15/19	2.38	2.39	176
07/16/19	2.38	2.39	178
07/17/19	2.38	2.39	179
07/18/19	2.37	2.39	180
07/19/19	2.37	2.39	179
07/20/19	2.37	2.39	179
07/21/19	2.37	2.39	179
07/22/19	2.37	2.38	179
07/23/19	2.37	2.38	177
07/24/19	2.37	2.38	178
07/25/19	2.37	2.38	175
07/26/19	2.37	2.38	176
07/27/19	2.37	2.38	176
07/28/19	2.37	2.38	176
07/29/19	2.37	2.38	179
07/30/19	2.37	2.38	178
07/31/19	2.37	2.38	182
08/01/19	2.36	2.38	188
08/02/19	2.36	2.38	188
08/03/19	2.36	2.38	188
08/04/19	2.36	2.38	188
08/05/19	2.36	2.38	186
08/06/19	2.36	2.38	183
08/07/19	2.36	2.38	182

*Daily yield does not reflect capital gains or losses

[View Prior Month Daily Rates](#)

LAIF Performance Report

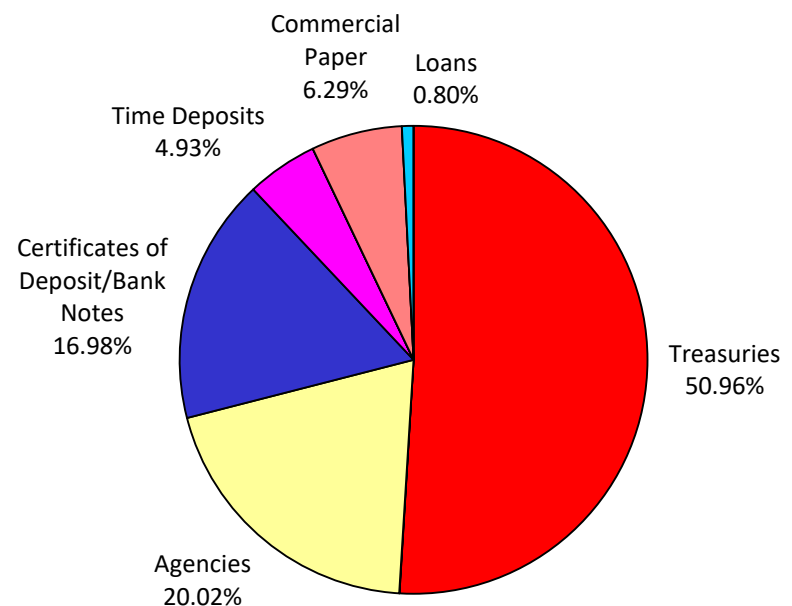
Quarter Ending 06/30/19

Apportionment Rate: 2.57
 Earnings Ratio: .00007028813234525
 Fair Value Factor: 1.001711790
 Daily: 2.39%
 Quarter to Date: 2.44%
 Average Life: 173

PMIA Average Monthly Effective Yields

July 2019 2.379
 June 2019 2.428
 May 2019 2.449

Pooled Money Investment Account Portfolio Composition 07/31/19 \$97.6 billion



Percentages may not total 100% due to rounding

Notes: The apportionment rate includes interest earned on the CalPERS Supplemental Pension Payment pursuant to Government Code 20825 (c)(1)

Based on data available as of 08/08/2019

**Orange County Council of Governments
Cash Receipts/Disbursements Report
For the Quarter ending September 30, 2019**

Cash Receipts

Date	Payer	Description	Amount
7/15/2019	Local Agency Investment Fund	Quarterly Interest	1,811.61
			1,811.61

Cash Disbursements

Date	Check #	Payee	Description	Amount
7/23/2019	1501	Aleshire & Wynder, LLP	June Legal	(1,296.00)
7/23/2019	1502	Eileen White	April, May June Clerk of the Board	(6,291.41)
7/23/2019	1503	John Hanson	June/July Accounting Services	(600.11)
7/23/2019	1504	CSUFAS	1st Quarter CDR Fees	(25,077.90)
7/23/2019	1505	CALCOG	Fiscal Year 19/20 Dues	(2,300.00)
7/23/2019	1506	Communications Lab	Social Media/Web Site June 2019	(1,250.00)
7/23/2019	1507	Connected Consulting	July 2019 Executive Director, Mileage, Meals	(10,880.13)
7/31/2019		Bank of the West	Quarterly Service Charge	(140.49)
				(47,836.04)



ORANGE COUNTY COUNCIL OF GOVERNMENTS

August 22, 2019

Subject: **RHNA Methodology Comment Letter**

Summary: SCAG opened a public comment period August 1, 2019 as part of the selection of the Regional Housing Needs Assessment (RHNA) Cycle 6 methodology. Three Options were released for public review and comment by September 3, 2019. SCAG subsequently extended the comment period to September 13, 2019. Further, SCAG has indicated that the final methodology could be a hybrid of the three proposed methodologies or an entirely new methodology based on public comments.

Background: OCCOG has been actively engaged throughout the 6th RHNA cycle to ensure that our member jurisdictions, who will be held responsible for producing housing elements for approval and certification by the Department of Housing and Community Development (HCD) are well represented, Our activities have included: communicating extensively with the technical staff of our members via the monthly technical Advisory Committee (TAC) meetings, where the RHNA has been thoroughly discussed for the past several months. OCCOG staff has participated in all RHNA subcommittee meetings to date. OCCOG staff and TAC members have had extensive in-person, email, and phone interactions with SCAG staff. The OCCOG Board has previously directed staff to submit a comment letter to SCAG to share our thoughts on selection of the regional determination as part of the consultation package SCAG sent to HCD.

Understanding that many elected officials and staff may not have been through a previous RHNA cycle, and that even those who had could use a refresher since much has changed this cycle, OCCOG partnered with the Center for Demographic Research (CDR) to provide RHNA Workshops. At the urging of OCCOG and other sub-regional directors, SCAG also held a RHNA 101 Webinar to help educate the public about the process.

As part of the RHNA process, SCAG is required to hold a public comment period on a methodology. SCAG has opted to provide multiple methodologies for consideration by the public for an extended 45-day comment period. In response to a request from OCCOG Director Bucknum, SCAG staff worked with the OCCOG to identify a location and time to hold a public hearing in Orange County. This meeting will be held Thursday August 22, 2019 from 1-3 PM at Irvine City Hall following the OCCOG Board of Directors meeting.

An outgrowth of our active involvement has been close coordination among OCCOG staff and our TAC leadership and advisors to develop a strategy for commenting on the draft methodologies that have been released by SCAG for consideration. Because of the requirement that any selected RHNA methodology must be applied to all jurisdictions within the region, and the diverse nature of the SCAG region, OCCOG is focusing our comments on policy-level items. CDR has focused its comments on the technical aspects of each proposed option from a data consistency and accuracy standpoint. And we have encouraged our jurisdictions to use the estimator tool provided by SCAG, again in response to a request from Orange County, to identify how each methodology is likely to impact them and comment accordingly.

The attached draft letter elucidates OCCOG's position on the following ten (10) points:

1. OCCOG believes local input should underpin the selected RHNA methodology allocation option
2. OCCOG supports using local input as the floor for any RHNA allocation of projected need
3. SCAG should allow time for review of new factors or methodologies
4. Adopt a RHNA methodology only after HCD provides the regional determination number.
5. Consider an alternate definition of HQTAs for RHNA purposes
6. OCCOG opposes the reallocation of the "Above Moderate" category housing
7. Utilize share of growth for household population not total population
8. Remove land areas not compatible with residential uses from density calculation
9. Allow for vetting and corrections to CIRB units permitted data
10. OCCOG supports the technical comments provided by The Center for Demographic Research

Recommendation: Direct Executive Director Primmer to send the comment letter to SCAG as presented or amended.

Attachments:

- A. Letter from OCCOG to SCAG regarding proposed RHNA methodologies.
- B. Letter from CDR to SCAG regarding proposed RHNA methodologies.

Staff Contact: Marnie O'Brien Primmer, OCCOG Executive Director 949-698-2856



Orange County Council of Governments

August 22, 2019

Kome Ajise
 Executive Director
 Southern California Association of Governments
 900 Wilshire Blvd., Suite 1700
 Los Angeles, CA 90017
 SENT VIA EMAIL: housing@scag.ca.gov

SUBJECT: PROPOSED REGIONAL HOUSING NEEDS ASSESSMENT (RHNA) ALLOCATION METHODOLOGY

Dear Mr. Ajise:

On behalf of the Orange County Council of Governments (OCCOG), I extend our thanks for the Southern California Association of Government's decision to release multiple methodologies for consideration by the public as part of the 2020 Regional Housing Needs Assessment (RHNA) cycle.

OCCOG is comprised of 34 diverse local jurisdictions, much like the region overall, and we understand that no one methodology will provide optimal results for all. Thus, we seek to work with SCAG to develop an allocation methodology that is equitable, addresses the requirements of RHNA, and results in our member jurisdictions being able to have their housing elements certified by the Department of Housing and Community Development (HCD) within the timeframe required by law. A methodology that does not respect local input, fails to understand the constraints imposed on local jurisdictions in this RHNA cycle for siting new housing, or results in a RHNA allocation that is unattainable by jurisdictions, jeopardizes our region's ability to address the housing crisis head on.

We therefore respectfully submit these comments, with the intent to surface issues and unintended consequences from a local jurisdiction perspective, that SCAG may not be aware of, with the methodologies as currently proposed.

1. OCCOG believes local input should underpin the selected RHNA methodology allocation option

Local input has always been a foundational component of SCAG's RHNA planning process, and for good reason. Local input provides a real-world perspective of local housing opportunities and constraints at an individual, jurisdiction level; a perspective that is not present in a one-size-fits-all proposed RHNA allocation factor, such as a jurisdiction's share of the regional population. Local input provides the backbone, linking the RHNA to the RTP/SCS by supporting the Sustainable Communities Strategy in identifying areas within the region sufficient to house an eight-year projection of the regional housing need, as called forth with the adoption of SB 375.

We support the bottoms-up approach SCAG used to derive local input over a 1.5-year long process in which SCAG solicited input from all 197 local jurisdictions on population, housing and employment for 2016-2045; parcel level General Plan land uses, existing 2016 land uses, and zoning; and the extensive surveys collecting information on policies and best



practices incorporated into local planning. This information is also utilized by the local transportation commissions in their planning and programming of major transportation and infrastructure projects and SCAG in its regional planning. By utilizing local input, the Regional Transportation Plan/Sustainable Communities Strategy, known as Connect SoCal, integrates transportation and land use planning.

2. OCCOG supports using local input as the floor for any RHNA allocation of projected need

Each jurisdiction submitted projected housing development numbers to SCAG as part of the Connect SoCal process, which is linked with the RHNA process. The selected RHNA methodology therefore should ensure that any number assigned to a jurisdiction captures, at minimum, the number of units a jurisdiction identified through the local input process. For example, if a jurisdiction projected it would build 8,000 units, but the selected RHNA methodology only gives that jurisdiction 5,000 units, there should be an adjustment to provide that missing 3,000 units to the jurisdiction, rather than distribute the 3,000 to other jurisdictions. This respects local input, and ensures equity for other jurisdictions not to be overburdened.

3. SCAG should allow time for review of new factors or methodologies

While OCCOG appreciates the expanded public comment period for the methodology, SCAG has made it clear that the recommended methodology could be a combination of the proposed, or an entirely new methodology that is developed from public comments received. For any new factors or methodologies that are introduced as potential inputs or approaches for disaggregating the regional determination to jurisdictions, as a result of the public comment period ending September 13, 2019, we respectfully request adequate time, of no less than one week, be allocated to assess these new inputs and methods prior to any SCAG committee selecting a preferred methodology. This will ensure that SCAG member jurisdictions and other stakeholders have the ability to review the new methodology and provide input to SCAG that can help ascertain optimal outcomes and avoid technical flaws.

4. Adopt a RHNA methodology only after HCD provides the regional determination number.

Adopting a methodology prior to receipt of a regional determination would not allow the jurisdictions, SCAG, and the public to properly assess potential disparate and unintended effects on jurisdictions and those they serve throughout the region.

5. Align the definition of HQTAs with Cap and Trade for RHNA purposes

Page 7, Option 1 Step 1b: Share of Regional HQTA Population:

OCCOG supports improving the linkage between new, higher density housing and frequent, reliable transit service, and affirm this could also help the region in meeting mobility and air quality goals. However, we recognize that how the new housing numbers and associated income distribution is allocated to jurisdictions could raise concerns regarding the potential



over-concentration of particular income groups and/or the potential to displace existing residents. Additionally, HQTAs are not evenly distributed across the region.

Given the significant repercussions for cities and counties to site the units allocated, it is important that the process results in a distribution that is achievable. Thus, an allocation approach that emphasizes the factors that are critical for agencies being able to achieve (“build”) the allocated housing units should be heavily-weighted in one or more of the alternatives—and hopefully in the selected approach.

OCCOG therefore encourages SCAG to align the criteria for RHNA allocations at major transit stops with the definition of a HQTA in the Affordable Housing and Sustainable Communities Program Round 4 FY 2017-2018 Program Guidelines to both avoid overlapping terms/definitions and to better provide potential funding by ensuring HQTA's are within already-defined areas.

“High Quality Transit” means a Qualifying Transit line with high frequencies AND permanent infrastructure as follows: (1) Frequency: High Quality Transit must have Peak Period headway frequency of every 15 minutes or less and service seven days a week. (2) Permanent Infrastructure: High Quality Transit must operate on a railway or be transit service with Bus Rapid Transit features that either fully or partially operate on a dedicated bus-only lane, or uses High Occupancy Vehicle (HOV) or High Occupancy Toll (HOT) lanes.

5. OCCOG opposes the reallocation of the “Above Moderate” category housing

Page 8, Option 1 Step 1d: Social Equity Adjustment for Existing Need:

OCCOG opposes the elimination of and redistribution of the Above Moderate category described in Option 1. Above Moderate units are the only housing type as a whole category that can be built without some form of subsidy, tax break or incentive provided to the builder. Without redevelopment funding and other financial tools in place, providing the needed subsidies has become ever more challenging for jurisdictions, even as we all face the challenge to build more housing at every socio-economic level to meet the needs of our communities. Jurisdictions must be able to find adequate sites for their allocated housing units in their housing element in order for it to be certified by HCD. Without a certified housing element, fines and other penalties can accrue to a jurisdiction, which then further reduces a jurisdiction’s available resources to provide funding for very low- and low-income housing.

Our analysis of reassigning the Above Moderate units to the three lower-income categories, as proposed in Option 1, shows that it in fact further burdens those jurisdictions that are already impacted and have higher shares of lower-income units. In addition, by using the relative share of lower income categories, this further exacerbates those jurisdictions that already have higher concentrations of very-low income units and those that are already receiving higher allocations of lower-income units due to the social equity adjustments.



6. Utilize share of growth for household population not total population

Page 16 Option 3.

Per statute, once the region's growth forecast for total population is established, the population living in group quarters is removed from the subsequent calculations to establish the total regional housing need. Option 3 describes the use of the share of total population growth to allocate housing need. By definition, households are those housing units that are occupied by people and that population is called "household population". Group quarters population, by definition, are those people not living in households, i.e., those sheltered in facilities and structures that are not defined as housing units. Since the RHNA calculations are based off household population, if Option 3, or any other methodology that is selected utilizes the share of population growth, this should be changed to the share of household population growth. Another suggestion is to use the share of household growth instead of the share of total or household population growth.

7. Remove land areas not compatible with residential uses from density calculation

Page 54 of Technical Appendix Table: Share of 2019 Population in 2016 HQTAs.

This table contains a calculation showing 'Density (Population per acre)' which is defined as "Acre size and density calculation is for total area within jurisdictional boundaries". Though density is not currently used as an input into any of the current methodologies and OCCOG is not supporting the use of density as an input, if SCAG ultimately incorporates density into the selected methodology, some land uses should be removed from the total area within the jurisdiction so the density calculation properly reflects population density in developable/useable areas. For example, areas and land uses that are permanently protected open space, such as Cleveland National Forest; military bases; flood channels; local parks and HOA open space; and other lands unsuitable or unavailable for residential uses, should not be included in the area denominator.

8. Allow for vetting and corrections to CIRB units permitted data

Page 59 of Technical Appendix Table: Number of Residential Units Permitted, Construction Industry Research Board (CIRB) and SCAG Local Profiles.

The CIRB data used in Option 1 has not been vetted by all jurisdictions for accuracy. Though the information is reported to have also been contained in the SCAG Local Profiles, the charts displayed in the Local Profiles only report every other year's data. If the CIRB data is to be utilized, any corrections or amendments submitted to SCAG and/or CIRB should be incorporated into the RHNA Technical Data Appendix and RHNA calculations.

9. OCCOG supports the technical comments provided by The Center for Demographic Research.

OCCOG works closely with the Center for Demographic Research at California State University, Fullerton (CDR). CDR has provided detailed comments for SCAG's use in



Orange County Council of Governments

strengthening all three proposed methodologies. OCCOG stands behind the comments issued by CDR in the spirit of making the methodologies as accurate and flawless as possible before adoption.

Once again, OCCOG thanks you and the SCAG team for the partnership in developing an equitable RHNA methodology for our region that will lead to certified housing elements and ultimately to more housing options for Southern Californians. We stand ready to support you during the evaluation period and look forward to working together throughout the remainder of the 2020 RHNA cycle.

Sincerely,

Marnie O. Primmer
Executive Director
Orange County Council of Governments

Table 1. Comments on Proposed RHNA Allocation Methodologies & Data Appendix Tables

Topic & Page Reference	Question/Comment																																																																	
All	<ol style="list-style-type: none"> 1. Provide a tracked changes document based on the changes made since publication of the documents for the public comment period. 2. Please see Attachment 3 for a redline version of the Proposed RHNA Allocation Methodology pages 1-53 for text corrections, clarifications and suggestions. 																																																																	
Page 8, Option 1, Step 1d	<ol style="list-style-type: none"> 3. Redistribution of Existing Need Above Moderate units is not consistent with the 6th cycle methodology of assigning total regional need to regions throughout the state. <p>On page 8 of the Proposed RHNA Allocation Methodology, Step 1d discusses the redistribution of the Above Moderate housing units for existing need to the three lower-income categories. Using SCAG's RHNA calculator, with a sample regional allocation of 659,144 units, Option 1 redistributes approximately 63,807 Above Moderate units into the three lower-income categories across the region, about 9.7% of the sample regional allocation total and 42.4% of the existing need total of 150,589. As seen in Table A below, lines 1, 2, and 8 show the differences in the percent shares by income category before and after the proposed redistribution of the Above Moderate units. This makes it impossible to match the allocations and percent shares by income category provided by HCD unless HCD factors the redistribution into its regional determination for SCAG before a decision on a methodology is made by the RHNA subcommittee, CEHD or Regional Council .</p> <p>Table A: Differences in Methods for Redistribution of Existing Need Above Moderate Income Category</p> <table border="1"> <thead> <tr> <th></th> <th>Very Low Income</th> <th>Low Income</th> <th>Moderate Income</th> <th>Above Moderate Income</th> </tr> </thead> <tbody> <tr> <td colspan="5">Proportional Share:</td> </tr> <tr> <td>1 Option 1 original 110% social equity adjustment</td> <td>25.4%</td> <td>15.5%</td> <td>16.8%</td> <td>42.4%</td> </tr> <tr> <td>2 Option 1 after redistribution of above moderate units (proportional share)</td> <td>44.1%</td> <td>26.9%</td> <td>29.1%</td> <td>0.0%</td> </tr> <tr> <td>3 Difference: Redistributed – original 110%</td> <td>+18.7%</td> <td>+11.4%</td> <td>+12.3%</td> <td>-42.4%</td> </tr> <tr> <td colspan="5">Equal Share:</td> </tr> <tr> <td>7 Option 1 original 110% social equity adjustment</td> <td>25.4%</td> <td>15.5%</td> <td>16.8%</td> <td>42.4%</td> </tr> <tr> <td>8 Option 1 after redistribution of above moderate units (using equal share)</td> <td>39.5%</td> <td>29.6%</td> <td>30.9%</td> <td>0.0%</td> </tr> <tr> <td>9 Difference: Redistributed – original 110%</td> <td>+14.1%</td> <td>+14.1%</td> <td>+14.1%</td> <td>-42.4%</td> </tr> <tr> <td colspan="5">Units</td> </tr> <tr> <td>10 Option 1 original 110% social equity adjustment</td> <td>38,242</td> <td>23,311</td> <td>25,229</td> <td>63,807</td> </tr> <tr> <td>11 Option 1 after redistribution of above moderate units (using equal share)</td> <td>59,533</td> <td>40,437</td> <td>43,771</td> <td>0</td> </tr> <tr> <td>12 Difference: Redistributed – original 110%</td> <td>+21,291</td> <td>+17,126</td> <td>+18,542</td> <td>-63,807</td> </tr> </tbody> </table> <p>In order to utilize this redistribution methodology, HCD would have to be informed of the proposed redistribution methodology, accept the idea of redistribution, and provide either a range for each of the income categories in numbers and percent shares for the SCAG total regional allocation or pre-determine the social equity adjustments and pre-calculate the redistribution of the Above Moderate category to provide specific regional numbers and shares. To date, HCD has provided specific numbers and percent shares for each of the four income categories for each the 11 agencies it has already provided total regional allocations to for the</p>		Very Low Income	Low Income	Moderate Income	Above Moderate Income	Proportional Share:					1 Option 1 original 110% social equity adjustment	25.4%	15.5%	16.8%	42.4%	2 Option 1 after redistribution of above moderate units (proportional share)	44.1%	26.9%	29.1%	0.0%	3 Difference: Redistributed – original 110%	+18.7%	+11.4%	+12.3%	-42.4%	Equal Share:					7 Option 1 original 110% social equity adjustment	25.4%	15.5%	16.8%	42.4%	8 Option 1 after redistribution of above moderate units (using equal share)	39.5%	29.6%	30.9%	0.0%	9 Difference: Redistributed – original 110%	+14.1%	+14.1%	+14.1%	-42.4%	Units					10 Option 1 original 110% social equity adjustment	38,242	23,311	25,229	63,807	11 Option 1 after redistribution of above moderate units (using equal share)	59,533	40,437	43,771	0	12 Difference: Redistributed – original 110%	+21,291	+17,126	+18,542	-63,807
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Topic & Page Reference	Question/Comment
	<p>6th RHNA cycle (http://www.hcd.ca.gov/community-development/housing-element/index.shtml).</p> <p>Providing SCAG income category ranges would be inconsistent with the methodology and regional assignments for the 11 regions in the state that have already received their regional allocations from HCD for the 6th cycle. Using either of the two methods described above, regional ranges or specific numbers and percentages that include redistribution of the Above Moderate units, could also set a precedent for the nine subsequent regions still waiting for their 6th cycle allocations and future RHNA cycles for all 21 regions.</p> <p>4. Redistributing the Above Moderate units to the three lower-income categories further increases the burden of those jurisdictions that are already impacted and have higher shares of lower-income units by assigning more units into the three lower-income categories.</p> <p>Using the relative share of the lower income categories to redistribute the Above Moderate units increases the burden for those jurisdictions that currently have higher concentrations of lower-income units. Lines 3 and 6 in Table A above show that an additional 28,000 very low and 17,000 low income units would be redistributed throughout the region. This includes those jurisdictions that are already impacted, lower-income communities.</p> <p>If redistribution of the Above Moderate units is decided to be done by SCAG’s elected officials and committees, at the very least to attempt to lessen the effect of further impacting local jurisdictions, <u>apply an equal share to each of the three categories</u> to lessen the impact on those jurisdictions that already have higher concentrations of lower-income housing. Lines 3 and 9 in Table A above show that the impact to those jurisdictions already burdened would be lessened by using an equal share to redistribute the Above Moderate units if the SCAG elected officials choose to do so. For example, if the Above Moderate total is 60 units and needs to be redistributed to the three lower-income categories, divide 60 by 3 = 20 and assign 20 units to each of the three lower-income categories.</p>
Page 8, paragraph 3	<p>5. “For example, in Los Angeles County 63 percent of all households live within an HQT, with 72 percent of the County’s very low income households living within an HQT while only 56 percent of above moderate income households do.” --- Please add a table showing all shares for all counties for all data points listed in paragraph.</p>
Page 20, paragraph 2	<p>6. “At the jurisdictional level, between 2012 and 2017 the jobs...” --- Please explain in the report why this specific time increment reported.</p>
Page 28, paragraph 2	<p>7. “The AFFH survey accompanied the required local planning factor survey and that was sent to all SCAG jurisdictions in mid-March 2019 with a posted due date of May 30, 2019” --- Wasn’t the initial deadline for input April 30?</p>
Page 32, Jobs Housing Fit paragraph 1	<p>8. “...enough affordable housing in high resources areas.” --- Please provide the definition of ‘high resource areas’ in the methodology document.</p>
Page 37, Step 1b	<p>9. “The 20 percent of the regional existing housing need will be distributed based on a jurisdiction’s share of 2016 regional population within an existing (2016) HQT.” --- Please clarify if the 2019 DOF population was developed at the SCAG TAZ level and is being used or if the RTP TAZ/local input data for year 2016 was used.</p>
Page 43, Step 2a	<p>10. “...the share of regional household growth for the jurisdictions, e.g., for years 2020-2030, is calculated and applied to the RHNA regional household growth” --- Is this share of growth prorated to 2021-2029? If so, add text from Option 3.</p>
All tables in RHNA Technical Appendix	<p>11. Add table ID numbers to each table. 12. Add in pagination for each table, e.g. 1 of 5.</p>

Topic & Page Reference	Question/Comment
Share of 2019 Population in 2016 HQTAs, 54-58	13. Add note that says “HQTAs may include permanently protected open space identified by state and/or federal agencies.”
Number of Residential Units Permitted, CIRB and SCAG Local Profiles, 59-82	14. Why is SCAG looking at only the last two cycles of RHNA for permit activity? Why not go further back if it is to address the existing need/backlog? 15. Show calculations for how permits per 1,000 pop are calculated.
Social Equity Adjustments Existing/110%/150%, 88-93	16. Add formula page to show how 110% and 150% social equity adjustments are calculated.
Projected Household Growth- Local Input for Connect SoCal 99-103	17. “Source: Local Input from SCAG jurisdictions for Connect SoCal/2020 RTP/SCS, ~October 2019 2018”
Local Population and Household Growth 2020-2045, Connect SoCal 110-113	18. “Source: Local Input from SCAG jurisdictions for Connect SoCal/2020 RTP/SCS, ~October 2019 2018”
Vacant Units by Tenure and Type, American Community Survey 2013-2017 5-year Estimates 114-117 Options 1 & 3	<p>19. If SCAG chooses to use the strict U.S. Census Bureau definitions for renter and owner vacancy rates (defined below), for the most accurate data possible, SCAG should use the raw, unrounded data from tables DP04 and B25004 to calculate the tenured (owner & renter) vacancy rates by jurisdiction for use in the healthy market vacancy rate adjustments.</p> <p>U.S. Census Bureau defines the following: https://www2.census.gov/programs-surveys/acs/tech_docs/subject_definitions/2017_ACSSubjectDefinitions.pdf</p> <p><u>Homeowner Vacancy Rate</u> – The homeowner vacancy rate is the proportion of the homeowner inventory that is vacant “for sale.” It is computed by dividing the number of vacant units “for sale only” by the sum of the owner-occupied units, vacant units that are “for sale only,” and vacant units that have been sold but not yet occupied, and then multiplying by 100. This measure is rounded to the nearest tenth.</p> <p><u>Rental Vacancy Rate</u> – The rental vacancy rate is the proportion of the rental inventory that is vacant “for rent.” It is computed by dividing the number of vacant units “for rent” by the sum of the renter-occupied units, vacant units that are “for rent,” and vacant units that have been rented but not yet occupied, and then multiplying by 100. This measure is rounded to the nearest tenth.</p> <p>To calculate owner and renter vacancy rates, the U.S. Census Bureau reports the raw data in two separate tables: DP04 and B25004.</p> <p>DP04 includes the following:</p> <ul style="list-style-type: none"> • Total housing units • Occupied housing units (Households) • Vacant units • Total vacancy rate • Number of owner-occupied units (owner households) [for owner vacancy rate] • Number of renter-occupied housing units (renter households) [for renter vacancy rate] • Owner vacancy rate- rounded to tenths • Renter vacancy rate- rounded to tenths <p>B25004 reports the number of vacant units by the seven vacancy types:</p> <ol style="list-style-type: none"> 1. For rent [for renter vacancy rate] 2. Rented, not occupied 3. For Sale only [for owner vacancy rate]

Topic & Page Reference	Question/Comment																																																																																									
	<p>4. Sold, not occupied 5. For seasonal, recreational, or occasional use 6. For migrant workers 7. Other vacant</p> <p>Currently, SCAG is only using the rounded-to-tenths owner and renter vacancy rates from DP04 for the healthy market vacancy rate adjustments at the jurisdictional level. For example, in order to calculate the regional tenured vacancy rates for the HCD consultation package (June 6, 2019 CEHD agenda packet), SCAG imputed the renter and owner units from a single table's rounded data (DP04) rather than calculating the actual rates from raw data in two separate tables (DP04 and B25004). Table B below illustrates the differences when using imputed and rounded vs. raw, unrounded data to calculate the regional tenured vacancy rates. Though small differences in percentages are seen in the tenured vacancy rates, when applied to the regional totals of hundreds of thousands of housing units shown in Table C, the resulting differences when using imputed and rounded data vs. raw, unrounded data can be sizeable.</p> <p>Table B: Tenured Vacancy Rates for SCAG Region from Different Source Tables</p> <table border="1" data-bbox="438 751 1477 955"> <thead> <tr> <th></th> <th>Owner Vacancy Rate</th> <th>Renter Vacancy Rate</th> </tr> </thead> <tbody> <tr> <td>Only 1-year DP04 (requires imputation using rounded data)</td> <td>1.1015%</td> <td>3.2756%</td> </tr> <tr> <td>Only 5-year DP04 (requires imputation using rounded data)</td> <td>1.2018%</td> <td>3.5850%</td> </tr> <tr> <td>All 5-year data (Tables DP04 & B25004, raw, unrounded)</td> <td>1.2443%</td> <td>3.6182%</td> </tr> </tbody> </table> <p>Sources: U.S. Census Bureau American Community Survey 2017 1-year and 2013-2017 5-year estimates</p> <p>Using the occupied units by tenure from the June 6, 2019 CEHD HCD Consultation Package's Table 1 on page 16, Table C below shows the magnitude of the differences when using imputed/rounded data vs. the raw, unrounded data outputs from Table B to calculate the regional healthy market vacancy rate adjustments by tenure. When comparing the raw, unrounded data to the imputed/rounded data, the raw, unrounded data are 19.3% to 23.0% lower than using the imputed rates. Recognizing that 1-year and 5-year data are inherently different and will produce different results, Table C also shows the differences between the 5-year raw vs. 5-year imputed data.</p> <p>Table C: Differences in Healthy Market Vacancy Rate Adjustments at the SCAG Regional Level by Tenure, U.S. Census Bureau American Community Survey (ACS)</p> <table border="1" data-bbox="430 1318 1502 1564"> <thead> <tr> <th rowspan="2"></th> <th rowspan="2"></th> <th colspan="2">Projected Need</th> <th rowspan="2">Total Vacancy Adjustments</th> <th colspan="2">Differences with Table 1*</th> </tr> <tr> <th>Owner</th> <th>Renter</th> <th>Number</th> <th>Percent</th> </tr> </thead> <tbody> <tr> <td></td> <td>SCAG Total</td> <td>311,821*</td> <td>282,916*</td> <td>594,737*</td> <td></td> <td></td> </tr> <tr> <td>1</td> <td>1-year ACS- only DP04*</td> <td>1,247*</td> <td>4,866*</td> <td>6,113*</td> <td>0</td> <td>0.0%</td> </tr> <tr> <td>2</td> <td>5-year ACS- only DP04</td> <td>797</td> <td>3,909</td> <td>4,707</td> <td>(1,406)</td> <td>-23.0%</td> </tr> <tr> <td>3</td> <td>5-year ACS (DP04 & B25004)</td> <td>930</td> <td>4,003</td> <td>4,933</td> <td>(1,180)</td> <td>-19.3%</td> </tr> </tbody> </table> <table border="1" data-bbox="430 1596 1502 1816"> <thead> <tr> <th rowspan="2"></th> <th rowspan="2"></th> <th colspan="3">Existing Need</th> <th rowspan="2">Number</th> <th rowspan="2">Percent</th> </tr> <tr> <th>Owner</th> <th>Renter</th> <th></th> </tr> </thead> <tbody> <tr> <td></td> <td>SCAG Total</td> <td>3,184,473*</td> <td>2,889,288*</td> <td>6,073,761*</td> <td></td> <td></td> </tr> <tr> <td>4</td> <td>1-year ACS- only DP04*</td> <td>12,738*</td> <td>49,696*</td> <td>62,434*</td> <td>(0)</td> <td>0.0%</td> </tr> <tr> <td>5</td> <td>5-year ACS- only DP04</td> <td>8,141</td> <td>39,924</td> <td>48,066</td> <td>(14,368)</td> <td>-23.0%</td> </tr> <tr> <td>6</td> <td>5-year ACS (DP04 & B25004)</td> <td>9,498</td> <td>40,882</td> <td>50,380</td> <td>(12,054)</td> <td>-19.3%</td> </tr> </tbody> </table> <p>*SCAG's calculations reported in June 6, 2019 CEHD Agenda Packet's HCD Consultation Package, Table 1, p. 16 Sources: U.S. Census Bureau American Community Survey 2017 1-year and 2013-2017 5-year estimates, Tables DP04 & B25004</p>		Owner Vacancy Rate	Renter Vacancy Rate	Only 1-year DP04 (requires imputation using rounded data)	1.1015%	3.2756%	Only 5-year DP04 (requires imputation using rounded data)	1.2018%	3.5850%	All 5-year data (Tables DP04 & B25004, raw, unrounded)	1.2443%	3.6182%			Projected Need		Total Vacancy Adjustments	Differences with Table 1*		Owner	Renter	Number	Percent		SCAG Total	311,821*	282,916*	594,737*			1	1-year ACS- only DP04*	1,247*	4,866*	6,113*	0	0.0%	2	5-year ACS- only DP04	797	3,909	4,707	(1,406)	-23.0%	3	5-year ACS (DP04 & B25004)	930	4,003	4,933	(1,180)	-19.3%			Existing Need			Number	Percent	Owner	Renter			SCAG Total	3,184,473*	2,889,288*	6,073,761*			4	1-year ACS- only DP04*	12,738*	49,696*	62,434*	(0)	0.0%	5	5-year ACS- only DP04	8,141	39,924	48,066	(14,368)	-23.0%	6	5-year ACS (DP04 & B25004)	9,498	40,882	50,380	(12,054)	-19.3%
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	<p>20. Since the raw data is available, in order to use the most accurate data possible during the RHNA process, unrounded vacancy rates for each jurisdiction should be calculated by using both tables DP04 and B25004 for use in the healthy market vacancy rate adjustments.</p> <p>21. Please include the table in Attachment 1 in the RHNA Data Appendix, which shows the raw data inputs, calculations and results of the owner and renter vacancy rates using both tables DP04 and B25004.</p>
<p>Vacant Units by Tenure and Type, American Community Survey 2013-2017 5-year Estimates 114-117</p> <p>Options 1 & 3</p>	<p>22. Consider using all, or more than two, of the seven categories of vacant units to calculate the tenured vacancy rates.</p> <p>The U.S. Census Bureau American Community Survey (ACS) 2017 5-year estimates report 6,470,403 housing units in the SCAG region with 5,970,784 occupied housing units (households) and 499,619 vacant units. The total vacancy rate for the region is 7.7% (6,470,403 / 499,619). As mentioned above in Item 19, the Census Bureau divides vacant units into seven different categories. See Attachment 2 for Census definitions of all vacant unit types.</p> <p>Though all seven categories are used to calculate a jurisdiction’s total vacancy rate, to calculate the tenured (owner & renter) vacancy rates, the Census Bureau only uses <u>two of the seven</u> types of vacant units. California statute does not specify how to calculate the homeowner and renter vacancy rates, nor does it require Census Bureau definitions to be used; it only specifies that the healthy market vacancy rate for renters is 5.0%.</p> <p><u>Five of the seven</u> categories of vacant units, totaling 353,517 units, are not included in the calculation of owner and renter vacancy rates using the Census Bureau definitions (above on page 3). Thus, any RHNA methodology that utilizes the strict Census owner and renter vacancy rates will underestimate the tenured vacancy rates and actual number of vacant units for each jurisdiction. As a result, the region as a whole, and each of the 197 jurisdictions, will be assigned a higher RHNA allocation.</p> <p>For example, as seen in Table D below on page 6, Imperial County has a total of 12,000 vacant housing units (ACS 2017 5-year estimates) but only two categories of those vacant units (829 and 548 = 1,377) are used in the formula to calculate the owner and renter vacancy rates. That means that 10,623 vacant units are not being credited to Imperial County jurisdictions in the RHNA’s healthy market vacancy rate adjustments. As a result, the owner vacancy rate is 2.1%, the renter vacancy rate is 4.0%, while the total vacancy rate for Imperial County is 21.0%.</p> <p>As a further example, Orange County has a total of 56,725 vacant housing units (ACS 2017 5-year estimates) but only two categories of those vacant units (14,542 and 5,037 = 19,579) are used to calculate the owner and renter vacancy rates. That means that 37,146 vacant units are not being credited to Orange County jurisdictions in the RHNA’s healthy market vacancy rate adjustments due to this underestimation.</p> <p>These same strict definitions were used to calculate the regional vacancy rates as explained above (Item 20), for the consultation package sent by SCAG to HCD with the ultimate effect that the region was not credited with all the vacant units by ignoring five of the seven types of vacant units, thus underestimating the current vacant housing stock.</p> <p>23. Consider using all, or more than two, of vacant unit categories in the tenured vacancy rates.</p> <ul style="list-style-type: none"> • Rented, not occupied • Sold, not occupied • For seasonal, recreational, or occasional use • For migrant workers • Other vacant

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Industry Affiliation by Workplace, ACS 2012-2016 5-year Estimates 131-134	28. Add ACS source table number 29. Add second line to title or note at bottom of page “Number of jobs in jurisdiction by industry”																																																																																																																																

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RHNA Methodology Survey Response Summary, Spring 2019 288-293	30. Indicate in notes at bottom of table what the four categories of the survey represent and dates for each.
RHNA Data Appendix, p. 99-103; 110-113 & RHNA Calculator	31. If HCD approves the removal of growth on tribal lands in unincorporated county areas, specifically Unincorporated Riverside & San Bernardino Counties, please: <ol style="list-style-type: none"> a. Indicate these changes to population and household numbers in the Proposed RHNA Methodology Data Appendix tables: <ol style="list-style-type: none"> i. Projected Household Growth- Local Input for Connect SoCal ii. Local Population and Household Growth 2020-2045, Connect SoCal b. Indicate these changes to population and household numbers in the RHNA Calculator RHNA_data worksheet columns: <ol style="list-style-type: none"> i. POP20, POP30, POP35, & POP45 ii. HH20 & HH30
RHNA Calculator	32. In the RHNA Calculator RHNA_data worksheet, please add 2035 Households for all jurisdictions, which is needed to determine which increment of population growth share should be used for Option 3.
RHNA Data Appendix, p. 99-103; 110-113 & RHNA Calculator	33. Please correct Households 2045 in either the RHNA Calculator or the Proposed RHNA Methodology Data Appendix Tables: Local Population and Household Growth 2020-2045, Connect SoCal and Projected Household Growth – Local Input for Connect SoCal as 196 of 197 jurisdictions’ data does not match.
RHNA Data Appendix, p. 54-58 & RHNA Calculator	34. In the RHNA Calculator RHNA_data worksheet, for columns M (HQTAPOP16) & N (PCT_HQTAPOP16), please correct the sorting in either the Proposed RHNA Methodology Data Appendix Table: Share of 2019 Population in 2016 HQTAs or the RHNA Calculator for the following cities: <ul style="list-style-type: none"> • Bell Gardens • Bellflower • La Habra • La Mirada • La Puente • La Verne • Laguna Niguel • Lakewood • Lancaster
RHNA Calculator	35. Please correct the vacancy rates by tenure in the RHNA Calculator RHNA_data worksheet for the following jurisdictions, as it is unlikely all have the same share of owner and renter units: <ul style="list-style-type: none"> • Unincorporated Los Angeles • Unincorporated Orange • Unincorporated Riverside • Unincorporated Ventura
RHNA Calculator	36. In the RHNA Calculator RHNA_data worksheet, Option 1 uses a total of 150,577 for existing need by using this formula: <ol style="list-style-type: none"> a. Placeholder HCD regional total housing allocation (659,144) - projected household growth (468,428) - vacancy adjustments for projected need (14,580) - replacement need for projected growth (25,559) = 150,577. b. The calculator is using the total number of replacement need of 25,559 for the <u>projected</u> need calculations, but the 25,559 is the <u>existing</u> need replacement number per Table 1 in the June 6, 2019 CEHD HCD consultation package. The <u>projected</u> replacement need number should be smaller, near 2,500 as seen in Table 1 in the HCD package.

Topic & Page Reference	Question/Comment
RHNA Calculator	37. In the RHNA Calculator RHNA_data worksheet, for Option 1, columns BC, BD, and BE divide the above moderate category into three equal shares, whereas the methodology on page 8 talks about using the relative share of the three lower-income categories. Please correct the formulas to match the methodology on page 8.
RHNA Calculator	38. In the RHNA Calculator RHNA_data worksheet, please update Option 3's calculations to utilize if/then statements so the formulas are referencing the appropriate time increment (2020-2030, 2020-2035, or 2020-2045) based on the amount of household growth as is described on page 15 of the Proposed RHNA Methodology. The RHNA Calculator is currently set up to only use the growth increment of 2020-2045, which is not how the methodology is described on page 15 of the Proposed RHNA Methodology document.
RHNA Data Appendix & RHNA Calculator	39. Please republish the Proposed RHNA Allocation Methodology Technical Data Appendix and RHNA calculator after corrections are made.

Housing Tenure Vacancy Rates by Jurisdiction

To calculate homeowner vacancy rates= COLUMN K/(COLUMN K + COLUMN E) = 548/(548+25507) = 2.1%
 To calculate renter vacancy rates= COLUMN I/(COLUMN I + COLUMN F) = 829/(829+19691) = 4.0%
 This means Columns J, L, M, N, & O (353,517 units) are not being used in calculating owner or renter vacancy rates and the SCAG region is not being credited with vacant units in the housing stock for tenure vacancy rates.
 The total vacancy rate does reflect all 499,619 vacant units in the region.

Geography	COUNTRY	A			B			C			D		E		F		G		H		I		J		K		L		M		N		O		P		Q		R		S		T		U		V						
		DP04	DP04	DP04	DP04	DP04	DP04	DP04	DP04	DP04	DP04	DP04	DP04	DP04	DP04	DP04	DP04	DP04	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	B25004	A - S	Total	UNROUNDED	CALCULATIONS					
unincorporated	SB	137,001	94,277	42,724	31.2%	61,486	32,791	3.0%	5.2%	1,799	262	1,927	696	31,812	46	6,182	42,724	63,413	34,590	98,003	38,998	392	3,04%	5.20%	3,04%	5.20%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%			
Camarillo	VEN	25,535	24,640	895	3.5%	16,540	8,100	0.4%	5.1%	433	0	70	35	173	0	184	895	16,610	8,533	25,143	392	3.04%	5.07%	3.04%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%	0.42%	5.07%				
Fillmore	VEN	4,558	4,300	258	5.7%	2,993	1,307	1.3%	7.1%	100	0	40	29	76	0	13	258	3,033	1,407	4,440	118	1.32%	7.11%	1.32%	7.11%	0.90%	3.64%	0.90%	3.64%	0.90%	3.64%	0.90%	3.64%	0.90%	3.64%	0.90%	3.64%	0.90%	3.64%	0.90%	3.64%	0.90%	3.64%	0.90%	3.64%	0.90%	3.64%	0.90%	3.64%				
Moorpark	VEN	11,603	11,178	425	3.7%	8,368	2,810	0.9%	3.6%	106	23	76	98	101	0	21	425	8,444	2,916	11,360	243	0.00%	7.26%	0.00%	7.26%	0.00%	7.26%	0.00%	7.26%	0.00%	7.26%	0.00%	7.26%	0.00%	7.26%	0.00%	7.26%	0.00%	7.26%	0.00%	7.26%	0.00%	7.26%	0.00%	7.26%	0.00%	7.26%	0.00%	7.26%				
Ojai	VEN	3,340	2,928	412	12.3%	1,650	1,278	0.0%	7.3%	100	0	0	63	127	41	81	412	1,650	1,378	3,028	312	1.21%	3.11%	1.21%	3.11%	1.21%	3.11%	1.21%	3.11%	1.21%	3.11%	1.21%	3.11%	1.21%	3.11%	1.21%	3.11%	1.21%	3.11%	1.21%	3.11%	1.21%	3.11%	1.21%	3.11%	1.21%	3.11%	1.21%	3.11%				
Oxnard	VEN	54,467	51,108	3,359	6.2%	27,246	23,862	1.2%	3.1%	767	99	335	209	1,091	0	858	3,359	27,581	24,629	52,210	2,257	4.25%	2.42%	4.25%	2.42%	4.25%	2.42%	4.25%	2.42%	4.25%	2.42%	4.25%	2.42%	4.25%	2.42%	4.25%	2.42%	4.25%	2.42%	4.25%	2.42%	4.25%	2.42%	4.25%	2.42%	4.25%	2.42%	4.25%	2.42%	4.25%	2.42%	4.25%	
Port Hueneme	VEN	7,803	6,565	1,238	15.9%	3,019	3,546	4.2%	2.4%	88	26	134	0	562	0	428	1,238	3,153	3,634	6,787	1,016	0.43%	3.52%	0.43%	3.52%	0.43%	3.52%	0.43%	3.52%	0.43%	3.52%	0.43%	3.52%	0.43%	3.52%	0.43%	3.52%	0.43%	3.52%	0.43%	3.52%	0.43%	3.52%	0.43%	3.52%	0.43%	3.52%	0.43%	3.52%	0.43%	3.52%		
San Buenaventura	VEN	43,146	40,662	2,484	5.8%	21,869	18,793	0.4%	3.5%	685	43	95	169	843	0	649	2,484	21,964	19,478	41,442	1,704	0.84%	3.53%	0.84%	3.53%	0.84%	3.53%	0.84%	3.53%	0.84%	3.53%	0.84%	3.53%	0.84%	3.53%	0.84%	3.53%	0.84%	3.53%	0.84%	3.53%	0.84%	3.53%	0.84%	3.53%	0.84%	3.53%	0.84%	3.53%	0.84%	3.53%		
Santa Paula	VEN	9,199	8,821	378	4.1%	4,853	3,968	0.8%	3.5%	145	14	41	39	52	37	50	378	4,894	4,113	9,007	192	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%		
Simi Valley	VEN	43,214	42,025	1,189	2.8%	30,161	11,864	0.7%	3.0%	366	40	215	65	241	0	262	1,189	30,376	12,230	42,606	608	0.71%	2.99%	0.71%	2.99%	0.71%	2.99%	0.71%	2.99%	0.71%	2.99%	0.71%	2.99%	0.71%	2.99%	0.71%	2.99%	0.71%	2.99%	0.71%	2.99%	0.71%	2.99%	0.71%	2.99%	0.71%	2.99%	0.71%	2.99%	0.71%	2.99%	0.71%	2.99%
Thousand Oaks	VEN	47,930	46,136	1,794	3.7%	32,347	13,789	0.7%	2.8%	407	167	214	51	515	35	405	1,794	32,561	14,196	46,757	1,173	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%	0.66%	2.87%
unincorporated	VEN	35,202	31,683	3,519	10.0%	21,632	10,051	0.9%	3.6%	372	65	205	185	1,891	74	727	3,519	21,837	10,423	32,260	2,942	0.94%	3.57%	0.94%	3.57%	0.94%	3.57%	0.94%	3.57%	0.94%	3.57%	0.94%	3.57%	0.94%	3.57%	0.94%	3.57%	0.94%	3.57%	0.94%	3.57%	0.94%	3.57%	0.94%	3.57%	0.94%	3.57%	0.94%	3.57%	0.94%	3.57%	0.94%	3.57%

Note: U.S. Census Bureau defines the following:
 Homeowner Vacancy Rate – The homeowner vacancy rate is the proportion of the homeowner inventory that is vacant "for sale." It is computed by dividing the number of vacant units "for sale only" by the sum of the owner-occupied units, vacant units that are "for sale only," and vacant units that have been sold but not yet occupied, and then multiplying by 100. This measure is rounded to the nearest tenth.
 Rental Vacancy Rate – The rental vacancy rate is the proportion of the rental inventory that is vacant "for rent." It is computed by dividing the number of vacant units "for rent" by the sum of the renter-occupied units, vacant units that are "for rent," and vacant units that have been rented but not yet occupied, and then multiplying by 100. This measure is rounded to the nearest tenth.

U.S. Census Bureau Definitions of Types of Vacant Units

U.S. Census Bureau defines the following:

https://www2.census.gov/programs-surveys/acs/tech_docs/subject_definitions/2017_ACSSubjectDefinitions.pdf?

- Homeowner Vacancy Rate – The homeowner vacancy rate is the proportion of the homeowner inventory that is vacant “for sale.” It is computed by dividing the number of vacant units “for sale only” by the sum of the owner-occupied units, vacant units that are “for sale only,” and vacant units that have been sold but not yet occupied, and then multiplying by 100. This measure is rounded to the nearest tenth.
- Rental Vacancy Rate – The rental vacancy rate is the proportion of the rental inventory that is vacant “for rent.” It is computed by dividing the number of vacant units “for rent” by the sum of the renter-occupied units, vacant units that are “for rent,” and vacant units that have been rented but not yet occupied, and then multiplying by 100. This measure is rounded to the nearest tenth.
- Vacancy Status
 - Vacancy status has long been used as a basic indicator of the housing market and provides information on the stability and quality of housing for certain areas. The data is used to assess the demand for housing, to identify housing turnover within areas, and to better understand the population within the housing market over time. These data also serve to aid in the development of housing programs to meet the needs of persons at different economic levels.
 - Vacant units are subdivided according to their housing market classification as follows:
 1. For Rent – These are vacant units offered “for rent,” and vacant units offered either “for rent” or “for sale.”
 2. Rented, Not Occupied – These are vacant units rented but not yet occupied, including units where money has been paid or agreed upon, but the renter has not yet moved in.
 3. For Sale Only – These are vacant units being offered “for sale only,” including units in cooperatives and condominium projects if the individual units are offered “for sale only.” If units are offered either “for rent” or “for sale,” they are included in the “for rent” classification.
 4. Sold, Not Occupied – These are vacant units sold but not yet occupied, including units that have been sold recently, but the new owner has not yet moved in.
 5. For Seasonal, Recreational, or Occasional Use – These are vacant units used or intended for use only in certain seasons or for weekends or other occasional use throughout the year. Seasonal units include those used for summer or winter sports or recreation, such as beach cottages and hunting cabins. Seasonal units also may include quarters for such workers as herders and loggers. Interval ownership units, sometimes called shared-ownership or time-sharing condominiums, also are included here.
 6. For Migrant Workers – These include vacant units intended for occupancy by migrant workers employed in farm work during the crop season. (Work in a cannery, a freezer plant, or a food-processing plant is not farm work.)
 7. Other Vacant – If a vacant unit does not fall into any of the categories specified above, it is classified as “Other vacant.” For example, this category includes units held for occupancy by a caretaker or janitor, and units held for personal reasons of the owner.



ORANGE COUNTY COUNCIL OF GOVERNMENTS

August 22, 2019

Subject: OCCOG Contract with the Walt Disney Company for General Assembly

Summary: Staff has been working on securing a date and location for the OCCOG General Assembly and is recommending that the OCCOG select the Disney Grand Californian Hotel for the event to be held Friday March 20, 2020.

Background: Staff has begun to plan and execute a 2020 General Assembly. Staff has checked potential conflicts for the recommended date of March 20, 2020 and is comfortable that there are currently no other events scheduled on that date may impact attendance. Based on feedback from the past 3 years and direction from the Chair and Executive Management Committee, staff is recommending that the Grand Californian Hotel be selected to host the event. Several considerations should be noted:

1. The budget assumes that there will be approximately 250 attendees (150 paid and 100 complimentary). The guarantee for the event is currently set for 250, but may be adjusted up or down up to 10 days in advance. Staff believes that this attendance goal is attainable with proper advertising for the event.
2. Recommended ticket prices for 2020 remain unchanged: Elected officials no charge, OCCOG member staff \$100, non-members \$200, and students \$25. Table of 10- \$1500, includes acknowledgement in the program.
3. Sponsorships will be available for a range of budgets from \$1000- \$10,000. Sponsorship goal for 2019 is \$50,000.
4. Staff will ensure that, as in past years, the contract waives the room rental fee.
5. The food and beverage minimum has increased this year to \$18000, an increase of \$3000. This amount is nevertheless in line with what we have paid for F&B the past several years and staff is comfortable with the increase.
6. The self-parking fee will remain \$5/car; hosted self-parking will be provided by the OCCOG as in past years and is included in the ticket price. Valet parking will not be covered by the OCCOG and will be \$30 for those choosing to valet park.
7. The proposed event schedule is 8am registration open, 9 am start with event concluding at 4 pm with a post-event reception 4-5:30 pm.
8. Staff will work closely with past sponsors, ex-officio partners and board members to secure adequate sponsorships and paid registrations to meet projected budgetary goals.

Staff will update the Board monthly on event-planning progress.

Recommendation: Direct Executive Director Primmer to execute a contract with the Walt Disney Company consistent with the Board-Approved FY 2019-2020 Budget. Authorize the issue of a check for deposit to secure the date of March 20, 2020 to host the General Assembly at the Grand Californian Hotel.

Attachments: A. 2020 Contract with The Walt Disney Company

Staff Contact: Marnie O'Brien Primmer, OCCOG
Executive Director 949 698-2856

August 19, 2019

Ms. Marnie O'Brien Primmer
 Orange County Council of Governments
 1 Civic Center Plaza
 Irvine, CA 92623

Dear Marnie:

It is a pleasure to welcome Orange County Council of Governments to the *Disneyland*® Resort Hotels. This letter Agreement ("Agreement") confirms the understanding of the terms and conditions between Disney Destinations, LLC ("Disney") and Orange County Council of Governments (the "Organization") regarding the Organization's meeting (the "Event") to be held at Disney's Grand Californian Hotel located in the Disneyland® Resort (the "Resort"). This is your initial contract confirming your reservation for your Event.

2020 OCCOG General Assembly

All Functions being held at the Disney's Grand Californian® Hotel
 1600 South Disneyland Drive
 Anaheim, CA 92802
 714-635-2300

Date: Friday, March 20, 2020
Event: Registration/Continental Breakfast
Time: 07:30 AM - 09:00 AM
Location: Sequoia West Registration/Sequoia South Foyer
Attendance: 250

Date: Friday, March 20, 2020
Event: Meeting/Table Top Exhibits
Time: 08:00 AM - 04:00 PM
Location: Sequoia South Ballroom (A-D)
Attendance: 250

Date: Friday, March 20, 2020
Event: Luncheon
Time: 12:30 PM - 01:45 PM
Location: Sequoia South Ballroom (A-D)
Attendance: 250

Date: Friday, March 20, 2020
Event: VIP Reception
Time: 04:00 PM - 05:30 PM
Location: Brisa Courtyard 1 (Back-up: Sequoia South Foyer)
Attendance: 50

MINIMUM FOOD EXPENDITURE: \$72.00 per Guest in food (excludes alcoholic beverage, service charge and tax). Current sales tax is 7.75% and our current service charge is 22% both are subject to change without notice.

MINIMUM EVENT EXPENDITURE:

\$18,000.00 in food (excluding service charge, currently 22% and sales tax currently 7.75%)

DEPOSIT:

\$2,500.00 (Non Refundable Deposit) due by Friday, August 30, 2019 via Cashier's Check, Company Check, or Credit Card

PAYMENT

The Organization acknowledges that all estimated charges are due and payable no later than thirty (30) days prior to the Event either by Cashier Check, Company Check or Credit Card. Additional estimated charges will be due and payable in full either by Cashier Check or Credit Card not later than ten (10) days prior to the Event. Any additional incremental charges will be due at the conclusion of the Event by Cashier Check or Credit Card. Should the Organization be ordering theme park admission tickets, 100% of the ticket charges are due no less than ten (10) days prior to the Organization's desired date to receive its theme park tickets and/or parking vouchers either by Cashier Check, Company Check or Credit Card.

Disney will provide the Organization with a statement of account after the departure date and may provide supplemental statements for any amounts not included in the initial statement. The Organization must pay all unpaid charges within thirty (30) days after the Organization receives the statement. However, the Organization agrees to advise Disney of any disputed charges on any statement within ten (10) days after receiving that statement so Disney can work with the Organization to correct any inaccuracies, and any charge the Organization disputes in good faith will not be payable until thirty (30) days after Disney provides the Organization with reasonable supporting documentation for that charge. Please note that certain items the Organization may desire to purchase for the Event attendees in connection with the Event, such as theme park tickets and gift cards, must be paid for in advance. Payment for these items would be in addition to the estimated amount (or percentage thereof) that the Organization is required to pay Disney pursuant hereto (and would be calculated separately). Please make the Organization's check payable to Disney Destinations, LLC and send it to Disney at Disney's address shown on the signature page of this Agreement. Alternatively, the Organization may send Disney a wire transfer as outlined on the signature page of this Agreement.

It is important for the Organization's protection that the Organization give Disney a list of those persons authorized to sign for expenditures to be billed to the Organization's master account, together with any expenditure limits that the Organization wishes to impose. Please provide Disney with the names of those persons as soon as they become available, but no later than the Cut-Off Date.

PARKING FEE

Disney understands the Organization wants to host self-parking. Currently hosted self-parking is Five Dollars (\$5.00) per person. The self-parking charge will be posted to the Organization's master account based on the Organization's guarantee or based on the amount served, whichever is greater. These charges are for once in, once out privileges and not for in/out privileges. The Organization's attendees must use the Hotel's parking lot where the Event is being held. The self-parking charge does not cover parking at Downtown Disney® parking lots and Theme Park parking lots. Valet parking for all guests is an additional Thirty Five Dollars (\$35.00) per car and will be the responsibility of the attendee choosing this option. Parking rates are subject to change.

GUEST ROOMS

At the Organization's request, Disney is holding the following guest rooms and suites, if listed, for the Event (individually, a "Guest Room," and collectively, the "Guest Room Block") and the rates for the Guest Room Block (the "Group Room Rates") at the Hotel(s) listed below are:

Property	Room Type		Thu	Total
Disney's Grand Californian Hotel	Standard Room		3/19	
		Agreed	10	10
		Rate	\$318.00	\$318.00

The above room rates ("Group Room Rates") are subject to applicable city of Anaheim occupancy taxes, currently fifteen percent (15%), and a two percent (2%) ATID assessment. Guest Rooms at all the *Disneyland*® Resort Hotels are non-smoking. Designated smoking locations are available. A cleaning fee of Two Hundred Fifty Dollars (\$250.00) plus tax per Guest Room will be charged for smoking in the *Disneyland*® Resort Hotels' Guest Rooms.

Subject to availability of group rate rooms, you may reserve Guest Rooms at your Group Room Rates for the three days before your first Event date and the three days after your last Event date.

Overnight Hotel Guests are subject to a self-parking fee, is confirmed at Twenty five Dollars (\$25.00) per night, per car or Valet Parking is confirmed at Thirty Five Dollars (\$35.00) per car, per night, with in/out privileges.

COMMISSIONS

The Group Room Rates are net, non-commissionable. If commissions and/or payments are due and payable by Disney to any other party, Disney may change the Group Room Rates in connection with such commissions and/or payments and Disney may notify the attendees of the Event of such commission information.

ROOM RESERVATIONS - Direct Call-In

Disney understands that the Event attendees will make their own room reservations at the Hotel. The attendees can make their room reservations by calling (714) 520-5005 Monday - Friday from 8:00 AM to 5:00 PM PST or email to dlr.convention.groups@disney.com. All room reservations need to be made by Tuesday, February 18, 2020 or before the Organization's Guest Room Block is sold out. Prevailing rates may apply after the specified Cut-Off Date. Please allow your Disney's Catering and Convention Services Manager to proof all registration and reservation materials before going to print.

ATTENDEE BILLING

Event Attendees will pay their own Hotel guest parking, room rate, taxes, assessments and fees and incidental charges upon checkout. It is understood that Event Attendees will be subject to the Hotel's general credit policies and procedures for guests at that time.

Individual room reservations must be confirmed and guaranteed by the Event Attendee with a credit card deposit of one (1) night's room charge at the applicable Group Room Rate (plus applicable taxes, assessments and fees). Should an Event Attendee change or cancel a reservation, a refund of the deposit or payment of cancellation fees will be in accordance with Disney's general policy for the Hotel at that time (Currently, a refund of a deposit is given if an individual's reservation is canceled or changed at least five (5) working days prior to his/her scheduled arrival and a cancellation number is issued by the Hotel; If a reservation is not cancelled or changed at least five (5) working days prior to the scheduled arrival and/or a cancellation number is not issued by the Hotel, then the Event Attendee's deposit will not be refunded, or if no deposit was made, the credit card will be charged for one (1) night's room charge at the applicable Group Room Rate (plus applicable taxes, assessments and fees).

BAGGAGE CHARGE

Unless pre-arranged by the Organization, the Event Attendees will be responsible for their own luggage and, if delivery or storage services are needed at the Hotel, the Event attendees will be responsible for the gratuity. Should the Organization choose to pre arrange baggage handling at the Hotel, the charge currently is Ten Dollars (\$10.00) per person per round trip and will be charged to the Organization's master account. To calculate this charge, a total guest number will be retrieved by the actual group participants in-house for the Event and that number will be used to post the Ten Dollars (\$10.00) per person. Should baggage services be requested and planned for, the cancellation of such service must be received no later than 72 hours prior to arrival for the Event.

SPECIAL CUT-OFF DATE

The Attendees "Cut-Off Date" will be Tuesday, February 18, 2020. Prevailing rates shall apply after the specified cut- off date.

CHECK-IN/CHECK-OUT TIMES

Check-in time will be after 3:00 p.m. and checkout time will be before 11:00 a.m. Guests arriving before check-in time may be accommodated as rooms become available. The Bell Captain(s) of the appropriate Hotel(s) can arrange to check baggage for guests arriving early and for guests attending functions on their day of departure. To guarantee an early check-in it might be necessary to reserve and pay for the room the night prior. Any check-out after 1 pm may result in a fee. Disney will make every attempt to accommodate special requests (subject to availability) but limited room inventory might also restrict options.

ATTRITION FEE

Disney agrees that the Organization will not be charged an attrition fee should unused room nights remain in the Guest Room Block upon the commencement of the Event. Disney and the Organization shall each have the right to reduce the Guest Room Block at any time after the execution of this Agreement. If either party wishes to exercise its right to reduce the Guest Room Block, such party must notify the other party in writing of its desire to reduce the Guest Room Block and an addendum to this Agreement will be completed reflecting the reduced Guest Room Block.

TABLETOP DISPLAYS

Disney is pleased to confirm the Organization’s reservation of tabletop displays for use in the exhibit hall space(s) reserved by the Organization for the Event as follows:

Exhibit Hall(s):	Sequoia South Ballroom (A-D)
Number/Type:	(15) – 6’ Tables
Description:	Table Top Displays
Set-up Dates and Time:	Friday, March 20, 2020 - 6:00 AM
Official Show Dates and Times:	Friday, March 20, 2020 – 07:30 AM – 04:00 PM
Tear Down Dates and Times:	Friday, March 20, 2020 – 04:00 PM – 05:00 PM

The rate for tabletop displays provided by Disney is Seventy-Five Dollars (\$75.00) per table, per day for ten (10) to thirty-five (35) tables maximum and a rate of One Hundred Twenty-Five Dollars (\$125.00) per table, per day for more than thirty-five (35) tables. We are pleased to offer (10) table tops complimentary. The additional (5) table tops will be at a rate of \$50.00 per table. If the Organization requires thirty-five (35) or more tabletop displays the Organization is required to hire an outside drayage company for all the exhibit requirements. For over ten (10) tables, an Anaheim Fire Marshall diagram must be done and approved. The tabletop display fees include draped 6 ft. tables with two (2) chairs and one (1) wastebasket per table, available lighting, existing carpeting, standard heat and air conditioning and cleaning, but do not include drayage, decoration, security, gas/water/electrical, if any, or damage repair to the display hall(s) (which expenses, if any, will be charged to the Organization’s master account). Please contact the Disney Catering and Convention Services Manager for availability and pricing of other desired services. Tabletop displays must fit on a standard six foot table. Tabletop displays should not include any floor supported displays or heavy equipment. Disney will have the right to approve all aspects and elements of the Organization’s displays including, but not limited to, the types and number of tabletop displays and/or booths and the tabletop display floor plans, which approval Disney may grant or withhold in its reasonable discretion. The Organization or the Organization’s contractor must fully remove all booths and other displays and clean up the display area, including, but not limited to, all freight debris and crates, no later than the scheduled end of the Tear Down period. Debris/trash must be removed from the Hotel and properly disposed of in Hotel’s trash receptacles. Should Organization’s debris cause Hotel’s existing trash receptacles to reach maximum capacity, a trash removal fee, currently Four Hundred Dollars (\$400.00), will be charged to the Organization’s master account. Further, if the display area is not properly cleaned by the scheduled end of the Tear Down

period, a labor charge of Twenty Dollars (\$20.00) per hour for the number of labor hours required to clean the display area will also be charged to the Organization's master account. Fees are subject to change without notice.

SHORING

Disney may need to shore the exhibit hall(s) that Disney is providing to the Organization for the Event depending on the weight of the Organization's exhibits. If such shoring is necessary, Disney shall provide the Organization with Disney's standard shoring rates in effect at such time and the necessary shoring charges shall be billed to the Organization's master account.

EXHIBITOR'S CONTRACT

The form of exhibitor's contract the Organization wishes to use is subject to the prior approval of Disney's Catering & Convention Services Manager. Without limiting this approval right, each exhibitor's contract must contain, at a minimum, the following, or a substantially similar, provision (subject to Disney's reasonable approval).

The exhibitor assumes all responsibility for any and all loss, theft and/or damage to exhibitor's displays, equipment and other property while on Disneyland® Resort premises, and hereby waives any and all claims and/or demands it may have against Disney Destinations, LLC dba Disney Resort Destinations, its parent and/or any of its affiliate companies arising from such loss, theft and/or damage. In addition, the exhibitor agrees to defend (if requested by Disney with counsel satisfactory to Disney), indemnify and hold harmless Organization and Disney Destinations, LLC dba Disney Resort Destinations and their respective parent, subsidiary and other related and affiliated companies from and against any and all liabilities, obligations, claims, damages, suits, costs and expenses, including, without limitation, attorneys' fees, costs of court and costs of other professionals, arising from directly and/or indirectly and/or in connection with the exhibitor's occupancy and/or use of the exhibition premises and/or any part thereof and/or any act, error and/or omission of the exhibitor and/or its employees, subcontractors and/or agents. The provisions of indemnity herein shall survive, indefinitely, the expiration or earlier termination of this Agreement, shall not be limited to the amount of insurance maintained by the exhibitor, and shall extend to claims occurring after the expiration or earlier termination of this Agreement as well as to claims occurring while this Agreement is in force.

EXHIBIT INSURANCE REQUIREMENTS

(a) The Organization agrees to maintain during the dates of the Event, and during any other times in which any of the Organization's exhibits are on the property of the Resort, the following:

(i) A policy or policies of Commercial General Liability Insurance (including, without limitation, products liability and contractual coverage, and automobile liability coverage for all vehicles), with minimum limits of Two Million Dollars (\$2,000,000), combined single limit per occurrence, covering any and all loss and/or liability resulting from personal injury, death and/or property damage arising and/or occurring out of and/or in connection with the Organization's exhibits; the use of any exhibit halls, and/or portions thereof, in the Resort that have been rented by and/or are under the control of the Organization during the Event; and/or any negligent act and/or omission and/or willful misconduct of the Organization, the Organization's officers, directors, agents, contractors, subcontractors and/or employees; and,

(ii) Worker's Compensation Insurance as required by applicable law and Employer's Liability Insurance with minimum limits of One Million Dollars (\$1,000,000) per occurrence.

(b) All insurance required in this Section shall be with companies and on forms acceptable to Disney and shall provide that the coverage there under may not be canceled, terminated, changed or modified unless thirty (30) days' prior written notice thereof is furnished to Disney. All insurance required in this Section shall be primary and not contributory with regard to any other available insurance to the Disney, its parent, and any subsidiaries, related and affiliated companies of each, and the officers, directors, shareholders, employees, agents and assigns of each. All insurance required in this Section shall be written by companies with a BEST

Guide rating of A- VII or better.

(c) Certificates of insurance (or copies of policies, if required by Disney) shall be furnished to Disney. All insurance required in this Section shall include Disney, its parent, and any subsidiaries, related and affiliated companies of each, and the officers, directors, shareholders, employees, agents and assigns of each as additional insureds and contain a waiver of subrogation in their favor. (The additional insured requirement applies to all coverages except Workers' Compensation and Employer's Liability. The waiver of subrogation applies to all coverages). Disney's failure to request, review or object to the terms of such certificates or insurance shall not be deemed a waiver of the Organization's obligations or the rights of Disney.

FIRE CODE ADHERENCE

To ensure that all prevailing fire codes and regulations are complied with, the Organization shall provide five (5) copies of the Organization's proposed display floor plans to the City of Anaheim Fire Marshall. A permit will be required from the Anaheim Fire Department Fire Prevention Bureau. To receive a quote for the current Fire Marshall fees, please contact your assigned Disney's Catering and Convention Services Manager or the Fire Marshall directly at 714-765-4040.

STORAGE

Disney does not have the space or the facilities at the Hotel to store exhibitor equipment, display materials and/or show merchandise before the dates of the Event. The Organization understands and agrees that the Organization will need to convey this to the Organization's exhibitors and that the Organization or its exhibitors will need to make arrangements with a local storage company for storage and deliver of any such equipment and/or material if storage prior to the Event is needed. Notwithstanding the foregoing, the Organization may, however, send to Disney the Event's meeting materials and brochures for storage a maximum of three (3) days prior to the Event, subject to the prior approval of Disney's Catering & Convention Services Manager. The Organization agrees that the Organization must remove all boxes, crates, and other exhibit materials, if any, from the Hotel's premises no later than the last day of the Event.

SECURITY

If the Organization desires security services during the Event, the Organization agrees to use only Disney's security staff to provide security for the Event. Disney's security personnel are not armed. It will be the Organization's responsibility to designate the number of security personnel the Organization feels is needed for the Event and designate the area or areas of the Event, which the Organization would like Disney's security personnel to monitor.

In accordance with City of Anaheim Fire Marshall and Disneyland® Resort Fire Department requirements, a minimum of two (2) security personnel must be deployed during decorator and exhibitor move-in and move-out. Parking and unloading is not allowed on the front driveway of the Hotel due to fire zones. Exhibitors will need to valet or self-park their vehicles in designated areas and then proceed to the exhibit area.

Fees for Disney's security services will be Disney's standard rates, which are in effect at the time of the Event, and the Organization agrees to pay Disney such fees. Disney will establish definitive rates approximately twelve (12) months prior to the Event. Disney's current rates for security services are as follows:

(i) If Security services are requested more than thirty (30) days prior to the Event, the agreed to rate of Twenty-Nine Dollars (\$29.00) per hour per security personnel with a four (4) hour minimum will be required;

(ii) If Security services are requested less than thirty (30) days prior to the Event, the agreed to rate of Forty- Four Dollars (\$44.00) per hour per security personnel with a four (4) hour minimum will be required.

DISCOUNTED THEME PARK TICKETS

Disney will provide the Organization with a custom ticket store link to provide individual Event attendees the ability to pre-purchase discounted theme park tickets. Disney asks the Organization to include this information and link to the Organization's registration and/or housing website. These discounted tickets are only for the use of an Event attendee and promoting them or forwarding the link to non-Organization delegates/attendees is forbidden. Misuse of the discounted ticket store link will result in the link being removed and any existing ticket orders being cancelled. These discounted tickets are not available at the theme park main entrance. Ticket programs and prices are subject to change without notification and certain block-out dates may apply.

MEETING ROOM SERVICES

Disney will provide, at no charge to Organization and subject to availability, a reasonable amount of meeting equipment such as tables, chairs, standing podiums, easels for signs, risers, dance floor, etc.. This arrangement does not include special set-ups or extraordinary formats that would exhaust in-house equipment to the point of requiring rental of an additional supply to accommodate the Organization's needs. If the Organization requires a special set-up or an extraordinary format, please let Disney know at least six (6) months in advance and Disney will quote charges to the Organization or, at the Organization's request, refer the Organization to other approved equipment vendors. If Disney's equipment and services including those of Disney's in-house AV vendor are utilized by the Organization, the costs associated therewith shall be charged to the Organization's master account. Fees for Hotel equipment (including, without limitation, lecterns, risers, dance floors) will be at the prevailing rates when non-Disney production companies, outside audio visual companies and other non-Disney vendors (Entertainment/DJs) are employed to use such equipment. The Organization will be charged for the Organization's personal use of electrical outlets during the Event. The Organization will not be charged for use of electrical outlets during the Event used in conjunction with equipment rented through Disney's in-house Audio Visual Company, Presentation Services. A current fee for use of electrical outlets is \$130.00 per 20 amp outlet, per day, per location plus service charge.

USE OF DISNEY MATERIALS

In view of the goodwill associated with the *Disneyland*® Resort and the Disney Companies, the Organization agrees that it will not use the name "Disney" (either alone or in conjunction with or as part of any other word or name), any picture of the *Disneyland*® Resort or any fanciful character design, logo, trademark, tradename, copyrighted work or symbol of any of the Disney Companies in any advertisements, exhibits, displays or other materials or in any other manner or for any purpose whatsoever without the prior written approval of Disney (which approval may be granted or withheld in Disney's sole discretion). If the Organization fails to strictly comply with the provisions of this Paragraph, the Disney Companies will suffer irreparable harm and injury and accordingly the Organization agrees that such failure will be a material breach which will entitle Disney to terminate this Agreement (effective upon delivery to the Organization of written notice to that effect from Disney) and/or obtain injunctive and/or equitable relief.

CLEARANCES/PAYMENT FOR USE OF MEDIA

In the event the Organization brings the Organization's own media (e.g., audio, audio visual, etc.) to use at the Event, the Organization will be solely responsible for the clearance and payment of all elements embodied in any such media as used at or in connection with the Event without any permission from or payment to any other party, including without limitation, permissions from and payments to actors, writers, directors, producers, owners and/or administrators of any musical compositions and/or recordings synchronized with any audio-visual materials, other music rights holders, and musicians and/or vocalists and/or applicable unions or collective bargaining entities, and the Organization will indemnify Disney in accordance with the terms of the indemnification provisions herein.

CANCELLATION

The food and beverage cancellation fee will be equal to (i) the food and beverage revenue Disney would have received if the paid attendance for each of the food and beverage functions listed under this Agreement had been equal to one hundred percent (100%) of the estimated number of attendees listed for each function under this Agreement, multiplied by (ii) the applicable "Food and Beverage Cancellation Fee Percentage" specified in the Cancellation Fee Table below. The food and beverage cancellation fee will be based on the food and beverage prices established in the Banquet Event Order for each function which Disney will send to the Organization subsequently for execution or the Minimum Food and Beverage charge for each guest as detailed above, whichever amount is greater.

Cancellation Fee Table		
Number of days prior to the Event date of Organization that Disney receives Organization's written notice of cancellation, together with food and beverage cancellation fee.	Function room cancellation fee percentage	Food and beverage cancellation fee percentage
0 - 30 Days	100%	100%
31 Days - 60 Days	100%	85%
61 Days - 180 Days	100%	50%
More than 181 Days	100%	0%

Organization acknowledges and agrees that these function room cancellation fees and food and beverage cancellation fees are fair and reasonable based on the circumstances existing on the date of this Agreement. If Organization contracts with Disney for functions and/or activities in connection with Organization's Event (other than those food and beverage functions listed under this Agreement or on the attached meeting agenda, as the case may be), Organization will also be responsible for any losses Disney may incur by reason of Organization's cancellation of those other functions and/or activities.

RENOVATION

If the Hotel is undergoing renovations during the dates of the Event, Disney will notify the Organization in a timely manner consistent with good faith business practices and work with the Organization to limit the amount of any disruption to the Event and its attendees.

AFFILIATED GROUPS

The Organization acknowledges that it is in no way affiliated or in conjunction with any other group, convention, association, or event which is being held at the *Disneyland*® Resort Hotels or the Anaheim Convention Center simultaneously. If the Organization and/or its event is found to be in conflict or in conjunction with any other group, convention, association, or event which is being held at the *Disneyland*® Resort Hotels or the Anaheim Convention Center, the Deposit will be forfeited and the proposed Event will be immediately cancelled without further obligation and/or liability by Disney.

Please sign and return a copy of this Agreement along with a Deposit in the amount of \$2,500.00 by Friday, August 30, 2019 to the attention of the person listed below to make the above Event definite. Disney will then assign a Catering and Convention Services Manager to work out the details of the Event.

Orange County Council of Governments

By: _____
Name: Marnie O'Brien Primmer
Title: Executive Director
Date _____

Disney Destinations, LLC

Disney Destinations, LLC

By: _____
Name: Terry De Lorenzo
Title: Senior Sales Manager
Date: _____

By: _____
Name: Anna Ulloa-Cantos
Title: Assistant Sales Director
Date _____

Please fax/mail signed contract to:

Disneyland® Resort Disney Catered Events
Attn: Terry De Lorenzo
1150 Magic Way, DRC 3rd Floor
Anaheim, CA 92802
Phone: 714-956-6716 Fax: 714-956-6554

ADDITIONAL TERMS AND CONDITIONS

Security: Neither Disney nor any of Disney's affiliates will be responsible for damage or loss of any merchandise or articles brought into the Disneyland® Resort, or for any item left unattended. Organization understands that Disney's security officers are not armed. Disney prohibits the employment or use of armed or unarmed private or company security personnel in a security or protective capacity on Disneyland® Resort property, and Organization agrees that Organization shall not employ or otherwise use any such security personnel at Organization's Event. If Organization desires security services during Organization's Event, Organization agrees to use only Disney's security staff to provide security for Organization's Event.

Use of Costumes: If Event attendees or others associated with the Event plan to wear costumes (Disney characters or other), please notify the Organization's Catering and Convention Services Manager within fourteen (14) days of the Event to receive Resort Guidelines and secure approval to wear such costumes.

Wi-Fi: Wi-Fi is available at no or low cost in meeting and convention facilities in the Hotel(s), in addition to complimentary Wi-Fi available in Guest rooms and public areas of the Hotel(s). The Organization should be advised, however, that this Wi-Fi service is provided for the convenience of Hotel guests, and is not designed for streaming of high definition video or for high volume business use (e.g., if a large percentage of the Organization's Event attendees were to seek to access this Wi-Fi service at the same time). The meeting rooms and exhibit halls in the Hotel(s) are equipped with redundant, high-capacity Internet bandwidth and hard-wired services for groups of varying sizes. This budget-friendly capability maximizes the time the Event attendees spend at a meeting or convention by enabling them to use their digital device to stream video, share content, connect socially and beyond — all for no or low cost, depending on the options the Organization selects for this Event.

Event Venue: Disney reserves the right to substitute the Event location with another location in the Resort in Disney's sole discretion, although Disney will consult with the Organization prior to making any such substitution. The Organization also acknowledges and agrees that due to inclement weather, it may be necessary to move an outdoor event indoors. Disney will make a final decision whether to hold the particular Event indoors or outdoors two (2) hours prior to the start time and shall notify the Organization of this final decision. The Organization hereby acknowledges that any Event location in or near a public area is subject to guest traffic and noise and that DISNEY is not liable for such traffic or noise.

Sound Levels: The maximum sound level at Organization's Event shall not exceed eighty-five (85) decibels. Disney shall have the right to monitor the sound level at Organization's Event and to correct such sound level as needed. Disney shall have the right to terminate Organization's Event without any further obligation to Organization or anyone else if the sound level at Organization's Event exceeds eighty-five (85) decibels.

Damages; Losses: Neither Disney nor any of Disney's affiliates will be responsible for damage and/or loss of any merchandise or articles brought into the *Disneyland®* Resort by the Organization or its employees, agents, contractors or attendees, or for any such item which is left unattended.

Hotel Guest Rooms: Guest Rooms at all the Hotels at the *Disneyland* Resort are non-smoking. Designated smoking locations are available. A cleaning fee of Two Hundred Fifty Dollars (\$250.00) plus tax per Guest Room will be charged for smoking in the Hotel Guest Rooms.

Private Theme Park Events: The Organization must order through Disney all décor, props, signs, entertainment, needed by Organization for the Event. The Organization acknowledges and agrees that these services and products cannot be brought into the Event and/or onto Disneyland® Resort premises from outside sources.

Third Party Contractors: All contractors and subcontractors the Organization wishes to hire for the purpose of providing entertainment or other services at the *Disneyland®* Resort will be subject to Disney's sole written approval. Before performing any services at the *Disneyland®* Resort, all approved contractors and subcontractors must provide to Disney, in Disney's sole discretion, proof of insurance which: (i) is satisfactory to Disney in its sole discretion, (ii) names Disney and Disney's affiliated companies as additional insureds, (iii) is primary and not secondary, and (iv) includes a waiver of subrogation against additional insureds. The Organization will be responsible for all acts and omissions of the Organization's contractors and subcontractors.

Third Party Beneficiaries: This Agreement is intended for the exclusive benefit of Disney Destinations, LLC dba Disney Resort Destinations, its parent, related and affiliated companies (the "Disney Companies") and the Organization, and will not create any rights in or be enforceable by any other individual or entity. The parties hereto may not assign or transfer this Agreement or any interest herein (including, without limitation, rights and duties of performance) nor shall the same be assignable by operation of law without the prior written consent of the other party at the party's sole discretion, provided however that Disney may assign or transfer this Agreement or any interest herein (including, without limitation, rights and duties of performance) to any of Disney's affiliates without the Organization's consent. The Organization acknowledges that Disney may subcontract, arrange for or acquire goods or services through third parties and that Disney may receive a commission, referral or other fee in connection with goods or services that Disney or the Organization acquires through third parties.

Use of Disney Materials: The Organization agrees that the Organization will not use the name "Disney", "*Disneyland®* Resort", "*Disneyland®* park", "*Disney California Adventure®* park", "Downtown Disney District" "*Disneyland®* Hotel", "Disney's Paradise Pier® Hotel," or "Disney's Grand Californian Hotel® & Spa" or the name "Marvel" (either alone or in conjunction with or as part of any other word or name), and picture of the *Disneyland®* Resort or any fanciful character, design, logo, trademark, tradename, copyrighted work or symbol of any of the Disney Companies: (i) in any advertisements, promotions, publicity, exhibits, displays or other materials, (ii) to express or to imply any endorsement of the Organization's products or services, or (iii) in any other manner whatsoever (whether or not similar to the uses prohibited above) without Disney's prior written approval (which approval may be granted or withheld in Disney's sole and absolute discretion. If the Organization fails to strictly comply with the provisions of this paragraph, the Disney Companies will suffer irreparable harm and injury and

accordingly the Organization agrees that such failure will be a material breach which will entitle Disney to terminate this Agreement (effective upon delivery to the Organization of written notice to the effect from Disney) and/or obtain injunctive and/or other equitable relief against the Organization. Disney has a selection of Resort slides and other artwork that the Organization may wish to use for the Event's promotional and display materials. Disney, upon the Organization's request, will provide the Organization with complimentary copies of this artwork, subject to Disney's approval of the Organization's materials as provided in this Agreement.

Decorations and Signage; Condition of Premises: All exhibits, displays, decorations, table set-ups, signs, third party logos and trademarks and/or any other materials to be used in connection with the Event are subject to Disney's prior approval in Disney's reasonable discretion and, if required, the prior approval of the Anaheim Fire Marshall. Items may not be attached to any wall, floor, window, door, column or ceiling with nails, staples, tape or any other substance without Disney's prior approval. If approved, Disney's Engineering Department shall assist the Organization with the Organization's needs at the Organization's sole cost and expense. All badges and promotional items for distribution must be of materials other than gummed stickers or labels. Use of this material is strictly prohibited. The Organization will be responsible for any damage (other than normal wear and tear) to the *Disneyland*® Resort premises resulting from the Event. The Organization agrees to leave the premises in a neat, orderly and good condition, free of debris or display refuse, no later than the scheduled conclusion for the Event, and will reimburse Disney, based on time and labor, for any extraordinary clean-up Disney may be required to perform as a result of the Event (i.e., above and beyond routine clean-up of guest and/or function rooms in the ordinary course of Disney's business).

No signs, posters, banners, or other materials used by the Organization at the Event may be attached to walls or ceilings. Open candles, confetti, glitter, or free-floating helium balloons are not permitted at the Event.

Indemnification

(a) The Organization agrees to defend (with counsel reasonably satisfactory to Disney), indemnify and hold Disney and Disney's parent, related and affiliated companies harmless from and against any liabilities, obligations, claims, damages, suits, costs and expenses (whether based on tort, breach of contract, product liability, patent or copyright infringement or otherwise), including, without limitation, attorneys' fees and costs (collectively, "Damages") incurred in connection with the Event to the extent any such Damages arise out of (i) any breach of this Agreement by the Organization and/or (ii) any negligent acts and/or omissions and/or willful misconduct committed by the Organization and/or any of the Organization's employees, agents, attendees and/or contractors. In addition, the Organization acknowledges it is the Organization's sole responsibility to obtain insurance covering the Organization's personal property that the Organization brings to the Hotel.

(b) Disney agrees to defend (with counsel reasonably satisfactory to Organization), indemnify and hold the Organization and Organization's parent subsidiary, related and affiliated companies harmless from and against any and all Damages incurred by the Organization in connection with the Event to the extent any such Damages arise out of (i) any breach of this Agreement by Disney, or (ii) any negligent acts and/or omissions and/or willful misconduct committed by Disney and/or any of Disney's employees, agent and/or contractors. Nothing contained herein, however, will constitute a waiver of any statutory limitations of liability available to Disney.

(c) The obligations of indemnity in this Section and contained elsewhere in this Agreement shall not be limited by insurance required under this Agreement or maintained by the indemnifying party, shall survive, indefinitely, beyond the expiration or earlier termination of this Agreement, and shall extend to claims occurring after this Agreement has expired or earlier terminated as well as to claims occurring while this Agreement is in force.

Alcoholic Beverages: All alcoholic beverages sold or served on the premises of the *Disneyland*® Resort or elsewhere under the *Disneyland*® Resort Hotels' liquor license will only be dispensed by Disney employees, bartenders, and agents. Disney warrants that all *Disneyland*® Resort Hotels' employees and agents, regardless of their employee job designation, dispensing alcoholic beverages to any person at the Event have undergone adequate training in an effort to curtail the likelihood of any incidents, which could result in claims of resulting from liquor-related liability. For any event in excess of thirty (30) minutes where alcohol is served, a minimum of \$25.00 per person (excluding tax and service charge) in hosted food must be paid for by the Organization and served by Disney. If the event is a pre-reception to a full dinner event that will immediately follow the pre-reception bar service this requirement is waived.

Notwithstanding the above, Disney will fully comply in all material respects with all applicable alcoholic beverage control laws including, without limitation: (i) requesting proper legal identification of any person of questionable age; (ii) refusing service of any alcoholic beverages to any person or persons who are underage or cannot produce, upon request, proper identification, as solely determined by Disney; and (iii) refusing service of any alcoholic beverage to any person or persons, who, in Disney's judgment, appears to be intoxicated or under the influence of a mind-altering substance.

If minors attending the Event are observed consuming alcoholic beverages on the premises of the *Disneyland*® Resort, Disney, in its sole discretion, shall have the right to immediately terminate the Event without any further obligation to the Organization or any of the attendees of the Event.

Alcoholic Beverages and Personal Conduct: If minors are observed consuming alcoholic beverages at the Event, Disney shall have the right to terminate Organization's Event without any further obligation to Organization or anyone else No Event attendee shall bring into any *Disneyland*® Resort theme park or any other area in the *Disneyland*® Resort, nor enter any *Disneyland*® Resort theme park or any other area in the *Disneyland*® Resort with, any alcoholic beverages, marijuana or any other illegal drug or substance, or any legal drug or substance that has mind altering effects that negatively impairs judgment and/or physical coordination (individually and collectively, "Drug") or be under the influence of such Drug.

Food and Beverage: All food and beverage consumed at the Organization's Event on the premises of the *Disneyland*® Resort must be provided and served by Disney and coordinated through Disney's Catering and Convention Services Manager. Food and beverages are prepared and priced for consumption at the Organization's Event and may not be removed from the applicable Event Location.

Governing Law: Determination of Disputes: This Agreement shall be governed by the laws of the State of California without giving effect to any conflict of law provisions thereof. Any dispute or claim arising out of or in connection with this Agreement will be submitted exclusively to the Superior Court of Orange County, California (or if the Superior Court will not have jurisdiction over the subject matter thereof, then to such other court sitting in such county and having subject matter jurisdiction) for trial and determination by the Court sitting without a jury. The parties hereby consent to the jurisdiction of such court and to the service of process outside the State of California pursuant to the requirement of such court in any matter submitted to it and expressly waive all rights to a jury trial regarding any such matter.

Force Majeure: If the performance by either party of any obligation under this Agreement (other than any payment obligation) is delayed or prevented in whole or in part by any cause not reasonably within its control (including, without limitation, acts of God, war, civil disturbances, damage to its facilities, labor disputes, or failure or delay of third parties), it will be relieved of performance of such obligation to the extent such performance is so limited or prevented, without liability of any kind (and if the Event cannot be held by reason of any such cause the Organization will not be liable to Disney for any cancellation fees). Nothing contained in this Agreement will be construed as requiring either party to accede to any demands of labor or labor unions, suppliers or other entities which it considers unreasonable.

Insurance: In addition to any other requirements set forth in this Agreement, each party agrees to carry insurance adequate to protect its own activities against claims arising out of activities conducted by it in the Hotel facility during the Event.

Compliance with Law: The Organization will comply with all laws, codes and regulations applicable to the Event.

Electrical Fees: The Organization will be charged for the Organization's personal use of electrical outlets during the Event. The Organization will not be charged for use of electrical outlets during the Event by Disney Entertainment Productions or Disney Event Services or when the outlets are used in conjunction with equipment rented through Disney's in-house Audio Visual company; Presentation Services. Current fees for use of electrical outlets are \$100.00 per 10 amp outlets and \$130.00 per 20 amp outlets, per day, per location plus service charge.

Delivery and Shipment of Items: Disney may in its sole discretion allow delivery, shipment and storage of certain items relating to the Event. If allowed, deliveries relating to the Event should be sent to arrive at the *Disneyland*® Resort (the "Resort") no more than three (3) days prior to the set-up date for the Event. At the end of the Event, the Organization must make arrangements to ship such items from the Resort no more than three (3) days after the tear down date for the Event. Storage charges will be applied to shipments held more than three (3) days after the tear down date of the Event, or Disney may dispose of such items, at the Organization's cost and expense, if so determined by Disney. If delivery, shipment and/or storage of items is allowed by Disney, the following will apply:

- Disney's handling fees for incoming items currently cover (i) receiving those items from the carrier or at the front drive of the Hotel from the Organization or its Event attendees, as the case may be; (ii) storage of those items for up to three (3) days before the Event; and (iii) delivery of those items to the proper location inside the Hotel.
- Disney's handling fees for outgoing items currently cover (A) storage of those items for up to three (3) days after the Event and (B) either placing the items with the carrier for shipment within that three (3) day period or placing the items at the front drive of the Hotel for pickup by the Organization or its Event attendees, as the case may be.
- The Organization will be provided complimentary receiving, storage and delivery for up to 500 pounds of materials as determined solely by Disney.

Handling fees: The Organization or an Event attendee, as applicable, will pay Disney Forty Dollars (\$40.00) per hundred weight (or portion thereof) for such items. The Organization or an Event attendee, as applicable, will pay Disney Seven Dollars (\$7.00) minimum per item each way (inbound and outbound) for each individual item. Handling fees are subject to change as determined solely by Disney. For large deliveries or shipments of items, additional fees may apply including, but not limited to, additional storage fees. Items requiring special handling will be charged to Organization according to applicable rates in effect at that time. Event Attendees with deliveries or shipments will be subject to the handling fees as outlined above.

Disney may refuse to allow delivery, shipment or storage of any items in its sole discretion. Disney will not be liable or responsible for any damages or loss to any items shipped or delivered to or delivered from the Resort and for storage of such items. The Organization agrees to indemnify, defend and hold harmless Disney and its affiliates from and against any and all liabilities, obligations, claims, damages, suits, costs and expenses, including, without limitation, attorneys' fees, costs of court and costs of other professionals, arising from directly and/or indirectly and/or in connection with the shipment and/or delivery of items to and from the Resort and the storage of such items at the Resort in conjunction with the Event.

Remedies: Each party hereby acknowledges and agrees that, in the event of any breach of this Agreement by the other party, the non-breaching party's remedy shall be limited solely to monetary damages (if and to the extent available), and each party hereby waives any and all rights it may have to any form of equitable relief (except for a breach of the "Use of Disney Materials" clause by the Organization), including, without limitation, any temporary restraining order, preliminary injunction, permanent injunction, specific performance or in any other form of relief in equity.

Miscellaneous: No waiver or modification of any provision of this Agreement will be valid unless in writing and duly executed by the party to be charged therewith. Section headings used throughout this Agreement are for reference and convenience only and in no way define, limit, describe or affect the provisions of this Agreement. Except as expressly otherwise provided in this Agreement, the Organization represents and warrants that neither the Organization nor any of the Organization's directors, officers, agents or employees has utilized any meeting planner or finder or other third party or incurred any liability for any finders' fees or commissions or similar payments to any third party in connection with this Agreement.

Commercial Activities: The Organization acknowledges and agrees that it may not conduct commercial activities within the Disneyland Resort theme parks.

Tours: The Organization acknowledges and agrees that the Organization may not conduct tours within the Disneyland Resort theme parks and that only Disney may conduct tours within the Disneyland Resort theme parks.



Orange County Council of Governments Brand Refresh

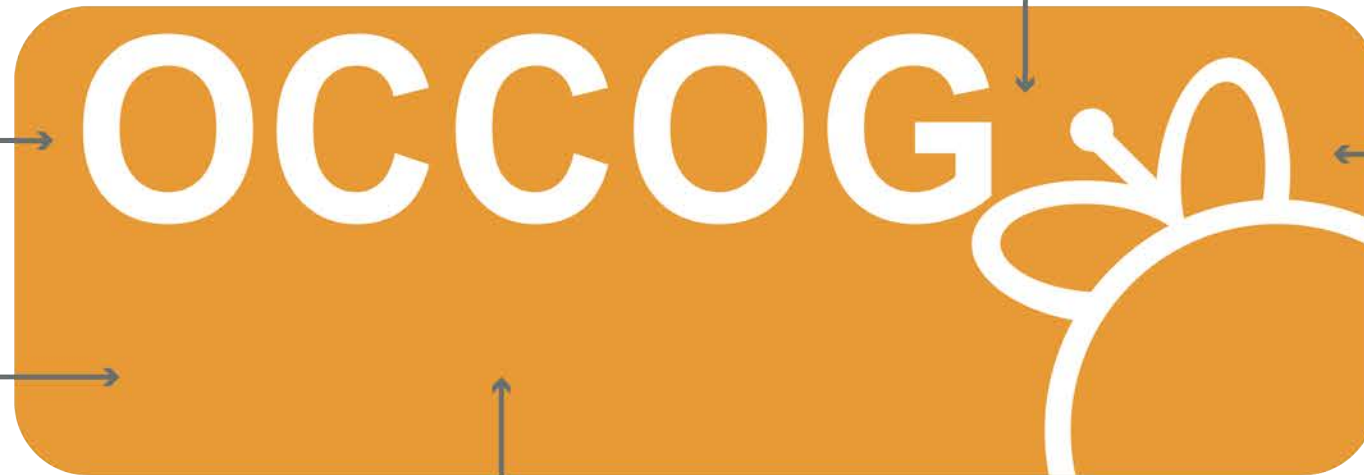
Presented by



Current Logo

Font lacks character

Horizontal format limits usage



Abstract artwork leaves message unclear

Color lacks purity

Negative space causes imbalance

Core Messages

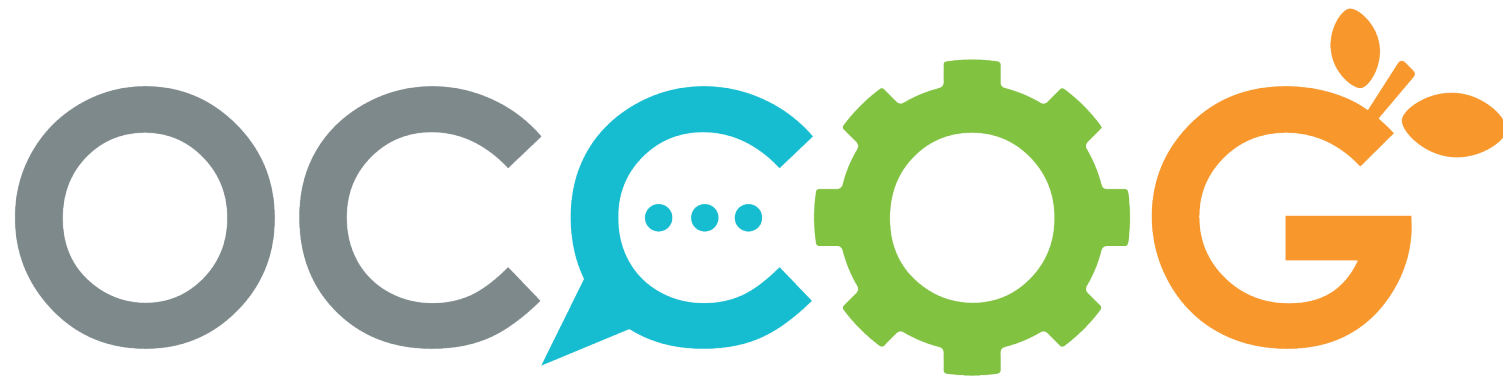
VALUES

- Accuracy
- Collaboration
- Efficiency
- Cost-Effectiveness
- Transparency
- Tenacity
- Communication

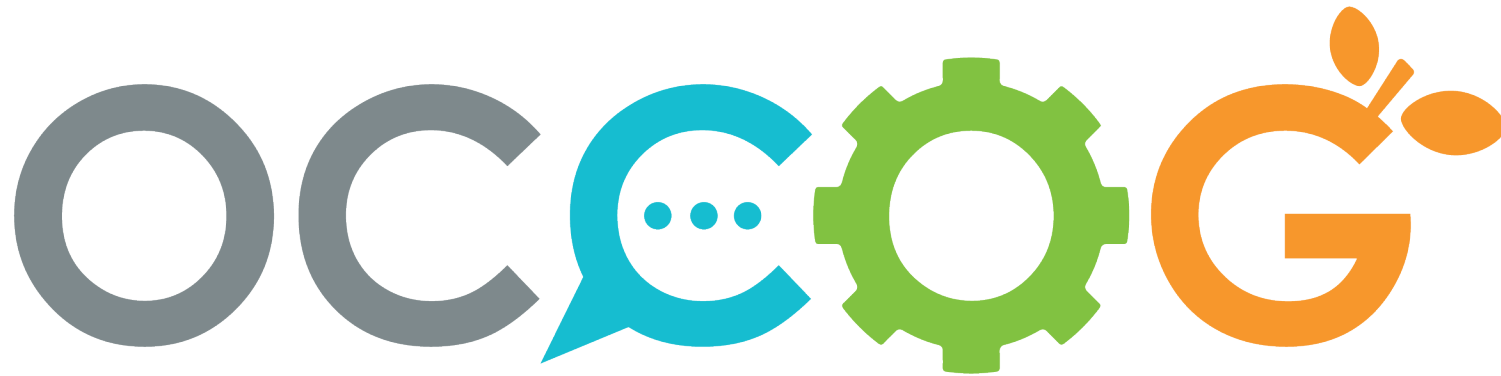
MISSION TO ADDRESS

- Land Use
- Energy
- Mobility
- Water Issues
- Air Quality

Option A: Primary



Option A: Expanded



Orange County Council of Governments

Option A: Reverse



Orange County Council of Governments

Option B: Primary



Option B: Expanded



Option B: Reverse



Option C: Primary



Option C: Expanded



Option C: Reverse



Option D: Primary



Option D: Expanded



Orange County Council of Governments

Option D: Reverse



Orange County Council of Governments

Thank You



Questions?



August 22, 2019

Subject: 2019-2020 Legislative Update

Summary: This legislative update covers an overview of the remaining issues to be considered by the state legislature, a recent PPIC report on housing, the status of federal surface transportation reauthorization, and the federal budget process.

Background: The Orange County Council of Governments (OCCOG) convenes jurisdictions throughout the County to address land use, energy, mobility, air quality, and water issues facing our residents and ensure our county is represented in regional decision-making. OCCOG staff actively monitors legislation that will impact member agencies.

Discussion

The Legislative Update is provided to keep the OCCOG Board apprised of and developments related to bills in Sacramento that address land use, energy, mobility, air quality and water issues.

State Update

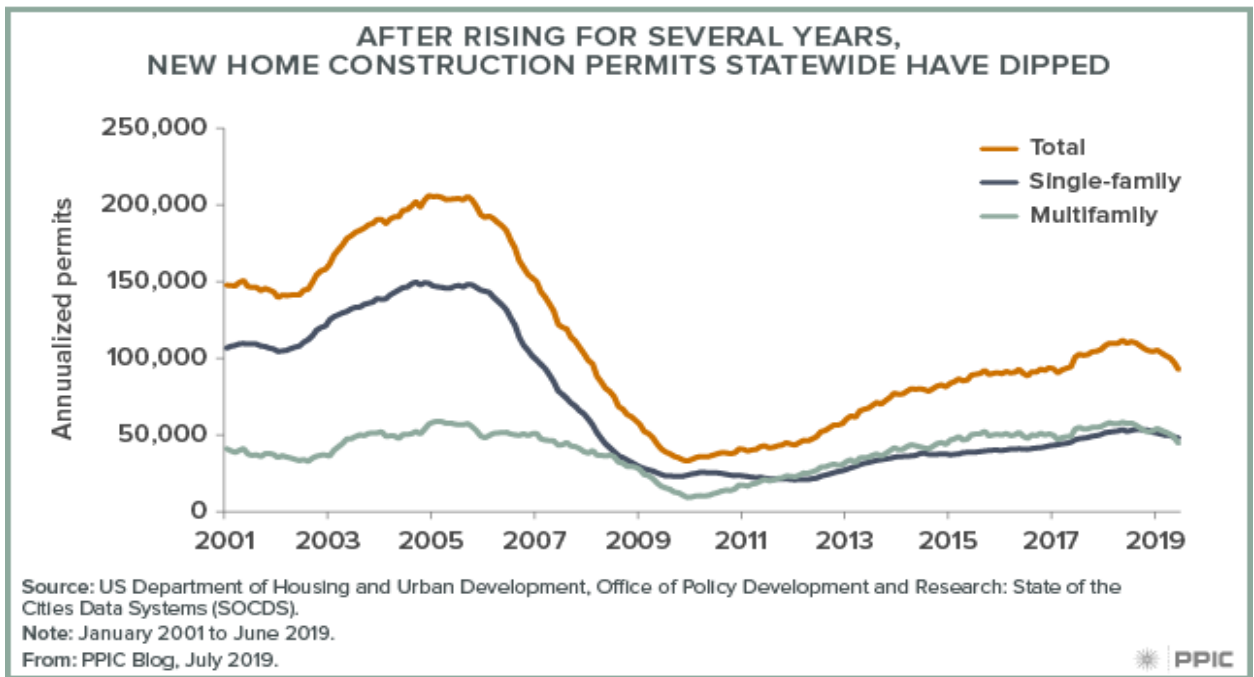
As the Legislature nears the end of the first half of the 2019-2020 session, the major topics appearing to dominate the agenda include rent control, uber/lyft gig economy worker regulations, wildfire liability, and charter schools.

At the time the Legislature returned on August 12th, the Legislature has 1,169 bills eligible to be considered in 2019 including 726 in the Senate and 443 bills in the Assembly.

PPIC Housing Report

The Public Policy Institute of California released a report on July 31st regarding the decline of new housing permits in California. The report cites estimates from Beacon Economics that the current backlog of housing sits at 2.3 million housing units as of 2017. PPIC notes that 104,000 residential permits were issued in 2018, calling into question whether Governor Newsom's goal of 3.5 million new units by 2025 can be met. In order to meet this goal, PPIC states that California needs an average of 180,000 new homes every year to close the gap.

The numbers are currently not moving in direction hoped for by the Governor, permits are down 16% on an annualized basis and down 23% for multi-family units.



The report notes that action by the state on this topic comes with a great deal of controversy and puts the state at odds with cities who desire local control. An example of this controversy is seen around SB 50 by Senator Wiener (D-San Francisco) which requires equitable communities’ incentives for developers that construct residential developments near job and transit centers. SB 50 is on hold until 2020, and Senator Wiener is expected to spend the fall recess building support for the bill.

Legislative Calendar

As the Legislature closes in on the final weeks of the first year of the 2019-2020 legislative session, below are the remaining legislative deadlines:

- August 30 Fiscal Committee Deadline
- September 3 – 13 Floor Session Only
- September 6 Last Day to Amend Bills
- September 13 Last Day to Pass Bills
- Legislative Recess
- October 13 Last Day for the Governor to Sign or Veto
- January 6, 2020 Legislature Reconvenes

OCCOG Bills of Interest

The Legislature began their Summer Recess on July 12th and bills were required to move through the applicable policy committee in the second house to remain viable for this year. Any bills not meeting this deadline will be eligible for consideration in the second year.

Below is the status of the bills that are moving in 2019, where OCCOG has previously taken a position:

AB 252 (Daly, D-Anaheim and Frazier, D-Discovery Bay) Department of Transportation: environmental review process: federal program was signed by the Governor on July 31, 2019. OCCOG had a support position on this bill.

SB 127 (Wiener, D-San Francisco) Transportation funding: active transportation: complete streets has been set for hearing before the Assembly Appropriations Committee on August 21, 2019. OCCOG has an oppose position on this bill.

SB 330 (Skinner, D-Berkeley) Housing Crisis Act of 2019 has been set for hearing before the Assembly Appropriations Committee on August 21, 2019. OCCOG is monitoring this bill.

Federal Update

Surface Transportation Bill

The Senate Environment and Public Works Committee (EPW) introduced and passed a \$287 million highway bill (S. 2302) which is expected to receive further consideration in the fall. The bill also notably includes a climate title for the first time, however other Senate committees including the Senate Finance Committee haven't yet started work on their portions of the bill.

Finding a way to pay for the bill remains a significant hurdle and the EPW Chairman John Barrasso (R-Wyoming) has said a gas tax increase is off the table. House Transportation Chairman Peter DeFazio (D-Oregon) noted they plan to introduce their bill in late 2019 or early 2020.

Federal Budget Update

Last month President Trump signed H.R. 3877, a two-year budget deal totaling \$2.7 trillion that avoids \$126 billion in automatic sequestration cuts and extends the debt ceiling through July 2021. This budget agreement now ends the budget caps mandated by the Budget Control Act of 2011.

Work still remains for the House and the Senate to avoid a government shutdown on September 30, 2019 including passing a dozen Federal Fiscal Year (FFY) 2020 funding bills that also require the President's signature. What remains to be seen is whether additional policy issues will work their way into appropriations bills including high-speed rail, air traffic control worker issues, and homeland security.

The House and Senate are currently on recess and return on September 9th, giving lawmakers three weeks before the end of the current FFY.

Recommendations: Receive and File

Attachment(s): A.) OCCOG Legislative tracking list

Staff Contacts: Wendy Strack
(951) 712-3173
wendy@wisconsult.com

Marnie O'Brien Primmer
OCCOG Executive Director
(949) 698-2856

OCCOG Legislative Status Update Friday, August 16, 2019

- [AB 10](#) (Chiu D) Income taxes: credits low-income housing: farmworker housing.**
Introduced: 12/3/2018
Status: 8/14/2019-From committee: Do pass and re-refer to Com. on APPR. (Ayes 6. Noes 0.) (August 14). Re-referred to Com. on APPR.
Summary: Current law limits the total annual amount of the state low-income housing credit for which a federal low-income housing credit is required to the sum of \$70,000,000, as increased by any percentage increase in the Consumer Price Index for the preceding calendar year, any unused credit for the preceding calendar years, and the amount of housing credit ceiling returned in the calendar year, and authorizes CTCAC, for calendar years beginning in 2020, to allocate an additional \$500,000,000 to specified low-income housing projects and, for calendar years beginning in 2021, requires this additional amount only to be available for allocation pursuant to an authorization in the annual Budget Act or related legislation, and specified regulatory action by CTCAC. This bill would remove the requirement that, beginning in the 2021 calendar year, the above-described additional \$500,000,000 allocation only be available pursuant to an authorization in the annual Budget Act or related legislation, and specified regulatory action by CTCAC.
- [AB 11](#) (Chiu D) Community Redevelopment Law of 2019.**
Introduced: 12/3/2018
Status: 5/17/2019-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. on 4/25/2019) (May be acted upon Jan 2020)
Summary: Current law dissolved redevelopment agencies as of February 1, 2012, and designates successor agencies to act as successor entities to the dissolved redevelopment agencies. This bill, the Community Redevelopment Law of 2019, would authorize a city or county, or two or more cities acting jointly, to propose the formation of an affordable housing and infrastructure agency by adoption of a resolution of intention that meets specified requirements, including that the resolution of intention include a passthrough provision and an override passthrough provision, as defined.
- [AB 14](#) (Rivas, Luz D) Multifamily Housing Program: homeless youths: homeless families.**
Introduced: 12/3/2018
Status: 1/17/2019-Referred to Com. on H. & C.D.
Summary: Would appropriate an unspecified sum from the General Fund into the Housing Rehabilitation Loan Fund to be expended under the Multifamily Housing Program to fund housing for homeless youths and homeless families in accordance with certain requirements, including that the department prioritize loans to housing projects in disadvantaged communities, as defined, and that unspecified amounts be set aside for both certain homeless youths and certain homeless families.
- [AB 53](#) (Jones-Sawyer D) Rental housing unlawful housing practices: applications: criminal records.**
Introduced: 12/3/2018
Status: 4/26/2019-Failed Deadline pursuant to Rule 61(a)(2). (Last location was H. & C.D. on 1/17/2019)(May be acted upon Jan 2020)
Summary: Would make it an unlawful housing practice for the owner of a rental housing accommodation to inquire about, or require an applicant for a rental housing accommodation to disclose, a criminal record during the initial application assessment phase, as defined, unless otherwise required by state or federal law. The bill would permit an owner of a rental housing accommodation, after the successful completion of the initial application assessment phase, to request a criminal background check of the applicant and consider an applicant's criminal record in deciding whether to rent or lease to the applicant.
- [AB 68](#) (Ting D) Land use: accessory dwelling units.**
Introduced: 12/3/2018
Status: 8/12/2019-In committee: Referred to APPR. suspense file.
Summary: The Planning and Zoning Law authorizes a local agency to provide, by ordinance, for the creation of accessory dwelling units in single-family and multifamily residential zones and sets forth required ordinance standards, including, among others, lot coverage. This bill would delete the

provision authorizing the imposition of standards on lot coverage and would prohibit an ordinance from imposing requirements on minimum lot size.

[AB 69](#) (Ting D) Land use: accessory dwelling units.

Introduced: 12/3/2018

Status: 7/1/2019-In committee: Referred to APPR. suspense file.

Summary: Current law requires the Department of Housing and Community Development to propose building standards to the California Building Standards Commission, and to adopt, amend, or repeal rules and regulations governing, among other things, apartment houses and dwellings, as specified. This bill would require the department to propose small home building standards governing accessory dwelling units smaller than 800 square feet, junior accessory dwelling units, and detached dwelling units smaller than 800 square feet, as specified, and to submit the small home building standards to the California Building Standards Commission for adoption on or before January 1, 2021.

[AB 139](#) (Quirk-Silva D) Emergency and Transitional Housing Act of 2019.

Introduced: 12/11/2018

Status: 8/12/2019-In committee: Referred to APPR. suspense file.

Summary: Current law requires the housing element to contain specified information and analysis, including an assessment of housing needs and an inventory of resources and constraints relevant to the meeting of those needs, including the identification of a zone or zones where emergency shelters are allowed as a permitted use without a conditional use or other discretionary permit. Current law authorizes a local government to impose only those development and management standards that apply to residential or commercial development within the same zone, however, a local government may impose specified objective standards, including standards for off-street parking based on demonstrated need, as specified. This bill would instead authorize a local government to apply a written objective standard that provides sufficient parking to accommodate the staff working in the emergency shelter, except as provided.

[AB 143](#) (Quirk-Silva D) Shelter crisis: homeless shelters: Counties of Alameda and Orange: City of San Jose.

Introduced: 12/13/2018

Status: 7/1/2019-In committee: Referred to APPR. suspense file.

Summary: Current law, upon a declaration of a shelter crisis by the City of Berkeley, Emeryville, Los Angeles, Oakland, or San Diego, the County of Santa Clara, or the City and County of San Francisco, specifies additional provisions applicable to a shelter crisis declared by one of those jurisdictions. Current law exempts from the California Environmental Quality Act specified actions by a state agency or a city, county, or city and county relating to land owned by a local government to be used for, or to provide financial assistance to, a homeless shelter constructed pursuant to these provisions. Current law requires a city, county, or city and county that declares a shelter crisis pursuant to these provisions to develop a plan to address the shelter crisis on or before July 1, 2019, and to annually report to specified committees of the Legislature on or before January 1, 2019, and annually thereafter until January 1, 2021. This bill would apply these additional provisions to a shelter crisis declared by the County of Alameda, the County of Orange, any city located within the County of Alameda, any city located within the County of Orange, and the City of San Jose, and extend the above-described repeal date to January 1, 2023.

[AB 146](#) (Quirk-Silva D) State highways: property leases: County of Orange.

Introduced: 12/14/2018

Status: 4/26/2019-Failed Deadline pursuant to Rule 61(a)(2). (Last location was L. GOV. on 1/24/2019) (May be acted upon Jan 2020)

Summary: Would authorize the Department of Transportation to lease airspace under a freeway, or real property acquired for highway purposes, in the County of Orange, that is not excess property, to a city located in the County of Orange, the County of Orange, a political subdivision of the state whose jurisdiction is located in the County of Orange, or another state agency for purposes of an emergency shelter or feeding program, subject to certain conditions. The bill would specifically authorize the Orange County Housing Finance Trust to enter into these leases.

- [AB 148](#) (Quirk-Silva D) Regional transportation plans: sustainable communities strategies.**
Introduced: 12/14/2018
Status: 4/26/2019-Failed Deadline pursuant to Rule 61(a)(2). (Last location was TRANS. on 1/24/2019) (May be acted upon Jan 2020)
Summary: Current law requires certain transportation planning agencies to prepare and adopt a regional transportation plan directed at achieving a coordinated and balanced regional transportation system. Current law requires the regional transportation plan to include, if the transportation planning agency is also a metropolitan planning organization, a sustainable communities strategy. This bill would require each sustainable communities strategy to identify areas within the region sufficient to house an 8-year projection of the emergency shelter needs for the region, as specified.
- [AB 252](#) (Daly D) Department of Transportation: environmental review process: federal program.**
Introduced: 1/23/2019
Status: 7/31/2019-Approved by the Governor. Chaptered by Secretary of State - Chapter 160, Statutes of 2019.
Summary: Current federal law requires the United States Secretary of Transportation to carry out a surface transportation project delivery program, under which the participating states may assume certain responsibilities for environmental review and clearance of transportation projects that would otherwise be the responsibility of the federal government. Current law, until January 1, 2020, provides that the State of California consents to the jurisdiction of the federal courts with regard to the compliance, discharge, or enforcement of the responsibilities it assumed as a participant in the program. This bill would extend the operation of these provisions indefinitely.
- [AB 1273](#) (Brough R) County of Orange: joint exercise of powers agreements: toll roads.**
Introduced: 2/21/2019
Status: 4/26/2019-Failed Deadline pursuant to Rule 61(a)(2). (Last location was L. GOV. on 3/25/2019) (May be acted upon Jan 2020)
Summary: Current law authorizes the County of Orange and the cities in that county, by ordinance, to require the payment of development fees, as specified, for purposes of defraying the costs of constructing bridges and major thoroughfares. Current law authorizes those entities to form a joint powers agency for specified purposes, including constructing bridges and major thoroughfares, collecting tolls for the use of those facilities, and incurring indebtedness for the construction of those facilities. Pursuant to this authority, various toll roads in the County of Orange were constructed. This bill would limit the expenditure of those development fees to the maintenance, operation, or financing of a completed toll facility that is in service on January 1, 2020, and for which indebtedness was incurred.
- [AB 1402](#) (Petrie-Norris D) Active Transportation Program.**
Introduced: 2/22/2019
Status: 4/26/2019-Failed Deadline pursuant to Rule 61(a)(2). (Last location was TRANS. on 3/25/2019) (May be acted upon Jan 2020)
Summary: Would require the Department of Transportation, instead of the California Transportation Commission, to award funds to projects in the statewide and small urban and rural region distribution categories and to adopt a program of projects for those distribution categories. The bill would require that 75% of available funds be awarded to MPO's in urban areas with populations greater than 200,000, in proportion to their relative share of the population, 15% to small urban and rural regions with populations of 200,000 or less, competitively awarded by the department to projects in those regions, and 10% to projects competitively awarded by the department, in consultation with the commission, on a statewide basis.
- [AB 1483](#) (Grayson D) Housing data: collection and reporting.**
Introduced: 2/22/2019
Status: 8/13/2019-Read second time and amended. Re-referred to Com. on APPR.
Summary: The Planning and Zoning Law requires the planning agency of a city or county to provide by April 1 of each year an annual report to, among other entities, the Department of Housing and Community Development (department) that includes, among other specified information, the number of net new units of housing that have been issued a completed entitlement, a building permit, or a certificate of occupancy, thus far in the housing element cycle, as provided. This bill would require a

planning agency to include in that annual report specified additional information regarding housing development projects located within the jurisdiction, and other information as provided.

AB 1484 (Grayson D) Mitigation Fee Act: housing developments.

Introduced: 2/22/2019

Status: 8/13/2019-Read second time and amended. Re-referred to Com. on APPR.

Summary: The Mitigation Fee Act requires a local agency that establishes, increases, or imposes a fee as a condition of approval of a development project to, among other things, determine a reasonable relationship between the fee's use and the type of development project on which the fee is imposed. This bill would require each city, county, or city and county to post on its internet website each fee imposed by the city or county and any dependent special districts of the city or county that is applicable to a housing development project, as defined.

AB 1485 (Wicks D) Housing development: streamlining.

Introduced: 2/22/2019

Status: 8/13/2019-Read second time and amended. Re-referred to Com. on APPR.

Summary: The Planning and Zoning Law requires that a development be subject to a requirement mandating a minimum percentage of below market rate housing based on one of 3 specified conditions. Current law requires, among those conditions, a development to dedicate a minimum of 10% of the total number of units to housing affordable to households making below 80% of the area median income, if the project contains more than 10 units of housing and the locality did not timely submit its latest production report to the Department of Housing and Community Development, or that production report reflects that there were fewer units of above moderate-income housing issued building permits than were required for the regional housing needs assessment cycle for that reporting period. This bill would modify that condition to authorize a development to instead dedicate 20% of the total number of units to housing affordable to households making below 120% of the area median income with the average income of the units at or below 100% of the area median income, except as provided.

AB 1486 (Ting D) Surplus land.

Introduced: 2/22/2019

Status: 8/12/2019-In committee: Referred to APPR. suspense file.

Summary: Current law prescribes requirements for the disposal of surplus land by a local agency. Current law defines "local agency" for these purposes as every city, county, city and county, and district, including school districts of any kind or class, empowered to acquire and hold real property. This bill would expand the definition of "local agency" to include sewer, water, utility, and local and regional park districts, joint powers authorities, successor agencies to former redevelopment agencies, housing authorities, and other political subdivisions of this state and any instrumentality thereof that is empowered to acquire and hold real property, thereby requiring these entities to comply with these requirements for the disposal of surplus land. The bill would specify that the term "district" includes all districts within the state, and that this change is declaratory of existing law.

AB 1568 (McCarty D) Housing law compliance: prohibition on applying for state grants.

Introduced: 2/22/2019

Status: 5/17/2019-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/8/2019)(May be acted upon Jan 2020)

Summary: The Housing Element Law, prescribes requirements for the preparation of the housing element, including a requirement that a planning agency submit a draft of the element or draft amendment to the element to the Department of Housing and Community Development prior to the adoption of the element or amendment to the element. Current law requires the department to review the draft and report its written findings, as specified. Current law also requires the department, in its written findings, to determine whether the draft substantially complies with the Housing Element Law. This bill would authorize the city or county to submit evidence that the city or county is no longer in violation of state law to the department and to request the department to issue a finding that the city or county is no longer in violation of state law.

[ACA 1](#)

(Aguiar-Curry D) Local government financing: affordable housing and public infrastructure: voter approval.

Introduced: 12/3/2018

Status: 5/20/2019-Read second time. Ordered to third reading.

Summary: The California Constitution prohibits the ad valorem tax rate on real property from exceeding 1% of the full cash value of the property, subject to certain exceptions. This measure would create an additional exception to the 1% limit that would authorize a city, county, city and county, or special district to levy an ad valorem tax to service bonded indebtedness incurred to fund the construction, reconstruction, rehabilitation, or replacement of public infrastructure, affordable housing, or permanent supportive housing, or the acquisition or lease of real property for those purposes, if the proposition proposing that tax is approved by 55% of the voters of the city, county, or city and county, as applicable, and the proposition includes specified accountability requirements.

[SB 5](#)

(Beall D) Affordable Housing and Community Development Investment Program.

Introduced: 12/3/2018

Status: 8/12/2019-Read second time and amended. Re-referred to Com. on APPR.

Summary: Would establish in state government the Affordable Housing and Community Development Investment Program, which would be administered by the Affordable Housing and Community Development Investment Committee. The bill would authorize a city, county, city and county, joint powers agency, enhanced infrastructure financing district, affordable housing authority, community revitalization and investment authority, transit village development district, or a combination of those entities, to apply to the Affordable Housing and Community Development Investment Committee to participate in the program and would authorize the committee to approve or deny plans for projects meeting specific criteria.

[SB 6](#)

(Beall D) Residential development: available land.

Introduced: 12/3/2018

Status: 8/14/2019-August 14 set for first hearing. Placed on APPR. suspense file.

Summary: Would require the Department of Housing and Community Development to furnish the Department of General Services with a list of local lands suitable and available for residential development as identified by a local government as part of the housing element of its general plan. The bill would require the Department of General Services to create a database of that information and information regarding state lands determined or declared excess and to make this database available and searchable by the public by means of a link on its internet website.

[SB 9](#)

(Beall D) Income taxes: low-income housing credits: allocation: sale of credits.

Introduced: 12/3/2018

Status: 7/10/2019-Failed Deadline pursuant to Rule 61(a)(10). (Last location was H. & C.D. on 5/30/2019)(May be acted upon Jan 2020)

Summary: Current law, beginning on or after January 1, 2009, and before January 1, 2020, requires, in the case of a project that receive a preliminary reservation of a state low-income housing tax credit, that the credit be allocated to the partners of a partnership owning the project in accordance with the partnership agreement, as provided. Existing law, beginning on or after January 1, 2016, and before January 1, 2020, authorizes a taxpayer that is allowed a low-income housing tax credit to elect to sell all or a portion of that credit to one or more unrelated parties for each taxable year in which the credit is allowed, as described. This bill would delete the January 1, 2020, date with respect to both of these provisions, thereby requiring the allocation of credits among partners in accordance with the partnership agreement and authorizing the sale of a credit, as described above, indefinitely.

[SB 13](#)

(Wieckowski D) Accessory dwelling units.

Introduced: 12/3/2018

Status: 8/12/2019-Read second time and amended. Re-referred to Com. on APPR.

Summary: Would authorize the creation of accessory dwelling units in areas zoned to allow single-family or multifamily dwelling residential use. The bill would also revise the requirements for an accessory dwelling unit by providing that the accessory dwelling unit may be attached to, or located within, an attached garage, storage area, or other structure, and that it does not exceed a specified amount of total floor area.

SB 18 **(Skinner D) Keep Californians Housed Act.**
Introduced: 12/3/2018
Status: 7/30/2019-Approved by the Governor. Chaptered by Secretary of State. Chapter 134, Statutes of 2019.
Summary: Current law requires a tenant or subtenant in possession of a rental housing unit under a month-to-month lease at the time that property is sold in foreclosure to be provided 90 days' written notice to quit before the tenant or subtenant may be removed from the property. Current law also provides tenants or subtenants holding possession of a rental housing unit under a fixed-term residential lease entered into before transfer of title at the foreclosure sale the right to possession until the end of the lease term, except in specified circumstances. Current law repeals these provisions as of December 31, 2019. This bill would delete the above-described repeal date, thereby extending the operation of these provisions indefinitely.

SB 50 **(Wiener D) Planning and zoning: housing development: streamlined approval: incentives.**
Introduced: 12/3/2018
Status: 6/4/2019-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/13/2019)(May be acted upon Jan 2020)
Summary: Would authorize a development proponent of a neighborhood multifamily project located on an eligible parcel to submit an application for a streamlined, ministerial approval process that is not subject to a conditional use permit. The bill would define a "neighborhood multifamily project" to mean a project to construct a multifamily structure on vacant land, or to convert an existing structure that does not require substantial exterior alteration into a multifamily structure, consisting of up to 4 residential dwelling units and that meets local height, setback, and lot coverage zoning requirements as they existed on July 1, 2019.

SB 127 **(Wiener D) Transportation funding: active transportation: complete streets.**
Introduced: 1/10/2019
Status: 7/9/2019-From committee: Do pass and re-refer to Com. on APPR. (Ayes 10. Noes 3.) (July 8). Re-referred to Com. on APPR.
Summary: Current law establishes the Active Transportation Program in the Department of Transportation for the purpose of encouraging increased use of active modes of transportation, such as biking and walking, and declares the intent of the Legislature that the program achieve specific goals, including, among other things, increasing the proportion of trips accomplished by biking and walking and the safety and mobility for nonmotorized users. This bill would establish an Active Transportation Asset Branch within the Transportation Asset Management Office of the department and require the Transportation Asset Management Plan program manager to develop and meaningfully integrate performance measures into the asset management plan, as specified and to establish interim goals, objectives, and actions to meet the department's transportation mode shift goals, as specified.

SB 152 **(Beall D) Active Transportation Program.**
Introduced: 1/22/2019
Status: 5/17/2019-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/13/2019)(May be acted upon Jan 2020)
Summary: Current law establishes the Active Transportation Program in the Department of Transportation for the purpose of encouraging increased use of active modes of transportation, such as biking and walking. Existing law requires specified funds for the program to be appropriated to the department in the annual Budget Act and allocated to eligible projects by the California Transportation Commission. This bill would require that 60% of available funds be awarded to projects selected by metropolitan planning organizations (MPO) in urban areas with populations greater than 200,000, with the available funds distributed to each MPO based on its relative share of the population, 15% to fund projects in small urban and rural regions, and 25% to projects competitively awarded by the commission on a statewide basis.

SB 241 **(Moorlach R) Personal Income Tax: California Voluntary Contribution Program.**
Introduced: 2/11/2019

Status: 5/17/2019-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/13/2019)(May be acted upon Jan 2020)

Summary: Current law contains administrative provisions generally applicable to a new or extended voluntary tax contribution. Current law provides for various voluntary contribution funds to be listed on the personal income tax return, including the California Firefighters' Memorial Fund and the California Peace Officer Memorial Foundation Fund, which are both repealed on January 1, 2021, except as otherwise provided. This bill would remove the repeal dates for the California Firefighters' Memorial Fund and the California Peace Officer Memorial Foundation Fund, thereby allowing those voluntary contribution funds to be listed on the personal income tax return indefinitely.

SB 307 (Roth D) Water conveyance: use of facility with unused capacity.

Introduced: 2/15/2019

Status: 7/31/2019-Approved by the Governor. Chaptered by Secretary of State. Chapter 169, Statutes of 2019.

Summary: Current law prohibits the state or a regional or local public agency from denying a bona fide transferor of water from using a water conveyance facility that has unused capacity for the period of time for which that capacity is available, if fair compensation is paid for that use and other requirements are met. This bill would, notwithstanding that provision, prohibit a transferor of water from using a water conveyance facility that has unused capacity to transfer water from a groundwater basin underlying desert lands, as defined, that is in the vicinity of specified federal lands or state lands to outside of the groundwater basin unless the State Lands Commission, in consultation with the Department of Fish and Wildlife and the Department of Water Resources, finds that the transfer of the water will not adversely affect the natural or cultural resources of those federal or state lands, as provided.

SB 330 (Skinner D) Housing Crisis Act of 2019.

Introduced: 2/19/2019

Status: 8/12/2019-From committee with author's amendments. Read second time and amended. Referred to Com. on APPR.

Summary: The The Housing Accountability Act requires a local agency that proposes to disapprove a housing development project that complies with applicable, objective general plan and zoning standards and criteria that were in effect at the time the application was deemed to be complete, or to approve it on the condition that it be developed at a lower density, to base its decision upon written findings supported by substantial evidence on the record that specified conditions exist, and places the burden of proof on the local agency to that effect. The act requires a court to impose a fine on a local agency under certain circumstances and requires that the fine be at least \$10,000 per housing unit in the housing development project on the date the application was deemed complete. This bill would, until January 1, 2025, specify that an application is deemed complete for these purposes if a preliminary application was submitted, as specified.

SB 332 (Hertzberg D) Wastewater treatment: recycled water.

Introduced: 2/19/2019

Status: 5/17/2019-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/13/2019)(May be acted upon Jan 2020)

Summary: Would declare, except in compliance with the bill's provisions, that the discharge of treated wastewater from ocean outfalls is a waste and unreasonable use of water. The bill would require each wastewater treatment facility that discharges through an ocean outfall and affiliated water suppliers to reduce the facility's annual flow as compared to the average annual wastewater discharge baseline volume, as prescribed, by at least 50% on or before January 1, 2030, and by at least 95% on or before January 1, 2040. The bill would subject the owner or operator of a wastewater treatment facility, as well as the affiliated water suppliers, to a civil penalty of \$2,000 per acre-foot of water above the required reduction in overall volume discharge for the failure to meet these deadlines.

SB 526 (Allen D) Regional transportation plans: greenhouse gas emissions: State Mobility Action Plan for Healthy Communities.

Introduced: 2/21/2019

Status: 5/17/2019-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/16/2019)(May be acted upon Jan 2020)

Summary: Would require the State Air Resources Board to adopt a regulation that requires a metropolitan planning organization to provide any data that the state board determines is necessary to fulfill the requirements of the above-described report and to determine if the metropolitan planning organization is on track to meet its 2035 greenhouse gas emission reduction target. After completing each report, the bill would require the state board to determine if each metropolitan planning organization is on track to meet its 2035 target.

SB 669 (Caballero D) Water quality: Safe Drinking Water Fund.

Introduced: 2/22/2019

Status: 5/16/2019-May 16 hearing: Held in committee and under submission.

Summary: Would establish the Safe Drinking Water Fund in the State Treasury and would provide that moneys in the fund are continuously appropriated to the State Water Resources Control Board. The bill would require the state board to administer the fund to assist community water systems in disadvantaged communities that are chronically noncompliant relative to the federal and state drinking water standards and do not have the financial capacity to pay for operation and maintenance costs to comply with those standards, as specified.

SB 732 (Allen D) Transactions and use tax: South Coast Air Quality Management District.

Introduced: 2/22/2019

Status: 5/17/2019-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. on 4/30/2019) (May be acted upon Jan 2020)

Summary: Current law establishes the South Coast Air Quality Management District vested with the authority to regulate air emissions from stationary sources located in the South Coast Air Basin and establishes a district board to govern the district. This bill would authorize the south coast district board to impose a transactions and use tax within the boundaries of the south coast district, as specified, with the moneys generated from the transactions and use tax to be used to supplement existing revenues being used for south coast district purposes, as specified.

SCA 1 (Allen D) Public housing projects.

Introduced: 12/3/2018

Status: 8/12/2019-August 12 hearing: Placed on APPR. suspense file.

Summary: The California Constitution prohibits the development, construction, or acquisition of a low-rent housing project, as defined, in any manner by any state public body until a majority of the qualified electors of the city, town, or county in which the development, construction, or acquisition of the low-rent housing project is proposed approve the project by voting in favor at an election, as specified. This measure would repeal these provisions.

Total Measures: 35

Total Tracking Forms: 35