

**CITY/COUNTY ASSOCIATION OF GOVERNMENTS
LEGISLATIVE COMMITTEE**

**MEETING MINUTES
June 12, 2014**

At 5:31 P.M. Chair Gordon called the Legislative Committee meeting to order in the Second Floor Auditorium at the San Mateo Transit District Office.

Committee Members Attending:

Irene O'Connell (City of San Bruno)
Deborah Gordon (Town of Woodside)
Art Kiesel (City of Foster City)
Richard Garbarino (City of South San Francisco)
Mary Ann Nihart (City of Pacifica)
Karen Ervin (City of Pacifica)
Laurence May (Town of Hillsborough)
Catherine Carlton (City of Menlo Park)

Guests or Staff Attending:

Matt Robinson, Shaw/ Yoder/ Antwih Inc.
Sandy Wong, Jean Higaki, Matt Fabry, C/CAG Staff
Jim Bigelow, Redwood City Chamber of Commerce

1. Public comment on related items not on the agenda.

None

2. Approval of Minutes from May 8, 2014.

Member Garbarino moved and Member Kiesel seconded approval of the May 8, 2014 minutes. Motion passed with one abstention from Member Ervin.

3. Stormwater legislative activities update.

Matt Fabry explained the reasons for slowing the schedule on the C/CAG stormwater funding initiative. Reasons for delay includes the delay associated with legislation as well a delay with the reissuance of the five year stormwater municipal regional permit (MRP). The Stormwater technical committee wants to see the requirements, associated with the next permit, to better assess the level of need. It is anticipate that the initiative would move forward in fall of 2015. Delay of the initiative would mean that potential revenues would be delayed till January 2017.

4. Update from Advocation & Shaw/ Yoder/ Antwih

Matt Robinson from Shaw/ Yoder/ Antwih gave a legislative update. May 30 was the last day for bills to leave their house of origin. Many bills died in committee. The full budget is to be approved this Sunday and the legislature goes on recess in July.

C/CAG sponsored bill AB 418 will be amended into a majority bill by taking out the urgency clause. It will now serve as a back up to AB 2170. AB 2170 gives JPAs general authority to pursue a property related fee or special tax. In either case, C/CAG should have the authority it seeks by the beginning of August.

AB 2403 changes the definition of “water” associated with Proposition 218. AB 2403 expands the definition of water to include “water from any source,” which covers stormwater. This technical change clarifies recent court decisions that include stormwater in the definition of water.

Cap and Trade is influencing state budget discussions. A very recent back room deal was made that the Speaker of the house, Senate pro tem, and Governor all agreed on for Cap and Trade. Control will stay with the state for the majority of funds. Many regional entities are not happy with the proposal as they are tasked to reduce GHG emissions under SB 375.

Member Gordon and Member Nihart were concerned as it appears that the program objectives of Cap and Trade were not considered during the negotiations of funding split and that it appeared purely political. Member Gordon was further concerned that the funding split does not account for long term budgeting and does not address ongoing operations cost. Member Nihart asked if there was potential local control on the large general programs. Nothing is certain at this point.

5. Recommend that the C/CAG Board send a support letter for AB 2403.

Matt Fabry introduced AB 2403 which would clarify the definition of “water” in the government code related to property related fees. This would impact the process required to impose new rates or an increase in rates. Currently stormwater is not clearly covered under the category of water or sewer, which requires only a protest process. Stormwater is currently subject to an additional voting process beyond the protest process.

Member Kiesel moved and Member O’Connell seconded recommended support for AB 2403.

6. Review and recommend approval of the C/CAG legislative policies, priorities, positions, and legislative update (A position may be taken on any legislation, including legislation not previously identified).

7. Adjournment

The meeting adjourned at approximately 6:13 P.M.