

# AGENDA

## Legislative Committee

The next meeting of the Legislative Committee will be as follows.

Date: Thursday, June 8, 2017 - 5:30 p.m. to 6:30 p.m.  
 Place: San Mateo County Transit District Office<sup>1</sup>  
 1250 San Carlos Avenue  
2<sup>nd</sup> Floor Auditorium  
 San Carlos, California

PLEASE CALL Jean Higaki (599-1462) IF YOU ARE UNABLE TO ATTEND.

1	Public comment on related items not on the agenda.	Presentations are limited to 3 Minutes	
2	Approval of Minutes from May 11, 2017.	Action (Gordon)	Pages 1-4
3	Update from Shaw/Yoder/Antwih	Information (Shaw/Yoder/Antwih)	
4	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).  Letters to discuss: SB 595 (Beall)	Action (Gordon)	Page 5- 9
5	Receive follow up information regarding communications with Caltrans	Information (Higaki/ Aguirre)	Page 10
6	Adjournment	Action (Gordon)	

NOTE: All items appearing on the agenda are subject to action by the Committee. Actions recommended by staff are subject to change by the Committee.

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<sup>1</sup>From Route 101 take the Holly Street (west) exit. Two blocks past El Camino Real go left on Walnut. The entrance to the parking lot is at the end of the block on the left, immediately before the ramp that goes under the building. Enter the parking lot by driving between the buildings and making a left into the elevated lot. Follow the signs up to the levels for public parking.

For public transit access use SamTrans Bus lines 390, 391, 292, KX, PX, RX, or take CalTrain to the San Carlos Station and walk two blocks up San Carlos Avenue.

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

**MEETING MINUTES  
May 11, 2017**

At 5:35 P.M. Vice Chair O’Connell called the Legislative Committee meeting to order in the 4th Floor “Dining Room” at the San Mateo Transit District Office.

**Attendance sheet is attached.**

**Guests or Staff Attending:**

Matt Robinson - Shaw/ Yoder/ Antwih Inc.  
Sandy Wong, Jean Higaki, Matt Fabry - C/CAG Staff

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

None

**2. Approval of Minutes from April 13, 2017.**

Member Aguirre moved and Member Mahanpour seconded approval of the April 13, 2017 minutes. Motion passed unanimously.

**3. Update from Shaw/ Yoder/ Antwih (SYA).**

Matt Robinson, from Shaw/ Yoder/ Antwih provided an update from Sacramento. The May budget revise mainly highlighted SB 1 and the funding programs that it contains. The California Commission has a timeline out for the development of the guidelines for many of the SB 1 programs.

For AB 1613 (Mullin) would authorize the San Mateo County Transit District to adopt a sales tax ordinance and raise the 2% threshold to no more than 0.5% for transportation projects. This bill may come back to the Committee in June or July for a position.

**4. 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).**

ACA 5 (Frazier and Newman) – Protection of Transportation Revenues

This measure prohibits the state from borrowing revenues from fees and taxes imposed on vehicles for use other than as specifically permitted by Article XIX. It would prohibit vehicle revenues and fuel tax revenues from being used to pay off general obligation bonds issued by the state, except for vehicle weight fee revenues used to pay bonds approved prior to January 1, 2017.

Member Aguirre moved and Member Carlton seconded recommending that the C/CAG Board send a letter of support for ACA 5. Motion passed unanimously.

#### SB 595 (Beall) – Regional Measure 3

This bill is the Senate placeholder for Regional Measure 3 and would authorize the Bay Area to vote on an increase in tolls on the Bay Area's state owned bridges to be used for transportation projects throughout the region. This is currently a spot Bill.

Member Carlton and member Mahanpour expressed that there was not enough detail to justify a support position at this point and that this should be "watched." Member O'Connell suggested a support in concept position. Matt Robinson clarified that timing was not critical at this time but that Caltrain, SamTrans, and the Transportation Authority were in support of the bill. Member Aguirre stressed the importance of showing Sacramento a uniform position with the other transportation agencies especially after our Lobby Day visit.

Member O'Connell moved and Member Aguirre seconded recommending that the C/CAG Board send a letter of support for SB 595. Members Carlton and Mahanpour opposed. Motion was withdrawn. SB 595 will be presented to the Board with options to either support the bill, to support in concept, or to watch, however no recommendation will be made from the Committee.

### **5. Discuss Lobby Day Briefing to the Board**

Matt Robinson provided a Lobby Day update to those who could not attend. Matt listed the delegates that met with committee members (Senator Weiner, Brian Kelly (CalSTA), Andrew White (Ting), Assembly Member Berman, Senator Beall, Tomasa Duenas (Quirk) and Josh Tooker -ASM Env Safety & Toxic Committee consultant, Senator Hill, Assembly Member Mullin).

Member Aguirre was interested to hear the delegate's response in regards to Regional Measure 3 (RM3). There is a theme that RM 3 will not be turned over to MTC entirely and that there will be some level of oversight put in place. Funding distributions may be called out or projects written into the language. The toll could be up to \$3 but would be a staggered increase.

The Bay Area caucus is meeting on RM 3 regularly. All of our delegates have the project list from San Mateo County. RM 3 drivers in the Assembly are Mullin, Chu, and Bonta. In the Senate drivers are Beall, Hill, Weiner, and Dodd. There is a question of whether the whole caucus is ready to push for this so closely after the passage of SB 1. There also has to be a strong nexus to the toll bridges.

Member Mahanpour said that for all delegates there was a little bit of a concern and caution with RM 3 especially when BART was mentioned. They appreciated that we thanked them for passage of SB 1. They were also appreciative when C/CAG members asked how they could help with their efforts.

Senator Weiner mentioned that some of the caucus members were not aware of the RM 3 effort and that it would be helpful if legislative members with personal connections with other caucus members could help bring the issue to their attention early in the process to either gain support or address any concerns early.

Brian Kelly and Kevin Mullin couldn't emphasize enough that San Mateo (C/CAG, SMCTA, SamTrans, and Caltrain) coordinate and prepare to compete for the new SB 1 Congested Corridors program for the US 101 corridor.

Matt Robinson was designated to brief the Board on the May 3, 2017 Lobby Day.

## **6. Adjournment**

The meeting adjourned at approximately 6:15 P.M.

**Legislative Committee 2017 Attendance Record**

Agency	Name	Jan 12	Feb 9	March 9	April 13	May 11	June 8	July 13	August	Sept 14	Dec 8
Menlo Park	Catherine Carlton	x	x	x	x	x					
Millbrae	Gina Papan	x	x	x	x	x					
Portola Valley	Maryann Moise Derwin (C/CAG Vice Chair)	x	x	x	x						
Redwood City	Alicia Aguirre (C/CAG Chair)		x	x	x	x					
San Bruno	Irene O'Connell (Leg Vice Chair)	x	x	x	x	x					
Sounth San Francisco	Richard Garbarino		x		x	x					
Woodside	Deborah Gordon (Leg Chair)	x	x	x							
Foster City	Catherine Mahanpour	N/A	N/A	x	x	x					
Redwood City	Shelly Masur	N/A	N/A	N/A	N/A	N/A					
Pacifica	Sue Vaterlaus	N/A	N/A	N/A	N/A	N/A					

 no meeting

## C/CAG AGENDA REPORT

Date: June 8, 2017  
To: C/CAG Legislative Committee  
From: Sandy Wong, Executive Director  
Subject: Review and recommend approval of C/CAG legislative policies, priorities, positions, and legislative update (A position may be taken on any legislation, including legislation not previously identified)

(For further information or response to questions, contact Jean Higaki at 650-599-1462)

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### RECOMMENDATION

That the C/CAG Legislative Committee recommend the C/CAG Board to take a position on any legislation or direct staff to monitor any legislation for future positions to be taken.

### FISCAL IMPACT

Unknown.

### SOURCE OF FUNDS

N/A

### BACKGROUND

The C/CAG Legislative Committee receives monthly written reports and oral briefings from the C/CAG's State legislative advocates. Important or interesting issues that arise out of that meeting are reported to the Board.

There is the following to discuss.

#### SB 595 (Beall) – Regional Measure 3

This bill would authorize the Bay Area to vote on an increase in tolls on the Bay Area's state owned bridges to be used for transportation projects throughout the region. This is currently a spot bill.

### ATTACHMENTS

1. June 2017 Legislative update from Shaw/ Yoder/ Antwih, Inc.
2. Letter of support in concept for SB 595 (Beall)
3. Full Legislative information is available for specific bills at <http://leginfo.legislature.ca.gov/>

**DATE:** May 30, 2017

**TO:** Board Members, City/County Association of Governments, San Mateo County

**FROM:** Andrew Antwih and Matt Robinson, Shaw / Yoder / Antwih, Inc.

**RE:** STATE LEGISLATIVE UPDATE – June 2017

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### ***Legislative Update***

The Legislature has until June 2 to move bills out of their house of origin, for consideration in the other house. Additionally, the Legislature must send the Governor the 2017-18 Budget Bill by June 15. Over the next few weeks, the focus of the Legislature will be on passing the budget. We highlight bills of note affecting C/CAG under ***Bills of Interest***, below.

### ***May Revise***

On May 11, Governor Brown unveiled the “May Revise,” his Administration’s update to his proposed 2017-18 Budget, which was first released on January 10. The May Revise reflects a \$2.5 billion increase in forecasted tax revenue for the 2017-18 fiscal year relative to the estimate made in the January Budget. While an improvement to the state’s overall fiscal outlook, this forecast remains \$3.3 billion below estimates made in the adopted 2016-17 Budget from one year ago. As such, and in light of changing federal priorities, the Governor is continuing his call for fiscal restraint.

Importantly, the May Revise does not contain any major policy changes that would affect transportation; rather, it reflects the ongoing implementation and flow of funds from the new transportation funding measure, SB 1 (Beall and Frazier) [Chapter 5, Statutes of 2017]. The May Revise does not address proposed changes to the Cap and Trade program, nor does it provide new revenue estimates of the revenue that will be available in the Greenhouse Gas Reduction Fund.

### ***Transportation Funding Repeal***

On May 5, Assembly Member Travis Allen (R-Huntington Beach) filed an initiative to repeal SB 1. Before the initiative, entitled “Repeal the Gas Tax,” can be circulated for signature it must first be given a Title and Summary by the Attorney General. Once it has been issued a Title and Summary – sometime after June 5 – the initiative must receive approximately 360,000 valid signatures to qualify for the next General Election ballot, slated for November, 2018. Once cleared for signatures, the initiative proponents have a maximum of 180 days to secure the required number of valid signatures. We will update the Board as this initiative progresses.

### ***RM3 Update***

For the last several months, members of the Bay Area Caucus have been meeting to discuss the potential for legislation authorizing a toll increase on the Bay Area’s bridges. Commonly referred to as Regional Measure 3, the increased toll(s) could fund a number of Bay Area transportation improvements across all nine counties. Senator Beall has legislation moving through the process, but it lacks details. SB

595 does not specify the amount of the toll increase, nor does it speak to the distribution of funds. The members of the Bay Area Caucus continue to meet regularly to hone in on a path forward for RM3 and have held several briefings with the Metropolitan Transportation Commission, local agencies, and other stakeholder groups. We have been involved in the effort to craft an RM3 path forward, while not weighing in yet on details; we will continue to engage as the RM3 legislation takes shape.

### ***Bills of Interest***

#### **SB 1 (Beall) – Transportation Funding Package (Signed by Governor on April 28)**

This bill would increase several taxes and fees to address issues of deferred maintenance on state highways and local streets and roads, as well as provide new funding for public transit. Specifically, this bill would increase both the gasoline (over three years) and diesel excise taxes by 12 and 20 cents, respectively; increase the vehicle registration fee by \$38; create a new \$100 vehicle registration fee applicable to zero-emission motor vehicles; increase Cap and Trade funding for transit; increase the rate of sales tax on diesel by another 4% for the State Transit Assistance Program and intercity rail, limit the borrowing of weight-fee revenues, and repay outstanding transportation loans. As a result, transportation funding would increase by approximately \$6 billion per year. ***The C/CAG Board SUPPORTS this bill.***

#### **SB 231 (Hertzberg) – Stormwater**

The California Constitution (Proposition 218) generally requires that assessments, fees, and charges be submitted to property owners for approval or rejection after the provision of written notice and the holding of a public hearing. The Proposition 218 Omnibus Implementation Act prescribes specific procedures and parameters for local jurisdictions to comply with the California Constitution and defines terms. This bill would define the term “sewer” for these purposes to include outlets for surface or storm waters, and any and all other works, property, or structures necessary or convenient for the collection or disposal of sewage, industrial waste, or surface or storm waters. ***The C/CAG Board SUPPORTS this bill.***

#### **SB 595 (Beall) – Regional Measure 3**

This bill is the Senate placeholder for Regional Measure 3 and would authorize the nine counties in the Bay Area to vote on an unspecified increase in tolls on the Bay Area’s bridges to be used for transportation projects throughout the region. Bay Area leaders in both houses are working on the legislation, which could take shape in the coming weeks. ***We recommend the C/CAG Board SUPPORT this measure IN CONCEPT.***

#### **SCA 6 (Wiener) – Lower Vote Threshold for Local Transportation Taxes**

The California Constitution subjects the imposition of a special tax by a city, county, or special district upon the approval of two-thirds of the voters. This measure would lower that threshold to 55 percent of voters for taxes for transportation purposes. ***The C/CAG Board SUPPORTS this bill.***

#### **AB 28 (Frazier) – Caltrans NEPA Delegation (Signed by Governor on March 29)**

This bill would grant Caltrans the authority to continue performing federal environmental responsibilities for highway projects under the National Environmental Policy Act (NEPA) and other federal laws until January 1, 2020. ***The C/CAG Board SUPPORTS this bill.***

#### **AB 733 (Berman) – Enhanced Infrastructure Financing Districts**

Existing law authorizes a city or a county to establish an enhanced infrastructure financing district (EIFD) to finance capital projects with property tax increment under certain conditions. This bill would allow the financing of projects that adapt to the impacts of climate change, including sea level rise. ***The C/CAG Board SUPPORTS this bill.***



**AB 1613 (Mullin) – SamTrans Sales Tax Authority**

Existing law authorizes the San Mateo County Transit District to adopt a sales tax ordinance in accordance with specified provisions of law, including a requirement that the combined rate of all such taxes imposed in the county may not exceed 2%. This bill would authorize the board to exceed that 2% limit to impose a sales tax of no more than 0.5%, if approved by the board before January 1, 2021.

**ACA 5 (Frazier and Newman) – Protection of Transportation Revenues**

This measure would prohibit the state from borrowing revenues from fees and taxes imposed on vehicles or their use, and from using those revenues other than as specifically permitted by Article XIX. This measure would prohibit vehicle revenues and fuel tax revenues from being pledged or used for the payment of principal and interest on general obligation bonds issued by the state, except for vehicle weight fee revenues used to pay bond approved prior to January 1, 2017. ***The C/CAG Board SUPPORTS this bill.***

# C/CAG

## CITY/COUNTY ASSOCIATION OF GOVERNMENTS OF SAN MATEO COUNTY

*Atherton • Belmont • Brisbane • Burlingame • Colma • Daly City • East Palo Alto • Foster City • Half Moon Bay • Hillsborough • Menlo Park • Millbrae • Pacifica • Portola Valley • Redwood City • San Bruno • San Carlos • San Mateo • San Mateo County • South San Francisco • Woodside*

May 12, 2017

The Honorable Ricardo Lara,  
Chair, State Capitol Committee  
Sacramento

Per new procedures, to be  
modified and sent to appropriate  
committees when needed

### **RE: SUPPORT IN CONCEPT for SB 595 (Beall)**

Dear Chair Lara:

The City/County Association of Governments of San Mateo County (C/CAG) is pleased to **SUPPORT IN CONCEPT** SB 595 (Beall). This bill represents the effort to authorize the nine counties in the Bay Area to conduct an election to raise the tolls on the Bay Area's bridges to fund bridge maintenance & repair, as well as projects throughout the region that reduce congestion on the bridges. The program of projects that will ultimately be funded by the toll increase in SB 595 is commonly referred to as Regional Measure 3. While the bill is currently a spot bill, C/CAG does support an increase in bridge tolls that would benefit all Bay Area counties with a strong nexus to the region's bridges while improving mobility in the Bay Area.

Regional Measure 1 funded the San Mateo Bridge Widening in 2003. Regional Measure 3 is expected to generate an estimated \$130 to \$380 million annually depending on the toll increase authorized by the voters. San Mateo County has a number of projects that would benefit from these funds, such as the managed lanes on US 101, improvements within the Dumbarton Bridge corridor, improvements to the SR 92/ US101 interchange, additional work on the Caltrain corridor, and expanded ferry service.

**C/CAG SUPPORTS IN CONCEPT** the effort SB 595 represents and looks forward to working with you in developing this legislation. Please feel free to contact Sandy Wong, C/CAG's Executive Director, at 650-599-1409 or [slwong@smcgov.org](mailto:slwong@smcgov.org) with any questions or concerns.

Sincerely,

Alicia Aguirre, Chair  
City/County Association of Governments of San Mateo County

Cc: Assembly Member Kevin Mullin  
Assembly Member Marc Berman  
Assembly Member Phil Ting  
Senator Jerry Hill  
Senator Scott Wiener

## **C/CAG AGENDA REPORT**

Date: June 8, 2017  
To: C/CAG Legislative Committee  
From: Sandy Wong, Executive Director  
Subject: Receive follow up information regarding communications with Caltrans

(For further information or response to questions, contact Jean Higaki at 650-599-1462)

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### **RECOMMENDATION**

That the C/CAG Legislative Committee receive follow up information regarding communications with Caltrans.

### **FISCAL IMPACT**

N/A

### **SOURCE OF FUNDS**

N/A

### **BACKGROUND**

This report is to follow up on the topic of how to improve communication between Caltrans and local jurisdictions in San Mateo County which was raised during a discussion of potential Lobby Day Topics at the April 13, 2017 Legislative Committee meeting.

C/CAG Executive Director Sandy Wong reached out to Director Bijan Sartipi from Caltrans District 4 regarding this issue. Director Sartipi offered to personally meet with San Mateo County jurisdiction officials, if they feel that Caltrans staff is not being responsive.

C/CAG Chair Aguirre made an announcement at the May 11, 2017 Board meeting that city/ county officials are welcome to either contact the Caltrans District 4 Director directly or through the C/CAG Executive Director Sandy Wong.

### **ATTACHMENTS**

None