



METROPOLITAN  
TRANSPORTATION  
COMMISSION

Agenda Item 2

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Legislation Committee  
December 9, 2011  
**Minutes**

*Adrienne J. Tissier, Chair*  
San Mateo County

*Amy Rein Worth, Vice Chair*  
Cities of Contra Costa County

*Tom Azumbrado*  
U.S. Department of Housing  
and Urban Development

*Tom Bates*  
Cities of Alameda County

*David Campos*  
City and County of San Francisco

*Dave Cortese*  
Santa Clara County

*Bill Dodd*  
Napa County and Cities

*Dorene M. Giacomini*  
U.S. Department of Transportation

*Federal D. Glover*  
Contra Costa County

*Mark Green*  
Association of Bay Area Governments

*Scott Haggerty*  
Alameda County

*Anne W. Halsted*  
San Francisco Bay Conservation  
and Development Commission

*Steve Kinsey*  
Marin County and Cities

*Sam Liccardo*  
Cities of Santa Clara County

*Jake Mackenzie*  
Sonoma County and Cities

*Kevin Mullin*  
Cities of San Mateo County

*Bijan Sartipi*  
State Business, Transportation  
and Housing Agency

*James P. Spering*  
Solano County and Cities

*Scott Wiener*  
San Francisco Mayor's Appointee

*Steve Heminger*  
Executive Director

*Ann Flemer*  
Deputy Executive Director, Policy

*Andrew B. Fremier*  
Deputy Executive Director, Operations

Chair Haggerty called the meeting to order at 9:52 a.m. Committee members in attendance: Commissioners Azumbrado, Green, Halsted, Liccardo, Mackenzie, Mullin and Spering. Commissioners Rein Worth and Tissier attended as ex-officio voting members. Also in attendance as ad hoc Committee members: Commissioners Bates, Cortese, Campos, Dodd and Wiener.

The **Minutes** of the November 4, 2011 meeting were approved after a motion by Commissioner Mackenzie and a second by Commissioner Halsted.

### **Final 2012 Legislative Program**

The Committee received the report presented by Randy Rentschler of MTC staff who highlighted the changes made to the proposed 2012 Legislative Program from the draft presented to the Committee in November.

Commissioner Wiener thanked staff for including the California Environmental Quality Act (CEQA) to the 2012 Legislative Program. He informed the committee that he is intending to ask the Commission at the December 21<sup>st</sup> meeting to vote separately on whether to include AB 57 (Beall) in the 2012 Legislative Program — the bill to add two seats to the Commission.

Commissioner Liccardo commented that he thought he possibly violated the Brown Act due to a conversation with other members regarding AB 57 (Beall). MTC's Legal Counsel Adrienne Weil noted that after having consulted with former MTC Counsel Francis Chin and other outside counsel, there is no consensus on the law indicating that his conversation was in violation of the Brown Act. She advised that the best approach is to have an open discussion.

Commissioner Spering moved approval to adopt the Final 2012 Legislative Program to the full Commission, noting that discussions will take place. Commissioner Mackenzie seconded the motion. It was unanimously moved to Commission for approval.

### **S. 1813 (Boxer): Moving Ahead for Progress in the 21st Century (MAP-21)**

The Committee received the report from Mr. Rentschler.

Commissioner Spering asked if there will be streamlining requirements for regulatory agencies reviewing projects. Executive Director Steve Heminger replied that staff will work to make the project review process faster.

Chair Haggerty, in reference to the CMAQ reserve funds for retrofit for off-road construction vehicles, asked if we could refer to the Bay Area Air Management District, who is currently fulfilling this requirement. Mr. Rentschler responded that staff will pursue an exemption for California, who is already moving in that direction.

**FY 2011-12 Federal Appropriations**

The Committee received the report from Rebecca Long of MTC staff.

**Tom Bulger's Report**

The Committee received the monthly report from Mr. Bulger as presented by Ms. Long.

**Other Business/Public Comment/Adjourn**

There was no other business. The meeting was adjourned at 10:16 a.m. The next Committee meeting is scheduled for Friday, January 13, 2011 at 9:45 a.m. in the Lawrence D. Dahms Auditorium, Joseph P. Bort MetroCenter, Oakland, California.