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Mark Luce
Association of Bay Area Governments

Jake Mackenzie
Sonoma County and Cities

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Scott Wiener
San Francisco Mayor's Appointee

Steve Heminger
Executive Director

Alix Bockelman
Deputy Executive Director, Policy

Andrew B. Fremier
Deputy Executive Director, Operations

Legislation Committee

May 9, 2014

Minutes

Attendance

Committee Chair Haggerty called the Legislation Committee meeting to order at 10:03 a.m. Committee members in attendance were Commissioners Halsted, Kinsey, Luce, Mackenzie and Spering. Also in attendance as an Ex-Officio voting member was Commission Chair Rein Worth. Present as ad hoc non-voting members of the Committee were Commissioners Bates, Campos and Tissier.

Consent Calendar

The consent calendar was unanimously approved after a motion by Commissioner Mackenzie and a second by Commissioner Halsted.

Senate President Pro Tempore Darrell Steinberg's Cap and Trade Proposal

The Committee received the Cap and Trade Proposal report from Randy Rentschler of MTC staff.

Committee discussion:

- Steve Heminger, Executive Director MTC, informed the Committee that Senator Steinberg is expected to hold a press event in the Bay Area the week of May 12. MTC hopes to see more details on his proposed legislation at that time.
- Commissioner Spering asked if MTC has done analysis on higher projections that Senator Steinberg mentioned in his proposal. Mr. Heminger replied that it is best to be conservative on revenue.

AB 1532 (Gatto)/AB 2398 (Levine)/ SB 1151 (Canella): Pedestrian Safety

Rebecca Long of MTC staff presented these bills, which would collectively aim to make the roads safer for pedestrians and other non-motorized road users by mandating increased penalties for motorists. SB 1151 would also generate a new funding source to support active transportation.

Committee discussion:

- Commissioner Haggerty asked if the bills place any responsibility on pedestrians.
- Ms. Long said that these bills do not alter current law with respect to the responsibility of pedestrians to use cross walks. She noted that the focus of the bills is on increasing the penalty assessed by the state, not on liability with respect to civil litigation.

Commissioner Halsted moved to support AB 1532 (Gatto), AB 2398 (Levine) and SB 1151 (Canella). Commissioner Mackenzie seconded the motion and it was unanimously moved to the Commission for approval. Staying on the subject of active transportation, Commission Chair Rein Worth thanked Commissioners for their participation in Bike to Work Day and recognized staff for the hard work and effort put into the event.

SB 1433 (Hill): Expansion of Design Build Authorization for Transit Projects

Ms. Long presented SB 1433, which would repeal the January 1, 2015 sunset date on the statutory authority for transit operators to use the design-build procurement method and would expand the authority to any public agency responsible for construction of a transit project.

Commissioner Luce moved to support SB 1433 (Hill). Commissioner Halsted seconded the motion and it was unanimously moved to the Commission for approval.

AB 1724 (Frazier): Construction Manager/General Contractor Delivery Method: Regional Transportation Agencies

Ms. Long presented AB 1724 (Frazier), which would authorize regional transportation authorities to utilize a project delivery method known as “construction manager/general contractor” (CM/GC) when building a highway, bridge, expressway or tunnel if the agency makes a written finding that the method will accomplish certain goals.

Commissioner Halsted moved to support AB 1724 (Frazier). Commissioner Mackenzie seconded the motion and it was unanimously moved to the Commission for approval.

SB 1184 (Hancock): Sea Level Rise Regional Resilience Strategy

Ms. Long presented SB 1184 (Hancock), which would require the San Francisco Bay Conservation and Development Commission (BCDC), in collaboration with various agencies, to develop and submit to the Legislature a regional resilience strategy by December 31, 2018.

Committee discussion:

- Commissioner Kinsey asked if SB 1184 (Hancock) addresses the cost of developing the report.
- Ms. Long stated there are no specifics on how it would be funded.
- Mr. Heminger stated BCDC’s strategy is to get the requirement in place first and then seek funding through grants.

Commissioner Halsted moved to support SB 1184 (Hancock). Commissioner Kinsey seconded the motion and it was unanimously moved to the Commission for approval.

GROW AMERICA Act: Obama Administration Surface Transportation Authorization Proposal

The Committee received the report on the GROW AMERICA Act from Ms. Long. This four-year surface transportation authorization proposal provides \$302 billion for highways, transit, rail and freight infrastructure.

Tom Bulger’s Report

The Committee received the report as presented by Mr. Rentschler.

Other Business/Public Comment/Adjourn

Commissioner Kinsey noted the passing of former Congressman Jim Oberstar (D, MN.) on May 3, 2014. There was no public comment. The meeting adjourned at 10:35 a.m. The next Committee meeting is scheduled for Friday, June 13, 2014 at 9:40 a.m. in the Lawrence D. Dahms Auditorium, Joseph P. Bort MetroCenter, Oakland, California.