CITY/COUNTY ASSOCIATION OF GOVERNMENTS
LEGISLATIVE COMMITTEE

MINUTES
MEETING OF SEPTEMBER 9, 2004

At 5:10 p.m. Chairman Lee Panza called the meeting to order in the Fourth Floor Dining Room at the San Mateo Transit District Office.

Members Attending: Chairman Lee Panza, Vice-Chair Sue Lempert, Deborah Gordon, Marc Hershman, Joe Silva, Mike King, and Deborah Wilder.

Staff/ Guests Attending: Richard Napier (C/CAG Executive Director), Brian Moura (City of San Carlos), David Burruto (Speaker pro Tem Leland Yee's Office), Walter Martone (C/CAG Staff).

1. Public comment on items not on the agenda.

- None

2. Minutes of the Meeting of August 12, 2004.

Motion: To approve the minutes of August 12, 2004 as presented. Hershman/Gordon, unanimous.

3. Update from C/CAG's Lobbyist in Sacramento (via conference call).

- September 30th is the last day for the Governor to sign or veto bills passed by the legislature.
- AB 2702, the Steinberg bill to restrict local jurisdiction discretion over the approval or disapproval of 2nd units has made it to the Governor's Desk. More letters are needed to encourage a veto of this bill. The Board of Realtors has made passage of this bill its top priority. C/CAG has already taken an "oppose" position on AB 2702.
- There are currently 841 bills on the Governor's Desk for consideration.
- AB 923 by Assemblyman Firebaugh, would increase the vehicle registration fee by $6 to support air quality programs. Our Lobbyist is concerned that this bill, which is also on the Governor's Desk, may be viewed as competitive with C/CAG's AB 1546.
- To date LOCAL has raised $4.7 million to support the campaign to pass Proposition 1A. Although the Governor has committed to campaign to pass this measure, he has also signed on to a number of other campaigns. There is concern that he has spread his support or opposition to too many causes and therefore his effectiveness may be wearing thin.

4. Legislative status on AB 1546, provide Board direction to C/CAG staff on AB 1546 Program, and approval of resolution 04-18 of the Board of Directors of the City/County Association of Governments of San Mateo County authorizing a C/CAG Board AB 1546 Negotiating Committee.

AB 1546 has been assigned to a member of the Governor's Staff for review. This individual is very conservative and generally critical of any "fee" bills or increases in taxes. However this individual is also a long time friend of Chuck Cole at Advocation. Chuck and Wes Lujan have scheduled an appointment to meet with the Governor's Staff to encourage a favorable review.

In an effort to make this bill extremely attractive to the Governor, C/CAG staff has written a Resolution whereby the C/CAG Board would make a commitment in the event of the approval of AB 1546, to explore ways that C/CAG could participate in implementing the Governor's Executive Order to advance the development of a "hydrogen highway" for California. This resolution would also appoint a C/CAG Subcommittee to work with Advocation and the Governor's Staff if necessary to clarify and strengthen C/CAG's commitment in this area if necessary.

Motion: To recommend that C/CAG adopt Resolution 04-18. Lempert/Gordon, unanimous.

5. Funding options for the Bay Bridge cost overruns.

The Legislature adjourned without coming up with a solution to the added finances needed to pay for the construction of the new span of the Oakland-Bay Bridge. The Administration has still not indicated whether it will seek an extension of the existing bid or allow it to expire and rebid the project. Executive Director Napier has sent a letter encouraging the Administration not to pursue redirecting funds that were approved under Regional Measure 2 to pay for the cost overruns of the Bay Bridge. These funds were approved by the voters for specific projects, some of which are critical to San Mateo County.

6. Consideration of positions on other pending legislation.

David Burruto, representing Assembly Speaker Pro Tempore Leland Yee, requested consideration by the Committee on two pieces of legislation that are pending in the Governor's Office.

AB 2466, authored by Assemblyman Yee, will guarantee that local governments throughout California receive their fair share of jet fuel sales tax dollars. Under a loophole in the current law, United Airlines has been able to divert all of the sales tax dollars for its entire California fleet, to the City of Oakland. In return for this diversion, Oakland has rebated 65% of these sales tax dollars to United Airlines. San Mateo, San Francisco, and Santa Clara Counties are losing millions of sales tax dollars due to this exploitation of the loophole.

SB 792, authored by Senator Sher, will require Caltrans to transfer certain surplus right-of-way property to State Parks. This bill is needed in order to resolve issues related to a final appeal of the construction of the Devil's Slide Tunnel.

> ***Motion: To recommend that C/CAG "support" AB 2466 and SB 792. Lempert/Gordon, unanimous.***

7. Establish date and time for next meeting (September 9, 2004).

Due to the fact that the Legislature is in recess, it was decided to cancel the October and November meetings. Therefore the next meeting was set for December 9, 2004 at 5:00 p.m. at the Fourth Floor Dining Room at the San Mateo County Transit District Office.

8. Adjournment.

The meeting was adjourned at 6:35 p.m.