



Association of Bay Area Governments  
 Bay Area Air Quality Management District  
 Bay Conservation and Development Commission  
 Metropolitan Transportation Commission

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## JOINT POLICY COMMITTEE — REGIONAL PLANNING PROGRAM

### JPC EXECUTIVE COMMITTEE

Friday, March 15, 2013  
 9:15 a.m. to 9:45 a.m.  
 MetroCenter, 101 8<sup>th</sup> Street, Conference Room 171  
 Oakland, California

### SPECIAL MEETING CALL AND NOTICE AND AGENDA

1. **Call to Order**
2. **New Legislation Proposed by Senator Mark DeSaulnier** Action  
 BAAQMD and MTC staff will brief the Executive Committee on new legislation proposed by Senator Mark DeSaulnier concerning the Joint Policy Committee and seek the Executive Committee’s direction for next steps.  
*Attachment: Senate Bill 792*
3. **Committee Comment** Discussion
4. **Public Comment** Information
5. **Adjournment**

Next JPC Executive Committee Meeting: May 9, 2013

The JPC Executive Committee may take action on any item listed in the agenda.

This meeting is scheduled to end promptly at 9:45 a.m. Agenda items not considered by that time may be deferred.

The public is encouraged to comment on agenda items by completing a request-to-speak card and giving it to JPC staff or the chairperson.

Although a quorum of the Metropolitan Transportation Commission may be in attendance at this meeting, the Executive Committee of the Joint Policy Committee may take action only on those matters delegated to it. The Executive Committee of the Joint Policy Committee may not take any action as the Metropolitan Transportation Commission unless this meeting has been previously noticed as a Metropolitan Transportation Commission meeting.

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**Introduced by Senator DeSaulnier**February 22, 2013

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An act to add Sections 66537, 66537.1, 66537.2, 66537.3, 66537.4, 66537.5, and 66537.6 to the Government Code, relating to planning.

## LEGISLATIVE COUNSEL'S DIGEST

SB 792, as introduced, DeSaulnier. Regional entities: Bay Area.

Existing law creates the Metropolitan Transportation Commission, the Bay Area Toll Authority, the Bay Area Air Quality Management District, and the San Francisco Bay Conservation and Development Commission, with various powers and duties relative to all or a portion of the 9-county San Francisco Bay Area region with respect to transportation, air quality, and environmental planning, as specified. Another regional entity, the Association of Bay Area Governments, is created as a joint powers agency comprised of cities and counties under existing law with regional planning responsibilities. Existing law provides for a joint policy committee of certain regional entities in this 9-county area to collaborate on regional coordination. Existing law requires regional transportation planning agencies, as part of the regional transportation plan in urban areas, to develop a sustainable communities strategy pursuant to Senate Bill 375 of the 2007–08 Regular Session coordinating transportation, land use, and air quality planning, with specified objectives.

This bill would require the joint policy committee to prepare a regional organization plan for the affected regional entities. The organization plan would include a plan for consolidating certain functions that are common to the regional entities and reducing overhead costs. The bill would require the joint policy committee to hold at least one public hearing in each county of the region and to adopt a final plan by June

30, 2015. The bill would also require the joint policy committee to develop and adopt public community outreach programs and to maintain an Internet Web site. The bill would require the joint policy committee to conduct a review of the policies and plans, and associated regulations, of each regional entity, including an assessment of the consistency of the policies, plans, and regulations among the regional entities with the requirements of Senate Bill 375 of the 2007–08 Regular Session. The bill would provide that the joint policy committee shall be responsible for ensuring that the sustainable communities strategy for the region integrates transportation, land use, and air quality management consistent with that legislation. The bill would also require the joint policy committee to appoint an advisory committee on economic competitiveness with specified members from the business community to adopt goals and policies related to the inclusion of economic development opportunities in the plans of the regional entities. By imposing new duties on the joint policy committee, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 66537 is added to the Government Code,  
2 to read:  
3 66537. For purposes of Sections 66537.1 to 66537.5, inclusive,  
4 the following definitions shall apply:  
5 (a) “Region” means the area encompassed by the Counties of  
6 Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo,  
7 Santa Clara, Solano, and Sonoma.  
8 (b) “Regional entities” means the Metropolitan Transportation  
9 Commission, including any joint exercise of powers agencies that  
10 include the commission as a member agency; the Bay Area Toll  
11 Authority; the Bay Area Air Quality Management District; the San

1 Francisco Bay Conservation and Development Commission; and  
2 the Association of Bay Area Governments.

3 SEC. 2. Section 66537.1 is added to the Government Code, to  
4 read:

5 66537.1. (a) The joint policy committee shall prepare a  
6 regional organization plan. The joint policy committee shall adopt  
7 goals and policies to govern the preparation of the plan. Among  
8 the goals shall be a statement as to the expected reduction in the  
9 cost of overhead and in the operation and management of the  
10 regional entities. All cost saving shall be directed to the joint policy  
11 committee's general fund. In addition, goals shall be adopted for  
12 integrating the regional planning requirements for the regional  
13 plans of each regional entity into a comprehensive regional plan.

14 (b) The regional organization plan shall include a plan for  
15 consolidating the functions that are common to the regional entities,  
16 including, but not limited to, personnel and human resources,  
17 budget and financial services, electronic data and communications  
18 systems, legal services, contracting and procurement of goods and  
19 services, public information and outreach services,  
20 intergovernmental relations, transportation, land use, economic,  
21 and related forecasting models, and other related activities.  
22 Consideration shall be given to ensuring that there are common  
23 personnel classifications where appropriate among the regional  
24 entities, and the consolidation of other functions or activities, as  
25 deemed feasible, that will further the mission of the joint policy  
26 committee and will reduce redundancy. The plan shall be updated  
27 as determined by the joint policy committee.

28 (c) On or before December 31, 2014, the staff shall submit to  
29 the joint policy committee a draft regional organization plan. The  
30 joint policy committee shall hold at least one public hearing in  
31 each county of the region to receive public comment. A final plan  
32 shall thereafter be adopted for implementation on or before June  
33 30, 2015.

34 SEC. 3. Section 66537.2 is added to the Government Code, to  
35 read:

36 66537.2. The joint policy committee shall develop and adopt  
37 public and community outreach policies to govern the scheduling  
38 of joint policy committee meetings, the meetings of regional  
39 entities, the meetings of standing committees, and meetings of ad  
40 hoc or other temporary committees. In developing the policies,

1 the joint policy committee shall ensure that outreach programs  
2 will utilize all available communication technologies, including  
3 webcasting and social media, print, radio, and television. The joint  
4 policy committee shall also establish policies for the holding  
5 workshops of the joint policy committee and the regional entities  
6 in the cities and counties of the region. The joint policy committee  
7 shall provide an opportunity for the public to comment on the draft  
8 and the final recommended policies. The policies shall be adopted  
9 on or before October 31, 2014.

10 SEC. 4. Section 66537.3 is added to the Government Code, to  
11 read:

12 66537.3. The joint policy committee shall maintain an Internet  
13 Web site containing relevant information pertaining to the joint  
14 policy committee's activities.

15 SEC. 5. Section 66537.4 is added to the Government Code, to  
16 read:

17 66537.4. The joint policy committee shall be subject to the  
18 Ralph M. Brown Act (Chapter 9 (commencing with Section 54950)  
19 of Part 1 of Division 2 of Title 5).

20 SEC. 6. Section 66537.5 is added to the Government Code, to  
21 read:

22 66537.5. (a) Beginning on January 1, 2014, the joint policy  
23 committee shall review the policies and plans, and associated  
24 regulations, of each regional entity. The review shall include an  
25 assessment of the consistency of the policies, plans, and regulations  
26 among the regional entities with the requirements of Senate Bill  
27 375 of the 2007–08 Regular Session. The joint policy committee  
28 shall issue a consistency report describing the findings of this  
29 review. The joint policy committee shall hold public and  
30 community hearings in accordance with its public outreach policies  
31 regarding the draft consistency findings. The findings of the  
32 consistency review shall be used in fulfilling the joint policy  
33 committee's regional planning responsibilities.

34 (b) The joint policy committee shall be responsible for ensuring  
35 that the sustainable communities strategy for the region integrates  
36 transportation, land use, and air quality management consistent  
37 with the requirements of Senate Bill 375 of the 2007–08 Regular  
38 Session.

39 SEC. 7. Section 66537.6 is added to the Government Code, to  
40 read:

1 66537.6. (a) The joint policy committee shall appoint an  
2 advisory committee on economic competitiveness with members  
3 from the business community, including representatives of small  
4 businesses, technology and manufacturing sectors, community  
5 colleges, public and private universities, labor, local governments,  
6 and other organizations involved with the private economy.

7 (b) The joint policy committee, in consultation with the advisory  
8 committee, shall adopt goals and policies related to the inclusion  
9 of economic development opportunities in the plans of the regional  
10 entities. The goals and policies shall also promote amenities that  
11 are special to the region and contribute to the region's quality of  
12 life.

13 SEC. 8. If the Commission on State Mandates determines  
14 that this act contains costs mandated by the state, reimbursement  
15 to local agencies and school districts for those costs shall be made  
16 pursuant to Part 7 (commencing with Section 17500) of Division  
17 4 of Title 2 of the Government Code.

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