

Bay Area Air Quality Management District  
939 Ellis Street  
San Francisco, California 94109  
(415) 771-6000

## **APPROVED MINUTES**

Summary of Board of Directors  
Legislative Committee Meeting  
9:30 a.m., Monday, January 30, 2012

### **1. Call to Order – Roll Call**

Committee Chairperson Tom Bates called the meeting to order at 9:33 a.m.

Present: Committee Chairperson Tom Bates; Vice Chairperson Susan Garner; and Directors John Avalos, Scott Haggerty, Jennifer Hosterman, David Hudson, Ash Kalra and Nate Miley.

Absent: Director Johanna Partin.

Also Present: Board of Directors Chairperson John Gioia.

### **2. Public Comment Period: None.**

### **3. Approval of Minutes of September 26, 2011**

Director Hudson requested an amendment to the roll call portion of the minutes to reflect his being present.

**Committee Action:** Director Hudson made a motion to approve the Minutes of September 26, 2011, as amended; Director Haggerty seconded the motion; carried unanimously without objection.

NOTED PRESENT: Director Avalos was noted present at 9:37 a.m. and Director Miley was noted present at 9:38 a.m.

### **4. District 2012 Legislative Agenda**

Thomas Addison, Senior Advanced Projects Advisor, gave the staff presentation regarding the District 2012 Legislative Agenda, a proposed two-part agenda. Part one of the agenda is a prioritization of efforts to prevent changes in policy or funding that will weaken existing air quality regulations or programs. Part two of the agenda is District sponsorship of Senate Bill 582, dealing with transit commute benefit options, with two primary amendments to last year's failed bill. The first amendment limits the pilot program to the Bay Area. The second amendment increases the minimum employer to which it applies, from the 20 or more employees in last year's bill to 50 or more.

NOTED PRESENT: Director Kalra was noted present at 9:49 a.m.

The Committee discussed focusing on defending against the assuredly aggressive stance that opposition interests will take in the coming year and doing so by continuing its analysis of critical programs in potential peril over the coming years and the development of corresponding strategies to address each.

Committee Comments/Discussion:

Director Hudson noted the disappointing absence of the other regional agencies as co-sponsors of Senate Bill 582 and the current limitations of the Clipper Card program. Director Hudson requested clarification of the two proposed amendments. Committee Chairperson Bates expressed a desire to see the second amendment, regarding applicable employers, done away with for the time being. Director Haggerty suggested some limitations of the Clipper Card program may be a function of Internal Revenue Service rules.

Public Comments: None.

Committee Action: The Committee approved the proposed legislative agenda, with Committee Chairperson Bates and Director Avalos in opposition only as to the second amendment to Senate Bill 582 regarding the change from a 20- to 50-employee minimum.

NOTED PRESENT: Director Garner was noted present at 9:57 a.m.

**5. Discussion of Governor's Proposed Budget for 2012-2013 Fiscal Year**

Committee Chairperson Bates gave the staff presentation in brief regarding the Governor's Proposed Budget for 2012-2013 Fiscal Year.

Committee Comments/Questions: None.

Public Comments: None.

Committee Action: None; informational only.

**6. Discussion of New Bills**

Mr. Addison gave the staff presentation regarding a Discussion of New Bills, including a comprehensive look at Senate Bill 878, dealing primarily with the Joint Policy Committee (JPC) as amended last summer to address regional government issues in the Bay Area. Mr. Addison reported that the bill passed the Senate on January 26, 2012. Mr. Addison indicated that the District should expect to see more bills from Senator DeSaulnier regarding various aspects of regional government in the Bay Area.

Committee Comments/Questions: Director Haggerty expressed his perception of the Metropolitan Transportation Commission's take on the bill and urged the District to follow suit by neither supporting nor opposing the bill at this time. Chairperson Gioia suggested the time required to pass this bill will make the deadline it imposes an impossible one to satisfy and urged staff to establish a collective dialogue between Senator DeSaulnier and the chairpersons of the four involved agencies to address this issue and others like it. Committee Chairperson Bates and Mr. Addison discussed the bill's imposition of requirements on the JPC and the appropriateness of this body as the appointed party. Director Hudson expressed his opinion that the bill is in need of several modifications, beginning with the timeline imposed.

Public Comments: None.

Committee Action: None; informational only.

7. **Committee Member Comments/Other Business:** None.
8. **Time and Place of Next Meeting:** At the Call of the Chairperson.
9. **Adjournment:** The meeting adjourned at 10:40 a.m.

*151 Sean Gallagher*

Sean Gallagher  
Clerk of the Boards