

# AGENDA

TRANSPORTATION BUSINESS ADVISORY COUNCIL

Monday April 15, 2019  
9:30AM

## LEGISLATIVE COMMITTEE MEETING

Metro Headquarters  
3<sup>rd</sup> Floor – Henry Huntington Room  
One Gateway Plaza, Los Angeles, CA 90012

**CHAIR:** William J. Osgood  
**VICE CHAIR:** Vacant  
**SECRETARY:** Vacant

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1. **CALL TO ORDER**
  2. **ROLL CALL**
  3. **APPROVAL OF THE AGENDA\***
  4. **APPROVAL OF THE MINUTES\***
    - a. Legislative Committee Meeting Minutes – March 11, 2019
  5. **OLD BUSINESS**
    - a. 2019 Goals
    - b. 2019 Legislation
    - c. Committee Assignments
    - d. Measure M PAC - Marisha Morris
      - i. 2% ATP
      - ii. TOC Working Group - Ronald Lowe
  6. **NEW BUSINESS**
    - a. AB 1568 (McCarty) which would authorize the State Controller to withhold SB 1 gas tax funding from cities & counties who do not meet their housing production goals. (Exhibit "A")
    - b. HR 1694
    - c. SB605
    - d. Link to review pending and status of State of California Legislation:  
<https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml>
    - e. Labor Law in California thank you to Shannon Lawrence. This decision relates to a conversation we had concerning Independent Contractors.  
<https://www.laboremploymentlawblog.com/2018/05/articles/class-actions/dynamex-decision-independent-contractors/>
  7. **NON-AGENDA PUBLIC COMMENT**
  8. **REPORTS AND COMMENTS**
    - a. Board or Committee Members
    - b. Metro

## 9. ADJOURNMENT

\*ACTION ITEM

### CERTIFICATION:

I, William Osgood, certify that the foregoing agenda was posted on or before April 12, 2019, at Metro Headquarters, One Gateway Plaza, Los Angeles, CA 90012 and on the Metro TBAC website, [www.metro.net/TBAC](http://www.metro.net/TBAC).



Los Angeles County  
Metropolitan Transportation Authority

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## Exhibit "A"

### **AB1568 (McCarty) - Withholding SB 1 funds for Housing Production Goals**

**THE ISSUE:** AB1568 (McCarty) would withhold SB 1, the Road Repair and Accountability Act of 2017 gas tax funds from cities and counties if the private sector does not meet housing production goals established by the state. The legislation violates the very protections cited in SB 1 and what the voters protected through ballot initiatives in June and November of 2018.

**RELEVANCE:** Californians depend on a safe and reliable transportation network to support our quality of life and a strong economy. SB 1 provides funding for projects in every city and county in California to make road safety improvements, fill potholes, repair local streets, freeways, tunnels, bridges and overpasses and invest in public transportation. We also have a housing crisis on our hands that creates conditions where Californians are "driving until they qualify" for naturally price affordable housing. This condition is forcing many employees and employers to commute much longer distances on poorly maintained roads farther out of the job centers to afford homes within their budgets.

**BIZFED BOARD ACTION REQUESTED:** Oppose AB1568.

**REQUESTED MOBILIZATION:** Prepare a letter to the legislators and testify as needed at committee hearings.

**BACKGROUND:** In April 2017, California legislature passed Senate Bill 1 (SB 1) - which will provide more than \$5 billion annually to make road safety improvements, fill potholes, repair local streets, freeways, tunnels, bridges and overpasses and invest in public transportation in every California community. In January 2019, Governor Newsom suggested in his State of the State address strategies to entice cities to build more housing supply and suggested that Gas Tax funds should be withheld from local cities and counties who fail to meet their housing production numbers.

AB1568 will specifically seek to use the recently established Road Maintenance and Rehabilitation Program (RMRP) as the source to penalize cities and counties. The RMRP was established and ratified by the voters in 2018 to fund critical maintenance, rehabilitation and safety projects on state highways and local streets and roads and was achieved after several years of intense legislative investigation into the major maintenance backlog and needs of the statewide multimodal transportation system.

SB 1 set very specific statutory eligibility requirements for cities and counties to receive their apportionment of RMRP funds. AB 1568 would threaten long-sought RMRP funding for local transportation improvements.

**SUPPORTING VIEWS: League of California Cities letter dated March 12, 2019:**

*"Cities are responsible for the planning, zoning and approval of new housing. This is a transparent process that involves input from residents, detailed environmental reviews and documents, and approving projects consistent with our plans. Unfortunately, AB 1568 would penalize cities, counties, and their taxpayers by withholding and redistributing their share of public road maintenance funds if the private housing market, and non-profit developers who rely on scant subsidies, do not produce a city or county's share of regional housing needs for each income category."*

**OPPOSING VIEWS: California Association of Realtors, California Apartment Association**