

**ALAMEDA COUNTY  
BOARD OF SUPERVISORS'  
PERSONNEL/ADMINISTRATION/LEGISLATION  
COMMITTEE**

Monday, December 12, 2016  
1:30 p.m.

Supervisor Keith Carson, Chair  
Supervisor Wilma Chan

Location: *Board of Supervisors Chambers – Room 512 5<sup>th</sup> floor*  
County Administration Building  
1221 Oak Street, Oakland, CA 94612

**Summary/Action Minutes**

**I. Federal Legislative Update – CJ Lake**

The House and Senate have adjourned the 114th Congress. The 115th Congress will convene at noon on January 3, 2017.

**Continuing Resolution**

On Thursday, December 8, 2016, the House passed an extension to the continuing resolution (CR) that keeps the federal government funded at FY16 levels through April 28, 2017.

The Senate voted to clear the CR on Friday and sent the legislation to President Obama for his signature. The vote followed hours of negotiations over a dispute about extending coal miners' health benefits that threatened to hold up the bill. Democrats had been holding out for an extension of health benefits that would run beyond the four-month CR, but they agreed to provide the votes needed to move forward after Republican leaders provided assurance they would work for a longer extension next year.

**Transition**

Since last week, President-elect Donald Trump has selected the following persons for appointments in his administration as he continues to transition to the White House.

*Homeland Security Secretary* - Mr. Trump has nominated Marine Gen. John Kelly, the former U.S. Southern Command chief, to run the Department of Homeland Security.

*Environmental Protection Agency Administrator* - President-elect Trump picked Oklahoma Attorney General Scott Pruitt to run the EPA.

*Small Business Administration administrator* - Mr. Trump has selected Linda McMahon, a professional wrestling executive and former Republican contender for Connecticut's U.S. Senate seats, to lead the Small Business Administration.

*Ambassador to the People's Republic of China* - President-elect Trump has nominated Terry Branstad, the Governor of Iowa, to serve as ambassador to China.

*Labor Secretary* - Mr. Trump has tapped Andy Puzder, the CEO of CKE Restaurants, which included the Carl's Jr. fast-food chain.

**Purpose:**

Report progress

- Advocacy or Education
- Request PAL Committee Recommendation or Position
- Other: Federal legislative update**

This item was informational only and required no Committee action.

## **II. State Legislative Update – Brownstein Hyatt Farber Schreck**

On December 5, the 2017-18 Legislative Session commenced with the swearing in of all Legislators that were elected or re-elected in the November 8, 2016 General Election. There are a total of thirty-one newly elected members in the Legislature; nine new members in the Senate and twenty-two new members in the Assembly. As of Friday afternoon, they had already introduced 137 bills.

According to the California State Library, the 2017-18 Legislature is comprised of only twenty-six women in the 120 member body, fewer women than any California Legislature since 1991-92. Research also shows disparities between the race and ethnicity of Californians and their Legislative representatives. Latino representation in the Legislature is at 22.5%, while Latinos make up 40% of California's population.

On the contrary, the current legislature is 57% Caucasian, which is an overrepresentation of the states Caucasian population by nearly 20%.

Legislative representation seems to be proportional to the state's population among African-Americans (8.3% in the Legislature, versus 5.6% California population) and Asian-American/Pacific Islanders (10.8% in the Legislature, versus 14.4% California population).

It remains to be seen how changes in leadership, committee membership, a 2/3 democratic majority in both houses and individual legislators will alter the political landscape and the priorities in California coming into the new legislative session.

### **Transportation Funding Bills Introduced in 2017-18 Session**

The 2015-16 Special Session on Transportation ended without a solution on the critical issue of transportation funding. Governor Jerry Brown, Senate President pro Tem Kevin de León, and Assembly Speaker Anthony Rendon announced in a letter last month that there would be no action on the matter before the end of the session, but that it would be a priority in the new Legislative session.

On December 5, 2016, the first day of the 2017-18 Regular Session, transportation proposals were submitted by Assemblymember Jim Frazier and Senator Jim Beall. Combined, AB 1 (Frazier) and SB 1 (Beall) include approximately \$2.4 billion for investments in California's local streets and roads systems. These systems currently have unmet funding needs of \$73 billion and an additional backlog of \$59 billion in deferred maintenance obligations. Both bills will be heard in policy committee in January.

### **“California Rebuild” – Senate Infrastructure Proposals**

On December 6, 2016, the Senate announced that they had introduced a series of bills supporting California's growing infrastructure needs, in what is being called “California Rebuild.” Adding on to the transportation funding bills proposed by Senator Beall and Assemblymember Frazier, the Senate introduced additional infrastructure legislation, aimed at funding transportation, goods movement, housing and water. SB 2 (Atkins) establishes a permanent fund for affordable housing by imposing a \$75 fee on real estate transaction documents. SB 3 (Beall) is a \$3 billion statewide bond to support affordable housing efforts. SB 4 (Mendoza) will invest \$1.2 billion to enhance freight movement across the state while reducing emissions and health risks. SB 5 (De León) will fund state and local park and water infrastructure through a \$3 billion bond.

### **NACo-NLC Opioid Epidemic Task Force Report**

The National Association of Counties (NACo) and the National League of Cities joint task force was established to assess solutions to the current opioid epidemic in the United States.

In November, the task force released a report which includes recommendations to local, state, and federal leadership on ways to address this crisis in communities throughout the country. On December 15, 2016, the NACo-NLC task force will hold a two hour webinar to discuss the recommendations and provide an overview and discussion of their report.

### **State Controller November Cash Report**

The State Controller November cash report shows state revenues at almost \$7.98 billion, exceeding 2016-17 Budget Act projections by \$556.9.9 million, or 7.5 percent. The current fiscal year-to-date revenue is 0.5 percent above estimates, at nearly \$38.87 billion.

#### **Purpose:**

- Report progress
- Advocacy or Education
- Request PAL\_Committee Recommendation or Position
- Other: State legislative update**

This item was informational only and required no Committee action.

### **III. 2017 Alameda County Legislative Platform – Action item**

*Recommendation: Support:* Susan S. Muranishi, County Administrator, County Administrator's Office  
[Attachment](#)

Myrna Lopez, Principal Analyst, County Administrator's Office presented highlights of the County's 2015 Legislative Platform and the proposed 2017 Legislative Platform.

Supervisor Chan's Office requested a sentence be placed in the cover letter of the proposed 2017 Legislative Platform making a recommendation to the full Board that the County will defend against any budget cuts to the safety net.

Nancy O'Malley, Alameda County District Attorney, stated that the District Attorney's Office is in opposition to a proposal from the Public Defender's Office that is in the 2017 Legislative Platform. The Public Defender's Office proposed to amend a section of the Code of Civil Procedure to allow persons with felony convictions to serve on juries. Richard Lucia, Alameda County Undersheriff and Wendy Stills, Chief Probation Officer are also in opposition to the Public Defender's proposal. Ms. O'Malley stated that there are processes in place that allow persons with felony convictions to restore their rights.

Peter VanOosting, Public Defender's Office, stated that the Public Defender's position is that juries should be a reflection of the community and approximately 30% of African American males are being prevented from serving on juries. The proposal is modest and reasonable and the Public Defender's Office is willing to refine it and have further discussion with the other County departments and agencies.

Supervisor Keith Carson, Chair, PAL Committee stated that the County should have a discussion regarding a policy to handle legislative conflicts within County agencies. In addition he suggested that the Public Defender's Office and the District Attorney's Office and other affected County departments discuss the proposal prior to it going before the full Board of Supervisors.

**Recommendation from PAL Committee:** Support. Move to the full Board of Supervisors.

### **PUBLIC COMMENT**

None.

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