

AMENDED IN ASSEMBLY MARCH 26, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 1260

Introduced by Assembly Member Thurmond

February 27, 2015

An act to ~~amend Section 53398.51.1 of~~ *add Section 6531.3 to the Government Code*, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 1260, as amended, Thurmond. ~~Enhanced infrastructure financing districts: public financing authority.~~ *Joint Exercise of Powers Act.*

The Joint Exercise of Powers Act generally authorizes 2 or more public agencies, by agreement, to jointly exercise any power common to them under specified conditions.

This bill would specifically authorize the University of California and the City of Richmond, and any other public agency, to enter into a joint powers agreement for the purpose of collaboration on the development of a Berkeley Global Campus at Richmond Bay, located within the City of Richmond, to be a new research and action hub with a focus on global issues, culture, and collaboration.

This bill would make legislative findings and declarations as to the necessity of a special statute for the development of the Berkeley Global Campus at Richmond Bay.

~~Existing law authorizes the legislative body of a city or a county, defined to include a city and county, to establish an enhanced infrastructure financing district, adopt an infrastructure financing plan, and issue bonds, for which only the district is liable, upon approval by 55% of the voters to finance public capital facilities or other specified projects of communitywide significance. Existing law requires the~~

legislative body to establish a public financing authority, defined as the governing board of the enhanced infrastructure financing authority, comprised of members of the legislative body of the participating entities and of the public, as provided.

This bill would make nonsubstantive changes to those provisions.

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

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

- 1 SECTION 1. Section 6531.3 is added to the Government Code,
- 2 to read:
- 3 6531.3. (a) Notwithstanding any other law, the University of
- 4 California and the City of Richmond, and any other public agency,
- 5 may enter into a joint powers agreement for the purpose of
- 6 collaboration on the development of a Berkeley Global Campus
- 7 at Richmond Bay, located within the City of Richmond, to be a
- 8 new research and action hub with a focus on global issues, culture,
- 9 and collaboration.
- 10 (b) The agreement between the University of California and the
- 11 City of Richmond, and any other public agency pursuant to
- 12 subdivision (a) shall state the purpose of the agreement or the
- 13 power to be exercised, and may include any of the following:
- 14 (1) A voluntary local-hire goal, to be based on the University
- 15 of California, San Francisco, local-hire model, for all construction
- 16 and infrastructure improvements, taking into consideration
- 17 local-hire practices within the City of Richmond.
- 18 (2) Development of strategies that assist all small businesses,
- 19 including, but not limited to, small businesses with a high-level of
- 20 participation by women, minorities, and veterans, respond more
- 21 effectively to available contract opportunities for the development
- 22 of the proposed Berkeley Global Campus at Richmond Bay.
- 23 (3) A requirement for third-party developers to pay prevailing
- 24 wages for construction contracts and meet the local-hire goals of
- 25 the University of California, Berkeley, on buildings that will be
- 26 substantially occupied by the University of California, Berkeley.
- 27 (4) Development of best practices for proactive outreach and
- 28 marketing of procurement and employment opportunities for the
- 29 residents of the City of Richmond at the proposed Berkeley Global
- 30 Campus at Richmond Bay.

1 (5) *Development of strategies to work with community*
2 *organizations, small business development programs, and*
3 *workforce training programs to assist the residents of the City of*
4 *Richmond respond effectively to opportunities at University of*
5 *California campuses and at the proposed Berkeley Global Campus*
6 *at Richmond Bay.*

7 (6) *Collaboration with the Department of Employment and*
8 *Training of the City of Richmond to access contact and*
9 *work-readiness information for qualified trades workers and*
10 *apprentices located within the City of Richmond.*

11 *SEC. 2. The Legislature finds and declares that a special law*
12 *is necessary and that a general law cannot be made applicable*
13 *within the meaning of Section 16 of Article IV of the California*
14 *Constitution because of the unique circumstances of developing*
15 *the Berkeley Global Campus at Richmond Bay, located within the*
16 *City of Richmond.*

17 ~~SECTION 1. Section 53398.51.1 of the Government Code is~~
18 ~~amended to read:~~

19 ~~53398.51.1. (a) The public financing authority shall have a~~
20 ~~membership consisting of one of the following, as appropriate:~~

21 ~~(1) If a district has only one participating affected taxing entity,~~
22 ~~the public financing authority's membership shall consist of three~~
23 ~~members of the legislative body of the participating entity, and~~
24 ~~two members of the public chosen by the legislative body. The~~
25 ~~appointment of the public members shall be subject to Section~~
26 ~~54974.~~

27 ~~(2) If a district has two or more participating affected taxing~~
28 ~~entities, the public financing authority's membership shall consist~~
29 ~~of a majority of members from the legislative bodies of the~~
30 ~~participating entities, and a minimum of two members of the public~~
31 ~~chosen by the legislative bodies of the participating entities. The~~
32 ~~appointment of the public members shall be subject to Section~~
33 ~~54974.~~

34 ~~(b) The legislative body shall ensure the public financing~~
35 ~~authority is established prior to adopting a resolution pursuant to~~
36 ~~Section 53398.69 to adopt an infrastructure financing plan and to~~
37 ~~form a district.~~

38 ~~(c) Members of the public financing authority established~~
39 ~~pursuant to this chapter shall not receive compensation but may~~
40 ~~receive reimbursement for actual and necessary expenses incurred~~

1 ~~in the performance of official duties pursuant to Article 2.3~~
2 ~~(commencing with Section 53232) of Chapter 2.~~
3 ~~(d) Members of the public financing authority are subject to~~
4 ~~Article 2.4 (commencing with Section 53234) of Chapter 2.~~
5 ~~(e) The public financing authority created pursuant to this~~
6 ~~chapter shall be a local public agency subject to the Ralph M.~~
7 ~~Brown Act (Chapter 9 (commencing with Section 54950)), the~~
8 ~~California Public Records Act (Chapter 3.5 (commencing with~~
9 ~~Section 6250) of Division 7 of Title 1), and the Political Reform~~
10 ~~Act of 1974 (Title 9 (commencing with Section 81000)).~~

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