

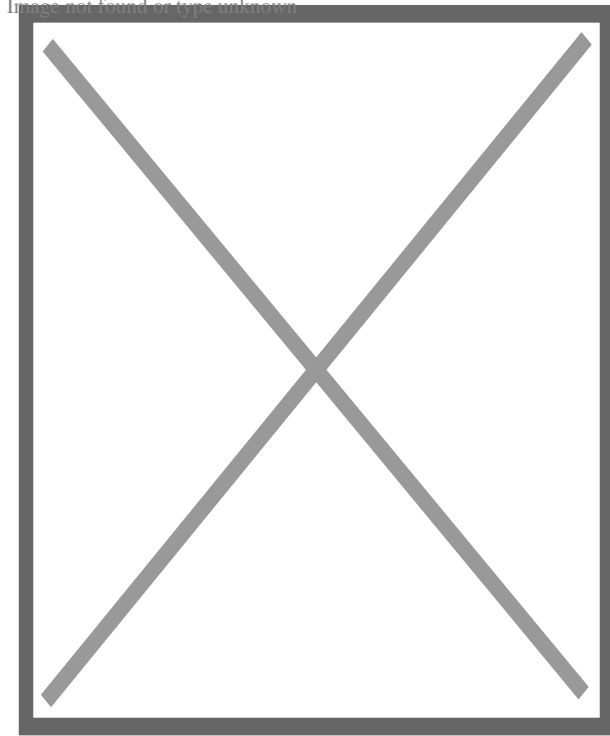


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*Weighted Votes - 2018: Jurisdictions City of San Diego - #1 (12.5); City of San Diego - #2 (12.5); City of San Diego - #3 (12.5); City of San Diego - Mayor (12.5); County of San Diego (14); City of Chula Vista - Mayor (7); City of Chula Vista (7); City of Coronado (1); City of El Cajon (5); City of Imperial Beach (2); City of La Mesa (3); City of Lemon Grove (2); City of National City (3); City of Poway (3); City of Santee (3); Total: 100*

**Changes to the MTS Board, its voting process, and our agency's ability propose a sales tax measure to voters are all a part of AB 805, which was signed into law by Governor Brown in October. The law goes into effect on January 1, 2018.**

**It means several changes to our governance. Here's a breakdown:**

**1. MTS Board member adjustments:**

- The biggest change to board membership is to the chairperson's seat. A new chairperson will be chosen at the January board meeting and will be an elected

official already on the MTS Board. Previously, a unelected member of the public could be the chairperson

- The new chairperson must be elected by 2/3rds of the MTS Board. AB 805 allows a “weighted vote” for the vote of the chair, but requires a supermajority of weighted votes (67 out of 100 vote weight) to cement the decision
- Other changes include:
  - The Mayor of San Diego automatically gets a seat on the MTS Board; assuming one of the four City of San Diego seats
  - The Chula Vista Mayor must serve on the MTS Board and the city gets a second seat

## 2. **Voting structure changes:**

- AB 805 changes MTS Board voting so that, after a quorum is present (at least 8 board members), only a majority of the board members present is required for the board to take action. Previously, a minimum of eight “yes” votes were needed for action.
- In addition to straight majority vote, two members can call for a “weighted vote.” This has always been the case, but AB 805 adjusts the weight of board member votes, including:
  - Chula Vista will get an extra vote
  - Each Chula Vista representative will have an equal vote
  - County loses 1 vote, Lemon Grove gains 1 vote

### **Why does the MTS Board use a weighted vote in addition to a simple majority vote?**

A weighted vote helps when board members are split between support and opposition of an item. The weighted vote gives those cities with higher population greater influence.

## 3. **Skilled & Trained or Project Labor Agreement (PLA) Requirement** – AB 805 will now require a use of a “skilled and trained workforce” or PLA to be in place for construction contracts over \$1 million

- A “skilled and trained workforce” means that most workers’ building and construction trades must be either “skilled journeypersons” or apprentices. Each year a designated percentage of skilled journeypersons on a construction job must also be graduates of an apprenticeship program
- A PLA is a pre-hire collective bargaining agreement that gives construction unions bargaining rights to determine the wage rates and benefits of construction employees on a particular project

## 4. **MTS Sales Tax Authority**

- AB 805 gives MTS authority to propose a sales tax measure applicable in only MTS’ jurisdiction (as opposed to county-wide)
  - Previously, only the San Diego Association of Governments could propose a

sales tax measure to voters

- AB 805 will allow MTS to go to the ballot and ask voters to pay for service upgrades such as adding new vehicles, increasing frequency, and upgrading passenger amenities

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