

State Legislative Initiative (Former Bill # AB2762)

Purpose

Establish the Tri-Valley-San Joaquin Valley Regional Rail Authority To:

- 1) Develop, finance, deliver, own and operate an inter-regional rail connection between BART, ACE and other San Joaquin County destinations and rail systems.
- 2) Create this independent authority so as to have and exercise powers of maximum flexibility and maximum control with which to pursue its purpose.
- 3) Permit the Authority to consider and select any feasible technology, any combination of technologies and any implementation sequence or phasing strategy that achieves the statutory purpose. All options are open.
- 4) Ensure that all options are available to the Authority as it defines and pursues implementation plan
- 5) Have the power to perform or assign ownership, operations and maintenance, financial obligation functions as the authority deems appropriate.
- 6) The Governing Board of the Authority shall consist of 12 elected officials with 9 having voting rights and 3 ex-officio members, 8 members from the Tri-Valley and 4 members from San Joaquin Valley (Chairman, Vice Chairman, Executive Committee)
- 7) Establish Administrative Support as follows:

Year 1: LAVTA provides all administrative support of the Board

Year 2-4: The Board will select either LAVTA, SJRRC or any other existing public rail transit agency

Year 5 – 9 and subsequent 5 year periods administrative support selected by the Board with options as in Year 2-4.

BART is required to enter into an agreement with the authority to:

- 1) Hold in trust all real and personal property
- 2) Transfer to the Authority other assets accumulated in the
 - Planning
 - Environmental Review
 - Design Documents
 - ROW Acquisition
 - Permitting
 - Construction

All unencumbered monies and assets dedicated for the completion of the project(s) shall be transferred to the Authority for the completion of the inter-regional connection.

The Authority shall pursue any and all sources of funding necessary to successfully execute its purpose with the constraint of a non-compete provision where no member of the Authority shall pursue funding available to other Authority member without consent of those members.