

AGENDA

Legislative Committee

The next meeting of the Legislative Committee will be as follows.

Date: Thursday, December 14, 2017 - 5:30 p.m. to 6:30 p.m.
 Place: San Mateo County Transit District Office¹
 1250 San Carlos Avenue
2nd Floor Auditorium
 San Carlos, California

PLEASE CALL Jean Higaki (599-1462) IF YOU ARE UNABLE TO ATTEND.

1	Public comment on related items not on the agenda.	Presentations are limited to 3 Minutes	
2	Approval of Minutes from July 13, 2017.	Action (Gordon)	Pages 1-4
3	Update from Shaw/Yoder/Antwih	Information (Shaw/Yoder/Antwih)	
4	Review and recommend approval of the C/CAG legislative policies, priorities, positions, and legislative update (A position may be taken on any legislation, including legislation not previously identified).	Action (Gordon)	Page 5- 7
5	Review and recommend approval of the Annual C/CAG Legislative Policies for 2018	Action (Gordon)	Page 8- 12
6	Review and approval of the 2017 C/CAG Legislative Committee calendar	Action (Gordon)	Page 13- 14
7	Adjournment	Action (Gordon)	

NOTE: All items appearing on the agenda are subject to action by the Committee. Actions recommended by staff are subject to change by the Committee.

¹From Route 101 take the Holly Street (west) exit. Two blocks past El Camino Real go left on Walnut. The entrance to the parking lot is at the end of the block on the left, immediately before the ramp that goes under the building. Enter the parking lot by driving between the buildings and making a left into the elevated lot. Follow the signs up to the levels for public parking.

For public transit access use SamTrans Bus lines 390, 391, 292, KX, PX, RX, or take CalTrain to the San Carlos Station and walk two blocks up San Carlos Avenue.

**CITY/COUNTY ASSOCIATION OF GOVERNMENTS
LEGISLATIVE COMMITTEE**

**MEETING MINUTES
July 13, 2017**

At 5:35 P.M. Chair Gordon called the Legislative Committee meeting to order in the 2nd Floor auditorium at the San Mateo Transit District Office.

Attendance sheet is attached.

Guests or Staff Attending:

Matt Robinson - Shaw/ Yoder/ Antwih Inc. (Call in)
Sandy Wong, Jean Higaki, Matt Fabry - C/CAG Staff

1. Public comment on related items not on the agenda.

None

2. Approval of Minutes from June 8, 2017.

Member Aguirre moved and Member Vaterlaus seconded approval of the June 8, 2017 minutes. Motion passed 6-0. Member Carlton abstained.

3. Update from Shaw/ Yoder/ Antwih (SYA).

Matt Robinson, from Shaw/ Yoder/ Antwih, called in and provided an update from Sacramento. C/CAG staff provided a copy of the July 13, 2017 draft SB 595 (Beall) RM 3 expenditure plan to the committee members. Sandy, Seamus Murphy (SMCTA), and our MTC commissioners (Warren Slocum and Alicia Aguirre) worked with San Mateo delegates to move the expenditure plan in the County's favor by about \$80 million.

It is expected that the RM 3 bill will be further modified until the last minute of this year's session. Member Aguirre stressed the importance of making known the needs for specific projects in the County and expressed appreciation to our delegates who worked very hard to address San Mateo County project needs in the RM 3 expenditure plan.

Member Gordon asked if there was a possibility of the expenditure plan being further modified against San Mateo County's favor. Matt said that this possibility was low given the strong delegation in Sacramento.

In 2015, SB 705 (Hill) authorized San Mateo County to put a new sales tax before the voters not to exceed one-half of a percent for transportation purposes above the existing two percent cap for local sales tax measures. AB 1613 (Mullin) allows the San Mateo County Transit District to do the same thing. However, only one agency may put the tax on the ballot.

Member Moise Derwin asked if the “transportation purposes” in the bill included bicycle/ pedestrian facilities. Matt replied that the definition would include any transportation purpose developed and approved in an expenditure plan.

Member Aguirre brought up the importance of properly framing the need for all of the tax proposals. The message has to be clear that RM 3 is for project connected to the toll bridges, SB1 is to maintain existing facilities, and AB 1613 is for new projects.

SB 797 (Hill) – Caltrain Funding. This bill would authorize the Peninsula Corridor Joint Powers Board (Caltrain), by a resolution approved by two-thirds of the board and with the approval of other local agencies, to levy a tax at a rate not to exceed 0.125% in the Counties of San Francisco, San Mateo, and Santa Clara if a ballot measure is passed by two-thirds of the voters regionally. The tax revenues would be used by the board for operating and capital purposes of the Caltrain rail service.

SB 797 is spearheaded by the Silicon Valley Leadership Group. There is no recommendation on this bill at this time as many details still need to be worked out by the three counties and Caltrain. Staff wanted the committee to be aware that this bill is active.

Member Gordon asked for a comparison of the proposed transportation funding bills to see where they might compete or overlap.

Remaining updates - Staff is working on trying to shape the SB 1 program guidelines to put San Mateo County in a better position for the SB1 competitive funds. The Cap and Trade 2030 extension bill is moving through committees but is a controversial bill. It is scheduled to go to the floor on Monday July 17. The SB 231 (Hertzberg) stormwater bill is being opposed by realtor groups.

Member Vaterlaus asked why the realtor groups are opposing SB 231. Matt said it was not clear but SB 231 makes it easier to put fees on properties which may negatively affect the ability to sell houses.

4. Review and recommend approval of the C/CAG legislative policies, priorities, positions, and legislative update (A position may be taken on any legislation, including legislation not previously identified).

AB 1613 (Mullin) – SamTrans Sales Tax Authority – Existing law authorizes the San Mateo County Transit District to adopt a sales tax ordinance in accordance with specified provisions of law, including a requirement that the combined rate of all such taxes imposed in the county may not exceed 2%. This bill would authorize the board to exceed that 2% limit to impose a sales tax of no more than 0.5% for transportation purposes, if approved by the board before January 1, 2021

Because this bill has already passed the committees, this support letter would be addressed to Jerry Brown in support of signing this bill.

Member Aguirre moved and Member Masur seconded recommending that the C/CAG Board send a letter of support in concept for AB 1613 (Mullin). Motion passed unanimously.

5. Adjournment

The meeting adjourned at approximately 6:05 P.M.

Legislative Committee 2017 Attendance Record

Agency	Name	Jan 12	Feb 9	March 9	April 13	May 11	June 8	July 13	August	Sept 14	Oct	Nov	Dec 8
Menlo Park	Catherine Carlton	x	x	x	x	x		x					
Millbrae	Gina Papan	x	x	x	x	x							
Portola Valley	Maryann Moise Derwin (C/CAG Vice Chair)	x	x	x	x		x	x					
Redwood City	Alicia Aguirre (C/CAG Chair)		x	x	x	x	x	x					
San Bruno	Irene O'Connell (Leg Vice Chair)	x	x	x	x	x	x			canceled			
Sounth San Francisco	Richard Garbarino		x		x	x							
Woodside	Deborah Gordon (Leg Chair)	x	x	x				x					
Foster City	Catherine Mahanpour	N/A	N/A	x	x	x		x					
Redwood City	Shelly Masur	N/A	N/A	N/A	N/A	N/A		x					
Pacifica	Sue Vaterlaus	N/A	N/A	N/A	N/A	N/A	x	x					

 no meeting

C/CAG AGENDA REPORT

Date: December 14, 2017

To: C/CAG Legislative Committee

From: Sandy Wong, Executive Director

Subject: Review and recommend approval of C/CAG legislative policies, priorities, positions, and legislative update (A position may be taken on any legislation, including legislation not previously identified)

(For further information or response to questions, contact Jean Higaki at 650-599-1462)

RECOMMENDATION

That the C/CAG Legislative Committee recommend the C/CAG Board to take a position on any legislation or direct staff to monitor any legislation for future positions to be taken.

FISCAL IMPACT

Unknown.

SOURCE OF FUNDS

N/A

BACKGROUND

The C/CAG Legislative Committee receives monthly written reports and oral briefings from the C/CAG's State legislative advocates. Important or interesting issues that arise out of that meeting are reported to the Board.

ATTACHMENTS

1. December 2017 Legislative update from Shaw/ Yoder/ Antwih, Inc.
2. Full Legislative information is available for specific bills at <http://leginfo.legislature.ca.gov/>



SHAW/YODER/ANTWIH, inc.
LEGISLATIVE ADVOCACY • ASSOCIATION MANAGEMENT

DATE: November 28, 2017
TO: Board Members, City/County Association of Governments, San Mateo County
FROM: Andrew Antwih and Matt Robinson, Shaw / Yoder / Antwih, Inc.
RE: STATE LEGISLATIVE UPDATE – December 2017

Legislative Update

The Legislature will reconvene the 2017-2018 Legislative Session on January 3. The 2017-2018 Legislative Session will end August 31, 2018. Legislators have until February 16 to introduce bills for consideration in 2018.

SB 1 Programs Underway

For the past several months, numerous state agencies, including CalSTA, Caltrans, and the CTC have been working vigorously to develop guidelines and issue the call for projects for several programs funded by SB 1 (Beall and Frazier). Below is the most up to date information on the status of each program.

Trade Corridors Enhancement Program – Final guidelines were adopted on October 18, 2017. Applications or project lists must be submitted to the CTC by January 30, 2018.

Solution for Congested Corridors Program – Draft guidelines for the Program were approved by the CTC on October 18 and will be finalized by the Commission on December 6. Project applications will be due by February 16, 2018. The first Program cycle will stretch across four years and the CTC will award \$1 billion in projects.

State-Local Partnership Program – Applications for the Formula Program share are due on December 15. Applications for the Competitive Program are due on January 30, 2018.

Transit and Intercity Rail Capital Program – Final guidelines were released for this competitive statewide Program on October 13 and the Call for Projects has been announced. Project applications are due to Caltrans by January 12, 2018. This Program cycle will stretch across five years and CalSTA is poised to award approximately \$2.4 billion in projects.

State Rail Assistance Program – Guidelines for this Program were released on October 13. Allocation requests are due to CalSTA by December 15. This Program provides approximately \$2.5 to \$4.1 million annually over the next three years to Caltrain.

SB 1 Repeal

As we have reported in the past, a meaningful threat to the SB 1 revenues has arisen, with the filing of a new referendum initiative on September 14. The initiative would require statewide voter approval of

any increase or extension of gasoline or diesel fuel taxes after January 1, 2017. The initiative is now being led by John Cox, a wealthy Republican businessman and candidate for Governor. The initiative is also supported by several of California's Congressional Republicans. To qualify the initiative for the ballot, the proponents will need to gather approximately 587,000 signatures.

On November 20, the California's Attorney General released the title and summary for the repeal initiative. The title and summary retains the language of the title and summary drafted for the repeal initiative led by Assembly Member Travis Allen (R-Huntington Beach), and adds verbiage specifying that the initiative "Requires Any Measure to Enact Certain Vehicle Fuel Taxes and Vehicle Fees Be Submitted to and Approved by the Electorate." The Los Angeles Times has since reported that, with the title and summary in hand, supporters of the initiative will begin to collect signatures immediately. This signature gathering effort is supported by two committees, which have collectively raised \$675,000, including \$250,000 from John Cox, \$100,000 from House Majority Leader Kevin McCarthy (R-Bakersfield) and \$50,000 from other Republican members of Congress. According to the L.A. Times story, the funding will pay for a \$500,000 public awareness campaign on television, radio and print intended to persuade voters to sign petitions as well as an email blast of petitions to the nearly 300,000 voters who have already said they intend to sign. These developments signal that the campaign to repeal SB 1 is now underway. It remains unclear if opponents will raise the necessary funds to qualify the measure for the ballot, and we are monitoring the situation closely.

C/CAG AGENDA REPORT

Date: December 14, 2017
To: C/CAG Legislative Committee
From: Sandy Wong, Executive Director
Subject: Review and recommend approval of the Annual C/CAG Legislative Policies for 2018

(For further information or response to questions, contact Jean Higaki at 650-599-1462)

RECOMMENDATION

That the Legislative Committee review and recommend approval of the Annual C/CAG Legislative Policies for 2018.

FISCAL IMPACT

Many of the policies listed in the attached document have the potential to increase or decrease the fiscal resources available to C/CAG member agencies.

SOURCE OF FUNDS

New legislation

BACKGROUND

Each year, the C/CAG Board adopts a set of legislative policies to provide direction to its Legislative Committee, staff, and legislative advocates. In the past, the C/CAG Board established policies that:

- Clearly defined a policy framework at the beginning of the Legislative Session.
- Identified specific policies to be accomplished during this session by C/CAG's legislative advocates.
- Limited the activities of C/CAG to areas where we can have the greatest impact.

The adoption of a list of policies will maximize the impact of having legislative advocates represent C/CAG in Sacramento and will also significantly reduce the amount of C/CAG staff time needed to support the program.

Recommendations from the Legislative Committee on December 14, 2017 will be presented verbally to the Board. If substantial modifications are requested from the committee a subsequent draft will be presented again at the next committee and corresponding Board meeting.

ATTACHMENTS

1. Draft C/CAG Legislative Policies for 2018

C/CAG LEGISLATIVE POLICIES FOR ~~2017~~2018

Policy #1 -

Protect against the diversion of local revenues and promote equitable distribution of state/regional resources and revenues.

- 1.1 Support League, CSAC, and other initiatives to protect local revenues.
- 1.2 Provide incentives and tools to local government to promote economic vitality and to alleviate blighted conditions.
- 1.3 Support the reinstatement of state funding for economic development and affordable housing.
- 1.4 Pursue and support efforts that direct state and regional funds equitably to ensure a return to source.

Policy #2 -

Protect against increased local costs resulting from State action without 100% State reimbursement for the resulting costs.

- 2.1 Support State actions that take into consideration the fiscal impact to local jurisdictions, by ensuring that adequate funding is made available by the State, for delegated re-alignment responsibilities and by ensuring that all State mandates are 100% reimbursed.
- 2.2 Oppose State actions that delegate responsibilities to local jurisdictions without full reimbursement for resulting costs.

Policy #3 -

Support actions that help to meet municipal stormwater permit requirements and secure stable funding to pay for current and future regulatory mandates.

- 3.1 Primary focus on securing additional revenue sources for both C/CAG and its member agencies for funding state- and federally mandated stormwater compliance efforts.
 - ~~a. Support additional efforts to exempt storm sewers from the voting requirements imposed by Proposition 218, similar to water, sewer, and refuse services; or efforts to reduce the voter approval threshold for special taxes related to stormwater management.~~
 - a. Advocate for funding for implementing the San Mateo County Stormwater Resource Plan and local Green Infrastructure Plans to support long-term reductions in trash, mercury, and PCBs discharging to the Bay and Ocean and to reduce flooding, recharge groundwater, and enhance communities.
 - b. Advocate for inclusion of water quality and stormwater management as a priority for funding in new sources of revenues (e.g. water bonds) and protect against a geographically unbalanced North-South allocation of resources.

- c. Track and advocate for resources for stormwater management in State and Federal grant and loan programs.
 - d. Support efforts to identify regulatory requirements that are unfunded state mandates and ensure provision of state funding for such requirements.
 - e. Pursue and support efforts that address stormwater issues at statewide or regional levels and thereby reduce the cost share for C/CAG and its member agencies and limit the need to implement such efforts locally.
- 3.2 Support efforts to secure statewide legislation mandating abatement of polychlorinated biphenyls (PCBs) in building materials prior to demolition of relevant structures, in accordance with requirements in the San Francisco Bay Regional Water Quality Control Board's Municipal Regional Permit.
 - 3.3 Pursue and support efforts that control pollutants at the source and extend producer responsibility, especially in regard to trash and litter control.
 - 3.4 Support efforts to place the burden/ accountability of reporting, managing, and meeting municipal stormwater requirements on the responsible source rather than the cities or county, such as properties that are known pollutant hot spots and third party utility purveyors.
 - 3.5 Advocate for integrated, prioritized, and achievable stormwater regulations that protect water quality and beneficial uses and account for limitations on municipal funding.
 - 3.6 Pursue and support pesticide regulations that protect water quality and reduce pesticide toxicity.

***Policy #4 -
Advocate and support an integrated approach to funding.***

- 4.1 Advocate for an integrated approach to both funding and project types for statewide and regional infrastructure efforts including stormwater management, transportation, and affordable housing.
- 4.2 Advocate for efforts that breakdown funding silos and provide flexibility in funding sources to enable a holistic approach to fund programs and projects.

***Policy #5 -
Support lowering the 2/3rd super majority vote for local special purpose taxes and fees.***

- 5.1 Support constitutional amendments that reduce the vote requirements for special taxes and fees.
- 5.2 Oppose bills that impose restrictions on the expenditures, thereby reducing flexibility, for special tax category.
- 5.3 Support modification or elimination of the Proposition 26 two-thirds requirements.

Policy #6-
Protect and support transportation funding.

- 6.1 ~~Oppose the transfer of additional State transportation funds to the State General Fund and support the redirection of truck weight fees to the State Highway Account~~ Support ACA 5 and other efforts that protect transportation revenues from being pledged, transferred, or used for non-transportation purposes.—
- 6.2 ~~Support stabilizing and indexing the STIP and new revenues for transportation across all modes.~~ Oppose the repeal of SB 1 (The Road Repair and Accountability Act of 2017) and support the implementation of SB 1 programs.
- ~~6.3 —Protect existing funding and support additional funding for maintenance of streets and roads and oppose the any negative adjustments by the Board of Equalization to the excise tax on gasoline.~~
- 6.43 Monitor and engage in the implementation of the SB 1077 “Road User Charge.”
- ~~6.5 —Protect existing funding and support new funding for the State of California SHOPP program, which provides resources for maintenance of State highways. Proposed new funding for the SHOPP program should not be proposed at the expense of the STIP.~~
- 6.64 Support revisions in the Peninsula Joint Powers Agreement that provide equitable funding among the Caltrain partners.
- 6.75 Support a dedicated funding source for the operation of Caltrain and monitor the implementation of High Speed Rail.
- 6.86 Support efforts to secure the appropriation and allocation of “cap and trade” revenues to support San Mateo County needs.
- 6.97 Support or sponsor efforts that finance and/ or facilitate operational improvements on the US 101 corridor.
- 6.108 Support the development of an expenditure plan for a potential countywide sales tax measure to fund transportation in San Mateo County.
- 6.119 Support the development of a new bridge toll program (Regional Measure 3) and ensure an appropriate share of new revenues is available for projects in San Mateo County.

Policy #7 -
Advocate for revenue solutions to address State budget issues that are also beneficial to Cities/ Counties

- 7.1 Support measures to ensure that local governments receive appropriate revenues to service local communities.
- 7.12 Support measures and policies that encourage and facilitate public private partnerships.

Policy #8 -

Support reasonable climate protection action, Greenhouse Gas reduction, and energy conservation legislation

- 8.1 Support incentive approaches toward implementing AB32, ~~and~~ SB 32 and AB 398.
- 8.2 Oppose climate legislation that would conflict with or override projects approved by the voters.
- 8.3 Support funding for both transportation and housing investments, which support the implementation of SB 375, so that housing funds are not competing with transportation funds.
- 8.4 Monitor the regulatory process for implementing SB 743 and impacts the new regulations may have on congestion management plans.
- 8.5 Alert the Board on legislation that would require recording of vehicle miles of travel (VMT) as part of vehicle registration.
- 8.6 Support local government partnerships to foster energy conservation, as well as the generation and use of renewable and/ or clean energy sources (wind, solar, etc.).
- 8.7 Support efforts to improve the disadvantage community screening tools used by the state on the allocation of “cap and trade” and other state funding programs to ensure that San Mateo county needs are reflected.

Policy #9 -

Protection of water user rights

- 9.1 Support the Bay Area Water Supply and Conservation Association (BAWSCA) efforts in the protection of water user rights for San Mateo County users.

Policy #10 –

Other

- 10.1 Support/sponsor legislation that identifies revenue to fund airport/land use compatibility plans.
- 10.2 Support efforts that will engage the business community in mitigating industry impacts associated with stormwater, transportation congestion, affordable housing, greenhouse gas emissions, and energy consumption.

C/CAG AGENDA REPORT

Date: December 14, 2017
To: C/CAG Legislative Committee
From: Sandy Wong, Executive Director
Subject: Review and approval of the 2018 C/CAG Legislative Committee calendar.

(For further information or response to questions, contact Jean Higaki at 650-599-1462)

RECOMMENDATION

That the C/CAG Legislative Committee review and approve the 2018 C/CAG Legislative Committee calendar.

FISCAL IMPACT

None

SOURCE OF FUNDS

N/A

BACKGROUND

The C/CAG Legislative Committee generally meets just before the C/CAG Board meeting. The C/CAG Board does will meet in August therefore no meeting is planned for August. The Legislative session generally is scheduled to start in January, after New Year's, and close at the end of August. It is proposed to hold no Legislative Committee meetings in October and November.

ATTACHMENTS

1. Proposed 2018 Legislative meeting calendar

**C/CAG Legislative Committee
2018 Calendar**

**City / County Association of Governments
of San Mateo County (C/CAG)**

Time: 5:30 p. m. to 6:30 p.m.

Location: 2nd Floor Auditorium
San Mateo County Transit District
1250 San Carlos Avenue
San Carlos

January 11

February 8

March 8

April 12

May 10

June 14

July - No meeting is scheduled

August 9

September 13

October - No meeting is scheduled

November - No meeting is scheduled

December 13

NOTE: This schedule is subject to change should significant issues arise or develop over the course of the year.