

C/CAG

City/County Association of Governments of San Mateo County

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C/CAG LEGISLATIVE COMMITTEE AGENDA

Date: June 11, 2020

Time: 5:30 p.m.

On March 17, 2020, the Governor issued Executive Order N-29-20 suspending certain provisions of the Ralph M. Brown Act in order to allow for local legislative bodies to conduct their meetings telephonically or by other electronic means. Pursuant to the Shelter-in-Place Order issued by the San Mateo County Health Officer on March 16, 2020, the statewide Shelter-in-Place Order issued by the Governor in Executive Order N-33-20 on March 19, 2020, and the CDC's social distancing guidelines, which discourage large public gatherings, C/CAG meetings will be conducted via remote conferencing. Members of the public may observe or participate in the meeting remotely via one of the options below.

Join by Zoom:

<https://us02web.zoom.us/j/85965738731?pwd=eDZkM2JtemQyTTJ1c09lTWc1SVpyZz09>

Meeting ID: 859 6573 8731

Password: 080324

Join by phone:

(669) 900-6833

Meeting ID: 859 6573 8731

Password: 080324

Find your local number: <https://us02web.zoom.us/u/k0qyTlwrK>

Persons who wish to address the Legislative Committee on an item to be considered at this meeting, or on items not on this agenda, are asked to submit comments in writing to rbogert@smgov.org by 4:00 PM on Thursday June 11, 2020. Emailed comments should include the specific agenda item on which you are commenting, or note that your comment concerns an item that is not on the agenda or is on the consent agenda. Members of the public are limited to one comment per agenda item. The length of the emailed comment should be commensurate with the two minutes customarily allowed for verbal comments, which is approximately 250-300 words. Staff will read the public comments addressing matters on this agenda received before the deadline of 4:00 PM on June 11, 2020 at the time the matter is called. Staff will read the public comments addressing items not on this agenda received before the deadline of 4:00 PM on June 11, 2020 during agenda item 1 "Public comments." Comments received after the deadline but before the end of the meeting will be provided to the Legislative Committee after the meeting.

1	Public comment on related items not on the agenda.	Presentations are limited to two (2) Minutes	
2	Approval of Minutes from May 14, 2020.	Action (Mahanpour)	Pages 1-5
3	Review/ 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 (Update from Shaw/Yoder/Antwih)	Pages 6-9
4	Receive information on proposed plan for holding virtual meetings with members of the San Mateo County delegation on bills of interest and other legislative matters.	Action (Mahanpour)	Page 10
5	Adjournment.	Action (Mahanpour)	

Next Meeting: July 9, 2020

PUBLIC NOTICING:

Due to the impact of the Coronavirus (COVID-19), All notices of C/CAG regular Board meetings, standing committee meetings, and special meetings will be posted at C/CAG's website at: <http://www.ccag.ca.gov>.

PUBLIC RECORDS: Public records that relate to any item on the open session agenda for a regular Board meeting, standing committee meeting, or special meeting are available for public inspection. Those public records that are distributed less than 72 hours prior to a regular Board meeting are available for public inspection at the same time they are distributed to all members, or a majority of the members, of the Board. The Board has designated the City/County Association of Governments of San Mateo County (C/CAG), located at 555 County Center, 5th Floor, Redwood City, CA 94063, for the purpose of making public records available for inspection. Please note that C/CAG's office is temporarily closed to the public; please contact Mima Guilles at 650-599-1406 to arrange for inspection of public records. Such public records are also available on C/CAG's website at: <http://www.ccag.ca.gov>.

PUBLIC PARTICIPATION: Please refer to the first page of this agenda for instructions on how to participate in the meeting. Persons with disabilities who require auxiliary aids or services in attending and participating in this meeting should contact Mima Guilles at (650) 599-1406, five working days prior to the meeting date.

C/CAG AGENDA REPORT

Date: June 11, 2020

To: City/County Association of Governments of San Mateo County Board of Directors

From: Sandy Wong, Executive Director

Subject: Review and approve the Legislative Committee meeting summary from its May 14, 2020 meeting.

(For further information or response to questions, contact Reid Bogert at 650-599-1433)

RECOMMENDATION

That the Legislative Committee review and approve meeting summary from its May 14, 2020 meeting, as drafted.

ATTACHMENTS

1. Draft C/CAG Legislative Committee Meeting Summary, May 14, 2020

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

**Draft Meeting Summary
May 14, 2020**

At 5:33 P.M. the Legislative Committee meeting was called to order via Zoom remote conferencing by Chair Mahanpour.

Attendance sheet is attached.

Guests or Staff Attending:

Matt Robinson – Shaw / Yoder / Antwhi / Schmelzer and Lange, Inc.
Sandy Wong, Matt Fabry, Susy Kalkin, Kim Springer, Sean Charpentier Van Ocampo - C/CAG
Staff

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

None.

2. Roll call for attendance.

Staff announced roll-call for Committee attendance.

3. Approval of Minutes from April 9, 2020.

Member Garbarino moved and member Rak seconded approval of the April 9, 2020 minutes.
Motion passed, 11:0:0.

4. Update from Shaw/ Yoder/ Antwhi (SYA).

Matt Robinson and Andrew Antwhi, from Shaw/ Yoder/ Antwhi / Schmelzer and Lange ,Inc. provided a legislative update from Sacramento via phone.

Updates from Sacramento:

Update on Sacramento activities included announcements about the State Assembly and Senate returning from spring recess on May 4 and May 11, respectively. Matt Robinson shared that the legislative calendar for the 2020 session has been pushed back by about two weeks due to shelter-in-place, but that committee hearings are proceeding, mostly pertaining to COVID-19 response and funding. The chairs of committees in both houses have provided fairly strict guidance in terms of which bills should be held in committee hearings and which should be postponed to next session. The Senate and Assembly are planning to take summer recess from July 2 to July 13, with final adjournment of the legislative session on August 31. The other constitutionally mandated deadline is the passage of a budget bill for 2020-21 by both houses by

June 15. The Governor has until July 1 to enact the budget after any additional modifications from his May Revision of the proposed budget from January.

Regarding the State budget, Governor Newsom released the May Revision of the draft budget from January on May 14, which included sweeping budget cuts across the board. Notably, the revised budget is a “workload budget,” meaning existing programs will continue to be funded, but no new programming allocations will be included in the proposed budget for consideration by the legislature. The Governor announced an anticipated budget shortfall of \$54 billion by the end of the calendar year due to COVID-19, and the State will look to budget cuts, spending down the State’s “rainy day funds” and other reserves, as well as requesting significant federal support to close the budget gap in the coming year. Because of the delayed deadline for filing income tax, there will likely be additional “trigger cuts” to the proposed budget after being approved in June and July. Policy and fiscal committees will be hearing budget and other bill proposals in the coming weeks, and C/CAG staff with support from SYA will provide a bulleted list of bill updates based on the truncated session timeline by the next Legislative Committee meeting in June. It was noted that transportation revenues are expected to be reduced, though State funding will continue with relatively minimal impact on overall expenditure plans for existing programs. Local sales tax and property tax impacts will likely be more significant for municipalities.

Policy Updates:

The Committee discussed the status of the Bay Area FASTER and SEAMLESS campaigns, and Robinson noted the FASTER funding initiative is off the table for the November 2020 ballot, while the SEAMLESS campaign has been scaled back to the formation of a policy task force and the development of integrated wayfinding and mapping among regional transit agencies.

Member Papan mentioned she was selected to partake in the Blue Ribbon Task forces that is part of the SEAMLESS initiative, and also stated there will likely be future legislation to implement the measures included in the SEAMLESS campaign around better transparency, streamlined regional transit, equity, etc. There was additional discussion around current COVID-19 and housing related policies, including SB 939 (Weiner/Gonzalez) and SB 902 (Weiner), which may have important implications for local revenues and housing production. Robinson noted, their staff will have more information on these and other bills in the coming weeks. Robinson also noted the Governor has withdrawn his own proposal for a state resilience measure, which is an indicator of the extent to which the budget and current legislation are constrained. With that said, the legislature will likely push hard on some housing and transportation solutions this year to make moving money easier and to help fund projects. There will also be a focus in the coming weeks on how to advance and direct federal funds, including the proposed Heroes Act. Members briefly discussed the possibility of unrestricted federal dollars moving through programs like the Active Transportation Program, which has occurred in past.

No actions were taken by the Committee.

5. Discussion of “Lobby Day 2020 or 2021.”

Matt Robinson discussed the original plan to host Lobby Day in May or June of 2020. Robinson

shared the access to the Capitol is very restricted with legislators being allowed only one staffer to attend hearings and other meetings. Members of the Committee discussed the possibility of holding a virtual Lobby Day this year, given there are enough focused issues to address with the San Mateo delegation, potentially even holding several one-off meetings with three or four Committee Members. Members shared potential discussion topics, including the proposed SB 902 on housing production and possible interest from some municipalities on issues of approved housing projects now conflicting with the Governor's plans for instituting rapid transit. Robinson also suggested there could be opportunities to weigh in on bills as they move through appropriations committees and State funding for regional and local transportation projects.

C/CAG staff will work with SYA staff and members of the Committee to develop a proposal for a potential Summer 2020 virtual Lobby Day(s) with an update at the June Legislative Committee meeting.

7. Adjournment.

The meeting adjourned at approximately 5:57 P.M.

Legislative Committee 2020 Attendance Record

Agency	Name	Jan 9	Feb 13	Mar 12	Apr 9	May 14	Jun 11	Jul 9	Aug	Sep 10	Oct 8	Nov 12	Dec 10
Atherton	Elizabeth Lewis					x							
Foster City	Catherine Mahanpour (Leg Chair)		x		x	x							
Hillsborough	Marie Chuang (C/CAG Vice Chair)		x		x	x							
Menlo Park	Catherine Carlton				x	x							
Millbrae	Gina Papan		x		x	x							
Pacifica	Sue Vaterlaus		x		x	x							
Portola Valley	Maryann Moise Derwin (C/CAG Chair)		x		x	x							
Redwood City	Shelly Masur (Leg Vice Chair)		x		x	x							
San Carlos	Adam Rak		x		x	x							
South San Francisco	Richard Garbarino		x		x	x							

no meeting

C/CAG AGENDA REPORT

Date: June 11, 2020

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, contact Reid Bogert at 650-599-1433)

RECOMMENDATION

That the C/CAG Legislative Committee review and 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 C/CAG's State legislative advocates. Important or interesting issues that arise out of the committee meeting are reported to the Board.

The attached report also includes status updates on activities in Sacramento during May, focusing on the state budget process and bill progress from the 2020 legislative session.

ATTACHMENTS

1. June 2020 Legislative report from Shaw/ Yoder/ Antwhih / Schmelzer and Lange Inc.
2. Full Legislative information is available for specific bills at <http://leginfo.legislature.ca.gov/>

May 29, 2020

TO: Board of Directors, City/County Association of Governments of San Mateo County

FM: Matt Robinson & Andrew Antwih, Shaw Yoder Antwih Schmelzer & Lange

RE: STATE LEGISLATIVE UPDATE – June 2020

Legislative Update

The California State Assembly returned to Sacramento on Monday, May 4 and the Senate returned on May 11. The two houses released updated Legislative Calendars covering the remainder of the Legislative Session (which is scheduled to adjourn on August 31). The two houses have slightly different deadlines for policy and fiscal committees in the near-term, finding parity once they return from Summer Recess. Committee hearings have begun again, with the committees following procedural guidelines that require social distancing and allow for remote participation from stakeholders. With the limited space available in the Capitol allowing for social distancing, committee hearings are being held in larger venues, like rooms 4202/4203, or, on the Floor of either house. It also seems that most policy committees will only hold one hearing each and many committees are limiting the number of bills that will be set for hearing and have asked authors to prioritize their bills, focusing on key issues like COVID-19 response, economic recovery, housing/homelessness, and wildfire response. The fiscal committees begin meeting over the next few weeks and we expect several bills will be held. The Assembly is scheduled to break for Summer Recess on June 19 and the Senate will begin theirs on July 2, with both houses returning on July 13.

As we have noted before, the item that looms largest in the coming weeks is the FY 2020-21 budget. The budget is constitutionally required to be passed by the Legislature by June 15 and signed by the Governor by July 1. We issued a separate memo to C/CAG (via email) providing an overview of the May Revise.

Bills of Interest

SB 45 (Allen) Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020.

This bill would enact the Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020, which, if approved by the voters, would authorize the issuance of general obligation bonds in the amount of \$5.5 billion pursuant to the State General Obligation Bond Law to finance projects for a wildfire prevention, safe drinking water, drought preparation, and flood protection

program. Stormwater projects are eligible for over \$400 million in funding. If approved by the Legislature, the bond would be on the November 3, 2020 ballot.

SB 278 (Beall) FASTER Spot Bill (Not Moving in 2020)

This bill represents the legislative vehicle for a potential FASTER Bay Area framework and expenditure plan.

SB 902 (Wiener) Housing Production

This bill would authorize local governments to rezone neighborhoods for increased housing density, up to ten homes per parcel and would require a legislative body pass a resolution to adopt the plan and exempts that zoning action from being considered a project under the California Environmental Quality Act. To be eligible, an area must be urban infill, or be near high quality public transportation or a job-rich area. The local government can determine whether the individual projects will be ministerial/by right or subject to discretionary approval.

SB 995 (Atkins) Jobs and Economic Improvement Through Environmental Leadership Act

The Jobs and Economic Improvement Through Environmental Leadership Act of 2011 authorizes the Governor, until January 1, 2020, to certify projects that meet certain requirements for CEQA streamlining. This bill would extend the authority of the Governor to certify a project to January 1, 2024 and would add housing projects meeting certain conditions to the list of projects eligible for certification.

SB 1100 (Atkins) California Sea Level Rise State and Regional Support Collaborative

This bill would create the California Sea Level Rise State and Regional Support Collaborative and require the collaborative to provide information to the public and support to local, regional, and other state agencies for the identification, assessment, and the mitigation of sea level rise. The bill would require, upon appropriation, the Collaborative to expend no more than \$100,000,000 annually from appropriate bond funds in grants to local governments to update local and regional land use plans to take into account sea level rise and for directly related investments to implement those plans.

SB 1120 (Atkins) Housing Density

This bill would require a proposed housing development containing 2 residential units (duplexes) to be considered ministerially, without discretionary review or hearing, in areas zoned as single-family if the proposed housing development meets certain requirements. CEQA requires a lead agency to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment. CEQA does not apply to the approval of ministerial projects. By establishing the ministerial review process described above, the bill would exempt these projects from CEQA.

AB 2057 (Chiu) Seamless Bay Area (Not Moving in 2020)

This bill initially represented the legislative vehicle for a potential Seamless Bay Area framework, with the stated intent of requiring future regional funds for public transportation in the nine-county San Francisco Bay area to be conditioned on advancing institutional reforms that improve accountability and establish a seamlessly integrated regional transit system, so that these funds are responsibly spent and advance state mobility and environmental goals. However, if the bill is to move forward, the author is

proposing to only include the establishment of a regional transit task force to further study and make recommendations on the items above and to require MTC, along with transit systems, to develop a regional mapping and wayfinding system.

AB 2237 (Berman) – Contracting Limits (Not Moving in 2020)

This bill would raise the limit for contracts no subject to competitive bidding from \$75,000 to \$150,000 for county transportation agencies in the Bay Area, including the San Mateo County Transportation Authority. SamTrans already has a \$150,000 threshold.

AB 3145 (Grayson) Mitigation Fee Cap (Not Moving in 2020)

This bill would prohibit a city or county from imposing a mitigation fee or exaction if the total dollar amount they would impose on a proposed housing development is greater than 12 percent of the city or county's median home price, unless approved by the Department of Housing and Community Development.

ACA 1 (Aguiar-Curry) Local Government Financing: Affordable Housing and Public Infrastructure: Voter Approval.

This constitutional amendment would lower the necessary voter threshold from a two-thirds supermajority to 55 percent to approve local general obligation bonds and special taxes for affordable housing and public infrastructure projects.

C/CAG AGENDA REPORT

Date: June 11, 2020

To: C/CAG Legislative Committee

From: Sandy Wong, Executive Director

Subject: Receive information on proposed plan for holding virtual meetings with members of the San Mateo County delegation on bills of interest and other legislative matters.

(For further information, contact Reid Bogert at 650-599-1433)

RECOMMENDATION

That the C/CAG Legislative Committee Receive information on proposed plan for holding virtual meetings with members of the San Mateo County delegation on bills of interest and other legislative matters.

FISCAL IMPACT

Unknown.

SOURCE OF FUNDS

N/A

BACKGROUND

At the May 14, 2020 Legislative Committee meeting, the committee discussed options for meeting with members of the San Mateo County delegation to address bills of interest during the 2020 legislative session, potential funding opportunities for C/CAG transportation and stormwater projects and to build relationships with the delegation. Due to COVID-19 related restrictions on meetings at the Capitol, C/CAG's legislative advocate recommended considering virtual meetings in-lieu of the regular "Lobby Day," where members of C/CAG's Legislative Committee hold meetings with members of the delegation at the Capitol in spring or summer to discuss priority legislative issues.

C/CAG's staff and legislative advocate will provide a verbal description of a proposed plan for scheduling virtual meetings based current bills advancing through the legislative session and input from the committee on bills or other legislative priorities that fit within the purview of C/CAG's collective interest.

ATTACHMENTS

None.