

C/CAG

City/County Association of Governments of San Mateo County

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Millbrae • Pacifica • Portola Valley • Redwood City • San Bruno • San Carlos • San Mateo • San Mateo County • South San Francisco • Woodside*

C/CAG LEGISLATIVE COMMITTEE

MEETING AGENDA

Date: September 9, 2021

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. On June 11, 2021, the Governor issued Executive Order N-08-21 extending the suspension of these provisions to September 30, 2021. Thus, pursuant to Executive Order N-08-21, C/CAG Board 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/89897678476?pwd=dFFKL3FTMElkK2hkcTI4T0MrdG01QT09>

Meeting ID: 898 9767 8476

Passcode: 136993

Join by Phone: (669) 900-6833

Meeting ID: 898 9767 8476

Passcode: 136993

Persons who wish to address the C/CAG Legislative Committee on an item to be considered at this meeting, or on items not on this agenda, are asked to submit written comments to Reid Bogert at rbogert@smcgov.org. Spoken public comments will also be accepted during the meeting through Zoom. Please see instructions for written and spoken public comments at the end of this agenda.

1.	Call to Order	Papan	
2.	COVID-19 announcement and brief overview of teleconference meeting procedures	Bogert	
3.	Roll call	Bogert	
4.	Public comment on related items not on the agenda	Papan	
5.	Approval of Minutes from July 8, 2021	Action Papan	Pages 1-5
6.	Review and receive information on C/CAG	Action	Pages 6-12

	legislative policies, priorities, and legislative update	Robinson/Antwih/Papan	
7.	Receive information on August 17, 2021 meeting with Assemblymember Kevin Mullin	Information Bogert	Page 13
8.	Receive information on plans to issue a Request for Proposals for Federal Legislative Advocacy Services	Information Springer	Pages 14-22
9.	Proposed topics for December 9, 2021 meeting	Papan	
10.	Adjournment	Papan	

Next Meeting: December 9, 2021

PUBLIC NOTICING: All notices of C/CAG regular Board meetings, standing committee meetings, and special meetings will be posted at the San Mateo County Transit District Office, 1250 San Carlos Ave., San Carlos, CA, and on 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 meeting are available for public inspection at the same time they are distributed to all members, or a majority of the members, of the Committee. 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. Such public records are also available on C/CAG’s website at: <http://www.ccag.ca.gov>. 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.

PUBLIC PARTICIPATION DURING VIDEOCONFERENCE MEETINGS: Persons with disabilities who require auxiliary aids or services to participate in this meeting should contact Mima Guilles at (650) 599-1406, five working days prior to the meeting date.

Written comments should be emailed in advance of the meeting. Please read the following instructions carefully:

1. Your written comment should be emailed to rbogert@smcgov.org.
2. Your email 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.
3. Members of the public are limited to one comment per agenda item.
4. The length of the emailed comment should be commensurate with the two minutes customarily allowed for verbal comments, which is approximately 250-300 words.
5. If your emailed comment is received at least 2 hours prior to the meeting, it will be provided to the C/CAG Committee members and made publicly available on the C/CAG website along with the agenda. We cannot guarantee that emails received less than 2 hours before the meeting will be able to be posted or provided to Committee members prior to the meeting, but such emails will be included in the administrative record of the meeting.

Oral comments will be accepted during the meeting through Zoom. Please read the following instructions carefully:

1. The Legislative Committee meeting may be accessed through Zoom at the online location indicated at the top of this agenda.
2. You may download the Zoom client or connect to the meeting using an internet browser. If using your browser, make sure you are using a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer.
3. You will be asked to enter an email address and name. We request that you identify yourself by your name as this will be visible online and will be used to notify you that it is your turn to speak.
4. When C/CAG Staff or the Committee Chair/Vice-Chair call for the item on which you wish to speak, click on “raise hand.” C/CAG staff will activate and unmute speakers in turn. Speakers will be notified shortly before they are called on to speak.
5. When called, please limit your remarks to the time allotted.

If you have any questions about this agenda, please contact C/CAG staff:

Program Specialist: Reid Bogert at rbogert@smcgov.org or (650) 599-1433

Administrative Assistant: Mima Guilles (650) 599-1406

C/CAG AGENDA REPORT

Date: September 9, 2021

To: City/County Association of Governments of San Mateo County Legislative Committee

From: Sean Charpentier, Executive Director

Subject: Review and approve the Legislative Committee meeting minutes from the meeting held on Jul 8, 2021.

(For further information, contact Reid Bogert at rbogert@smcgov.org)

RECOMMENDATION

That the Legislative Committee review and approve the Legislative Committee meeting minutes from the meeting held on July 8, 2021.

ATTACHMENTS

1. Draft C/CAG Legislative Committee Meeting Minutes, July 8, 2021

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

**Draft Meeting Minutes
July 8, 2021 Meeting**

At 5:30 P.M. the Legislative Committee meeting was called to order via Zoom remote conferencing by Chair Papan.

Attendance sheet is attached.

Guests or Staff Attending:

Andrew Antwih – Shaw / Yoder / Antwih / Schmelzer and Lange, Inc.
Sandy Wong, Matt Fabry, Sean Charpentier, Jeff Lacap, Reid Bogert, Kim Springer – C/CAG Staff
Jeff Sparks – Legislative Staff to Senator Wiener
Drew – public attendee

1. Call to Order.

Chair Papan called the meeting to order at 5:30 p.m.

2. COVID-19 announcement and brief overview of teleconference meeting procedures.

C/CAG staff, Reid Bogert, read the COVID-19 announcement and teleconference meeting procedures.

3. Roll call.

C/CAG staff, Reid Bogert, conducted roll call, and a quorum was present.

4. Public comment on related items on the agenda.

None.

5. Approval of Minutes from June 10, 2021.

Committee approved the meeting minutes from the June 10, 2021 C/CAG Legislative Committee Meeting. Member Vaterlaus motioned approval, seconded by Member Chuang. Roll call vote was taken.

Motion to approve the meeting minutes from the June 10, 2021 meeting. MOTION: Member Vaterlaus; SECOND: Member Chuang. Motion passed unanimously. (9:0:0)

6. Received information on C/CAG legislative policies, priorities, and legislative update.

State Capital Updates:

C/CAG staff, Reid Bogert, introduced the legislative consultant, Andrew Antwih, to provide the legislative update from the state capitol. The focus was on the state budget process and the remaining calendar deadlines for the 2021 Legislative Session.

Fiscal Year 2021-22 State Budget Process:

Antwih summarized the latest updates on the development of the Fiscal Year 2021-22 State Budget, noting the Legislative version of the budget bill was signed by the Governor and a “budget bill junior” (SB 129) containing additional amendments, which has been voted on by the Legislature but is on the desk for the Governor’s signature. There is an additional trailer bills (AB 149) with transportation related provisions also currently on the Governor’s desk for consideration. Ongoing negotiations are underway, especially with respect to discussion with the Administration around funding for High Speed Rail (\$4.2 Billion in Prop 1A identified in the Governor’s May Revise) and \$500 million in grade separations funding. There will likely be a final bill to carry the transportation budget forward after the Legislature returns from the Summer Recess on August 17, as well as additional budget trailer bills focused on broadband, climate resiliency, drought, etc. Members discussed implications for local jurisdictions with respect to funding identified in the Transit and Intercity Rail Capital Program (TIRCP) relative to grade separation funding and the perceived responsiveness from the San Mateo Delegation in helping achieve local infrastructure goals.

7. Received information on meetings with members of the San Mateo County State Legislative Delegation.

Chair Papan summarized the outcomes from the recent meetings with members of the San Mateo County Legislative Delegation, including Assemblymember Berman, Senator Wiener and Senator Becker, and plans for meeting with Assemblymember Mullin and Assemblymember Ting. Chair Papan noted attendance by Mayor Mark Addiego from South San Francisco to address housing in Senator Wiener’s district. C/CAG Staff, Reid Bogert, summarized the overall structure of the meetings, including attendance by the C/CAG Chair and Vice Chair and the Legislative Committee Chair and Vice Chair, as well as the content focusing on transportation, stormwater and housing. Bogert noted that the Legislator’s and their staff have been invited to attend C/CAG’s Legislative Committee meetings and that there will be opportunities for Legislative staff to provide updates at future meetings. Members discussed additional topics of interest in relation to working with the delegation, including meeting water demand for new housing developments.

8. Proposed topics for September 9, 2021 meeting.

No discussion.

Adjournment.

The meeting adjourned at approximately 5:55 P.M.

Legislative Committee 2021 Attendance Record

Agency	Name	Jan 14	Jan 27	Feb 11	Mar 11	Apr 8	May 13	Jun 10	Jul 8	Aug 12	Sep 9	Oct 14	Nov 11	Dec 9
Atherton	Elizabeth Lewis		X	X	X	X		X	X					
Belmont	Davina Hurt (C/CAG Vice Chair starting April 2020)		X	X	X	X	X	X						
Brisbane	Karen Cunningham		X	X	X	X	X	X	X					
East Palo Alto	Lisa Gauthier		X	X	X	X	X	X	X					
Hillsborough	Marie Chuang (C/CAG Vice Chair through April 2020 and Chair starting April 2020)		X	X	X	X	X	X	X					
Millbrae	Gina Papan (Chair from December 2020)		X	X	X	X	X	X	X					
Millbrae	Anders Fung		X	X	X	X	X	X	X					
Pacifica	Sue Vaterlaus		X	X	X	X	X	X	X					
San Bruno	Michael Salazar		X	X	X	X	X	X	X					
San Carlos	Adam Rak (Vice Chair from February 2021)			X	X	X	X	X	X					

 no meeting

C/CAG AGENDA REPORT

ITEM 6

Date: September 9, 2021

To: C/CAG Legislative Committee

From: Sean Charpentier, 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 rbogert@smcgov.org)

RECOMMENDATION

That the C/CAG Legislative Committee 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).

C/CAG staff does not have specific recommended actions with respect to the legislative update this month.

FISCAL IMPACT

N/A

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 includes updates from Sacramento with respect to the State Budget process, State grant programs, recent committee hearings, and bill progress of interest to C/CAG during the months of July and August. The Legislature reconvened from its Summer Recess on August 16, and the both houses have until September 10 to pass legislation for the Governor's consideration. The Governor has until October 10 to sign or veto bills. This will conclude the first year of the 2021-2022 Legislative Session.

For additional information with respect to what the Metropolitan Transportation Commission/Association of Bay Area Governments Joint Legislative Committee, California League of Cities, California State Association of Counties (CSAC), and California Association of Councils of Government (CALCOG) are tracking, staff has included informational links to the relevant bill tracking

websites, as well as the full legislative information for the State Legislature and the 2021 calendar of legislative deadlines. Lastly, staff have also included links to the 2021 legislation websites for the San Mateo County delegates for information only.

ATTACHMENTS

1. C/CAG Legislative Update, Aug 31, 2021 from Shaw Yoder Antwih Schmelzer & Lange

Below are informational links:

2. [Joint MTC/ABAG Legislative Committee bill matrix, July 9, 2021](#)
3. [California League of Cities 2021 bill positions and tracking](#)
4. [California State Association of Counties \(CSAC\) 2021 bill positions and tracking](#)
5. [California Associations of Councils of Government \(CALCOG\) 2021 bill tracking](#)
6. Full Legislative information is available for specific bills at <http://leginfo.legislature.ca.gov/>
7. [2021 California State Calendar of Legislative Deadlines](#)
8. San Mateo County Delegation Sponsored Legislation 2021
 - [2021 Legislation from Assemblymember Marc Berman](#)
 - [2021 Legislation from Assmemblymember Kevin Mullin](#)
 - [2021 Legislation from Assemblymember Phil Ting](#)
 - [2021 Legislation from Senator Josh Becker](#)
 - [2021 Legislation Senator Scott Wiener](#)
9. Current client roster for Shaw Yoder Antwih Schmelzer & Lange - <https://syaslparkers.com/clients/>

August 31, 2021

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 – September 2021**

Legislative Update

The Legislature reconvened from Summer Recess on August 16 and entered the final month of the first year of the 2021-22 Legislative Session. Fiscal committees had until August 27 to report bills to the floor of each house. The Legislature will adjourn on September 10. The Governor has until October 10 to act on bills sent to him in the final weeks of the session.

The date for the election to decide if Governor Newsom should be recalled has been set for September 14, though mail ballots have been going out since mid-August. County elections offices will have 30 days to certify the results and the Secretary of State will announce the official result approximately 8 days later. As such, we won't know the official outcome until late-October.

Fiscal Year 2021-22 State Budget

On July 12, the Governor signed [SB 129 \(Skinner\)](#), a “Budget Bill Jr.” that amends the main budget bill, [AB 128 \(Ting\)](#), signed by Governor Newsom on June 28. As we reported last month, SB 129 includes significant investments in transportation, including \$2.7 billion in funding for zero-emission vehicles and infrastructure and \$2.5 billion for statewide Transit and Intercity Rail Capital Program (TIRCP) funding, funding for the 2028 LA Olympics, and funding for grade separations statewide. The bill also includes investments in active transportation and highways. Notably, SB 129 did not include the Governor’s proposed \$4.2 billion investment in the California high-speed rail project, which is still the subject of ongoing negotiations between Legislative Leaders and Governor Newsom. Also, SB 129 dictates that a significant portion of the transportation funding only takes effect if subsequent legislation is approved by October 10. This ensures that if an agreement is not reached on high-speed rail, these funds will revert to the General Fund. There is also work to be done on other large budget items. The Legislature and the Governor still need to reach agreement on \$2.7 billion in climate resiliency funding, finalize the Cap & Trade expenditure plan, and program additional water & drought relief moneys.

CalSTA Releases Draft TIRCP Guidelines

On August 9, the California State Transportation Agency (CalSTA) released the Transit and Intercity Rail Capital Program’s (TIRCP) Cycle 5 [discussion draft guidelines](#). CalSTA kicked off the TIRCP guideline development process for the 2022 cycle with a workshop on August 12, 2021. The current focus is on

updating the program to reflect the resources currently available through the budget, which includes approximately \$500-600 million of new funding for projects statewide through Fiscal Year 2026-27. The initial guidelines do not address the proposed additional \$2.6 billion for the program included in AB 129 (as discussed above). If additional funding is approved, CalSTA will update the guidelines to address the additional funding.

Bills of Interest

SB 7 (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. The existing authority expired at the end of 2020 and [this bill](#) would reestablish the authority of the Governor to certify a project to January 1, 2024 and would more specifically include housing development projects meeting certain conditions to the list of projects eligible for certification. MTC took a SUPPORT position on this bill. ***This bill was signed by Governor Newsom on May 20.***

SB 9 (Atkins) Ministerial Approval of Housing Developments

[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. ***The C/CAG Board OPPOSES this bill. This bill is on the Governor's Desk.***

SB 10 (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. MTC took a SUPPORT position on this bill. ***We are WATCHING this bill for C/CAG. This bill is on the Governor's Desk.***

SB 339 (Wiener) Road User Charge

Existing law requires the CTC to create a Road Usage Charge (RUC) Technical Advisory Committee to guide the development and evaluation of a pilot program to assess the potential for mileage-based revenue collection as an alternative to the gas tax system and report its work to the Legislature. The existing authorization sunsets on January 1, 2023. [This bill](#) would extend the sunset date to January 1, 2027 because the CTC requested an extension to run another pilot with actual fee collection. ***The C/CAG Board SUPPORTS this bill.***

AB 43 (Friedman) Speed Limits

[This bill](#) would grant Caltrans and local authorities greater flexibility in setting speed limits based on recommendations of CalSTA's Zero Traffic Fatality Task Force. Principally, this bill authorizes a local

authority, by resolution or ordinance, to lower speed limits by five miles per hour below a traffic engineer's recommendation after a traffic survey if the street has been designated as a high-injury street and/or the street is adjacent to an area that has a significant number of bicycles or pedestrians, especially from vulnerable groups such as children, seniors, persons with disability, and the unhoused. The bill also allows Caltrans to set a speed limit of 20 mph or 15 mph on state highways if a traffic survey is conducted (under current law, Caltrans can only go as low as 25 miles per hour). ***The C/CAG Board SUPPORTS this bill.***

AB 117 (Boerner-Horvath) Electric Bike Purchase Incentives

Existing law establishes the Air Quality Improvement Program (AQIP), administered by CARB to fund projects that reduce criteria air pollutants and improve of air quality. The Clean Vehicle Rebate Project is part of AQIP and provides rebates for the purchase of new zero-emission vehicles. [This bill](#) would make incentives for purchasing electric bicycles eligible for funding under the program until January 1, 2028. the Electric Bicycle Incentive Pilot Project to provide rebates incentive for purchases of electric bicycles. ***The C/CAG Board SUPPORTS this bill. This bill was held in the Senate Appropriations Committee.***

AB 361 (Rivas) Local Agency Teleconferencing

Executive Order No. N-29-20 suspended the Ralph M. Brown Act's requirements for teleconferencing during the COVID-19 pandemic. The current authority expires September 30. This bill, until January 1, 2024, would authorize a local agency to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body of a local agency holds a meeting during a declared state of emergency. This bill contains an urgency clause and would take effect as soon as it is signed by the Governor.

AB 377 (Rivas) Water Quality

[This bill](#) would require all California surface waters to be fishable, swimmable, and drinkable by January 1, 2050 and prohibit the State Water Resources Control Board and Regional Water Quality Control Boards from authorizing any discharges (including stormwater) that causes or contributes to an exceedance of a water quality standard in receiving waters. The bill would prohibit a regional water quality control plan from including a schedule for achieving a water quality standard adopted as of January 1, 2021. The bill would require the state board and regional boards to develop by 2030 an Impaired Waterways Enforcement Program to enforce all remaining water quality standard violations and a Waterway Attainment Penalty Subaccount, composed of penalties obtained pursuant to the Impaired Waterways Enforcement Program, and would make moneys in the subaccount available for the state board to expend, upon appropriation by the Legislature, for purposes of the program. ***The C/CAG Board OPPOSES this bill. This is a two-year bill.***

AB 629 (Chiu) Seamless Bay Area

As currently drafted, [this bill](#) would require MTC to consult with transit agencies, local jurisdictions, county transportation agencies, and the public to establish and maintain a transit priority network for the San Francisco Bay area that designates corridors that can best support transit service. This bill would require MTC to submit a copy of *the Fare Coordination and Integration Study and Business Case* to the Legislature by February 1, 2022, as well as a follow up report on the progress of implementing the recommendations in the study by January 1, 2023. The bill would require MTC to create a pilot program for an "accumulator pass" among operators providing service in at least three

adjacent counties by July 1, 2023. This bill would require MTC in consultation with transit agencies to develop a standardized regional transit mapping and wayfinding system and to develop an implementation and maintenance strategy and funding plan for deployment of the system by July 1, 2024 and for each transit agency to use the system by July 1, 2025. The bill would require a transit operator in the Bay area to use open data standards to make available all routes, schedules, and fares in a specified data format and to track actual transmission of real-time information by transit vehicles and report that information to the commission to ensure that schedule predictions are available. The bill would require the commission to coordinate these activities and to develop an implementation and funding plan for deployment of real-time information. Finally, this bill would require MTC, Caltrans, and the operators of managed lanes in the Bay Area to take specified steps to ensure the regional managed lanes network supports seamless operation of high-capacity transit. ***This is a two-year bill.***

AB 1200 (Ting) Hazardous Food Packaging

Existing law prohibits the manufacture, sale, or distribution of any toy or childcare product that contains phthalates exceeding a specified percentage. Existing law prohibits the manufacture, sale, or distribution of any bottle or cup that contains BPA intended to be filled with any liquid, food, or beverage intended primarily for consumption from that bottle or cup by children 3 years of age or younger. Existing law, beginning January 1, 2025, prohibits the manufacture, sale, or distribution offer of any cosmetic product that contains specified ingredients, including perfluoroalkyl and polyfluoroalkyl substances (PFAS). [This bill](#) would prohibit the manufacture, sale, or distribution any food packaging that contains intentionally added PFAS beginning January 1, 2023 and require a manufacturer to use the least toxic alternative when replacing PFAS chemicals. ***The C/CAG Board SUPPORTS this bill.***

AB 1401 (Friedman) Parking Standards

[This bill](#) would prohibit local governments from imposing or enforcing a minimum automobile parking requirement for residential, commercial and other developments if the parcel is located within one-half mile walking distance of either a high-quality transit corridor or a major transit stop. This bill would provide that the prohibition on local governments enforcing minimum parking standards does not reduce, eliminate, or preclude the enforcement of any requirements to provide electric vehicle parking spaces or parking spaces that are accessible to persons with disabilities and that if a development includes parking voluntarily, nothing in the bill prevents the local government from requiring the development to include spaces for car share vehicles as a part of the parking. The League of Cities opposes this bill. ***The C/CAG Board OPPOSES this bill. This bill was held in the Senate Appropriations Committee.***

AB 1499 (Daly) Design-Build

Existing law authorizes Caltrans to utilize design-build procurement for up to 10 projects on the state highway system, based on either best value or lowest responsible bid. Existing law authorizes regional transportation agencies, as defined, to utilize design-build procurement for projects on or adjacent to the state highway system. Existing law also authorizes those regional transportation agencies to utilize design-build procurement for projects on expressways that are not on the state highway system. Existing law repeals these provisions on January 1, 2024. [This bill](#) would delete the January 1, 2024, repeal date, thus extending the design-build authority indefinitely. ***The C/CAG Board SUPPORTS this bill.***

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, including public transit. The C/CAG Board supported a nearly identical measure, also ACA 1 (Aguiar-Curry), in 2019. ***The C/CAG Board SUPPORTS this bill.***

C/CAG AGENDA REPORT

ITEM 7

Date: September 9, 2021
To: C/CAG Legislative Committee
From: Sean Charpentier, Executive Director
Subject: Receive information on August 17, 2021 meeting with Assemblymember Kevin Mullin.

(For further information, contact Reid Bogert at rbogert@smcgov.org)

RECOMMENDATION

That the C/CAG Legislative Committee receive information on the August 17, 2021 meeting with Assemblymember Mullin and discuss next steps for ongoing coordination with the San Mateo County State Legislative Delegation.

FISCAL IMPACT

N/A

SOURCE OF FUNDS

N/A

BACKGROUND

Following the June 10 Legislative Committee (Committee) meeting, C/CAG staff worked with the Chair and Vice Chair of the Committee and the Chair and Vice Chair of the C/CAG Board to schedule virtual meetings with members of the San Mateo County Legislative Delegation to engage the State Senators and Assemblymembers on C/CAG's priority legislative issues and associated funding needs, focusing on transportation, stormwater, and housing. C/CAG's leadership also extended an invitation for the representatives' staff to attend future C/CAG Legislative Committee or Board meetings to support further opportunities to share information and collaborate.

A subset of the Committee met with Assemblymember Mullin on August 17. Committee members will provide a verbal debrief of the meeting with the Assemblymember and discuss opportunities to further engage the San Mateo County State Legislative Delegation and to plan for inviting State representatives and department heads to future Committee meetings.

ATTACHMENTS

None.

C/CAG AGENDA REPORT

Date: September 9, 2021

To: City/County Association of Governments of San Mateo County Legislative Committee

From: Sean Charpentier, Executive Director

Subject: Receive information on plans to issue a Request for Proposals for Federal Legislative Advocacy Services.

(For further information, contact Kim Springer at kspringer@smcgov.org)

RECOMMENDATION

That the C/CAG Legislative Committee receive information on plans to issue a Request for Proposals for Federal Legislative Advocacy Services.

FISCAL IMPACT

To be determined.

SOURCE OF FUNDS

Funds from the General Fund for legislative advocacy consulting is provide in the C/CAG 2021-22 fiscal year budget.

BACKGROUND

With the change in federal administration in the last election and efforts to pass infrastructure and other legislation consistent with potential funding opportunities, C/CAG staff believe it prudent to contract with a federal lobbying firm in Washington, DC, to represent C/CAG's interests. The eventual federal lobbyist would focus on funding opportunities and general trends in sectors related to C/CAG's programs, as opposed to specific federal legislation, which would require significant C/CAG staff time.

This would be the first time C/CAG has hired a federal lobbying firm. In the past, and recently, C/CAG has depended on earmark opportunities by working through Jackie Speier's office.

C/CAG cannot use funds from federal sources, such as MTC grants, to procure and fund a federal lobbying firm.

Staff have drafted a Federal Legislative Advocacy Request for Proposals, which is provided as an attachment to this staff report for the Committee.

ATTACHMENTS

1. DRAFT - Federal Legislative Advocacy Request for Proposals



DRAFT - Request for Proposals Federal Advocacy Services

City/County Association of Governments of San Mateo County
555 County Center, 5th Floor
Redwood City, CA 94063

Submittal Due Date:
Friday, October 29, 2021

Date Issued: September 20, 2021
Deadline for proposal submission: October 29, 2021
Oral Interviews: week of November 8 through November 12, 2021

Request for Proposals Federal Legislative Advocacy Services The City/County Association of Governments Of San Mateo County

The City/County Association of Governments (C/CAG), a Joint Powers Agency composed of the County of San Mateo and all twenty cities located within San Mateo County, invites you to submit a proposal detailing qualifications and costs for providing federal advocacy (lobbying) services. C/CAG seeks a proactive advocate, that will keep in mind C/CAG's interests and programs, and forward information and opportunities on a regular basis. The firm selected will represent C/CAG's funding interests with the Federal Legislature and with individual Federal officials.

The scope of services will include representation and advocacy on behalf of C/CAG in its dealings with all relevant federal agencies and related interest groups, including but not limited to the:

- U.S. House of Representatives
- U.S. Senate
- Executive Branch
- All U.S. Federal departments and agencies

This Request for Proposals (RFP) briefly describes the C/CAG organization, its programs, Federal legislative needs, the services required from C/CAG's Federal Legislative Advocate, the minimum information needed to respond to the RFP, and the Proposal selection process.

This RFP is not a commitment or contract of any kind. C/CAG reserves the right to pursue any and/or all ideas generated by this request. Costs for developing the proposals are entirely the responsibility of proposer and shall not be reimbursed. C/CAG reserves the right to reject any and all proposals and the right to waive any requirements of this RFP when it determines that waiving a requirement is in the best interest of C/CAG. Attachments to this RFP provide a sample of the standard C/CAG contract and other contract documents.

The anticipated contract term will be for two calendar years 2022 and 2023 with an option to extend the contract three additional calendar years, subject to approval by the C/CAG Board.

Proposals must be received by C/CAG **NO LATER THAN 5:00 P.M., Friday, October 29, 2021**. Proposals should be emailed with the subject line: "RFP- C/CAG Federal Advocacy" to:

kspringer@smcgov.org

HISTORY AND OVERVIEW OF C/CAG

Background

The City/County Association of Governments of San Mateo County (C/CAG) was created by a Joint Powers Agreement (JPA) in the fall of 1990, to address diverse issues that transcend political boundaries within San Mateo County. All twenty of San Mateo's cities joined the County to establish the JPA. Currently, C/CAG serves San Mateo County in the following areas:

Congestion Management Program

In 1990, because of laws passed by the California Legislature, every urbanized county in California was required to designate a Congestion Management Agency (CMA). C/CAG was established as the CMA for San Mateo County and is also the Transportation Agency (TA). The CMA is responsible for preparing, implementing, and biennially updating a Congestion Management Program (CMP). The primary purposes of a CMP are to: provide alternative transportation strategies; identify safe bicycle and pedestrian travel options; support shuttle services; encourage travel behavioral changes; develop procedures to alleviate or control anticipated increases in roadway congestion; ensure that government, together with business, private, and environmental interests, develop and implement comprehensive strategies to address future congestion problems.

C/CAG's role has expanded into the area of express lane implementation. C/CAG is instrumental in establishing a new San Mateo County Express Lanes Joint Powers Authority. In addition, C/CAG is also tracking technology-based ridesharing incentive programs and facilitating the links being made between transportation and housing. C/CAG also implements rideshare incentive programs in conjunction with emerging rideshare applications. Legislation and policies developed at the regional level that link transportation funding with local housing production is resulting in the need to follow housing production legislation.

As the CMA and TA for San Mateo County, C/CAG is also responsible for allocating available federal, state, regional, and local transportation funds to local jurisdictions. Some of the transportation funds administered by C/CAG include: SB 83 (Measure M) - \$10 Vehicle Registration Fees, Bay Area Air Quality Management District (BAAQMD) Transportation Fund for Clean Air (TFCA), Transportation Development Act (TDA), State Transportation Improvement Program (STIP), and Federal Transportation Act funds.

Storm Water Management (NPDES)

C/CAG is responsible for providing technical support and compliance assistance for federal and state stormwater management requirements. All municipalities in San Mateo County are co-permittees under the Municipal Regional Stormwater Permit issued by the San Francisco Bay

Regional Water Quality Control Board. C/CAG has established the San Mateo Countywide Water Pollution Prevention Program as the primary means of assisting its member agencies with meeting these requirements. Funding for this program is generated through property tax assessments and vehicle registration fees. Increases in program revenue are subject to Proposition 218 requirements.

C/CAG has also been instrumental in establishing a new legislatively created special district, modifying an existing special district; the County Flood Control District. The new, Flood and Sea Level Rise Resiliency District. Multiple C/CAG board members sit on the new District Board, which focuses on addressing sea level rise, flooding, and some other extreme storm-related issues.

Housing/Land Use/Airport Land Use

C/CAG created 21-Elements, an award-winning countywide collaboration to support affordable housing, compact development, accessory dwelling units, and other efforts to expand collaborative efforts to address the housing crisis.

C/CAG is the designated Airport Land Use Commission for San Mateo County. State law requires the Commission to prepare, adopt, and implement a comprehensive Airport Land Use Compatibility Plan for each public use airport in the County. The C/CAG Airport Land Use Committee (ALUC) makes recommendations to the Commission (C/CAG), related to the administration and implementation of the Airport Land Use Plan (e.g. consistency reviews of proposed local agency land use policy actions, Plan amendments, etc.).

Energy Efficiency and Climate Action

C/CAG implements programs related to energy efficiency and climate action through several activities. C/CAG has established a local government partnership with Pacific Gas and Electric Company called the San Mateo County Energy Watch (SMCEW), which provides access to public goods funds under the auspices of the CPUC. The program provides access to energy efficiency audits, installation rebate incentives, and project implementation coordination to municipalities, special districts, businesses, and schools in San Mateo County. C/CAG strives to leverage funds through grant opportunities to provide technical assistance for development and adoption of climate plans for the cities in San Mateo County.

Water

C/CAG is concerned about potential water shortages as a result of drought. Supplies of water may be affected by both drought and rulings in California related use of water from a major source, the Tuolumne River, in a plan known as the Bay Delta Plan, which is currently under litigation. Considerable opportunity for conservation and alternative sources may be the solution, and a plan for San Mateo County, specifically, would be prudent.

FEDERAL LEGISLATIVE ENGAGEMENT GOALS

- **Identify Funding sources and Grants** for all program areas undertaken by C/CAG, including:
 - **Transportation**
 - ..Transportation infrastructure to reduce congestion
 - ..Transportation infrastructure to encourage mode shift to active transportation (bicycles and pedestrians)
 - Transition to electric vehicles, including E-bikes, and associated charging and grid infrastructure
 - Development of tools to encourage transportation investments to reduce GHG emissions
 - **Stormwater and One Water**
 - Green Infrastructure design and installation
 - Planning to locate stormwater capture opportunities
 - Comprehensive drought – one water plans for San Mateo County
 - Infrastructure related to stormwater or other water source capture projects
 - **Energy and GHG Emissions**
 - Promoting electrification of existing buildings and adoption of reach codes
 - Building microgrid and resilience
 - Resilience efforts on Extreme Heat
 - **21- Elements Countywide Housing and compact development assistance**
 - Countywide support for affordable housing, Accessory Development Units and other policy efforts to address the housing crisis.
 - **Tracking and Introduction**
 - Awareness of trends in funding priorities
 - Awareness of changes in key federal department heads and possible influence on funding
 - Notification of funding opportunities suitable to all C/CAG programs
 - Introduction to potential funding partners
 - Advocacy for letters of support from key agencies for grants of interest to C/CAG

REQUESTED SCOPE OF SERVICES

The purpose of this RFP and eventual contract is to retain a consultant to:

1. Monitor funding opportunities in C/CAG’s areas of interest and review pending legislation, policies, and regulations, and
2. Advocate for C/CAG’s interests and funding applications with the Federal Legislature

and its members and other parties as appropriate.

3. During the active legislative session, the consultant will bring to attention specific bills that could have a significant impact on funding for C/CAG's projects and programs. Some of the typical activities that could be performed by the consultant may include:

1. General
 - a. Assist in the development of strategies for advancing funding opportunities at the Federal level that are beneficial to C/CAG and its member agencies.
 - b. Represent and advocate on behalf of C/CAG in its dealings with relevant Federal agencies.
2. Facilitate Communication
 - a. Develop and maintain contact with members of the Federal Legislature and necessary agencies to facilitate communication with and about C/CAG.
 - b. Arrange appointments with Federal Legislators and relevant Federal staff to meet with C/CAG representatives as requested.
3. Monitor and Evaluate
 - a. Identify and evaluate the potential impact of proposed legislation, policies, and regulations on C/CAG and its member agencies.
 - b. Bring to C/CAG's attention, bills that could have a significant impact on funding for C/CAG's projects and programs.
4. Initiate and Advocate
 - a. Advise C/CAG on opportunities to pursue C/CAG objectives through the Federal Legislature and other agencies.
 - b. Assist with grant and funding applications, including obtaining Letters of Support for C/CAG Federal funding or other grant proposals.
 - c.
5. Report and Respond
 - a. Provide regular reports summarizing the activities under the contract with C/CAG.
 - b. Appear before the C/CAG Board and/or Legislative Committee, as requested, to provide an overview and summary of current and future activities or to report on an item of interest to C/CAG.
 - c. Work with C/CAG Board Leadership and Staff to prepare an annual strategy for Federal funding.
 - d. Respond to C/CAG's requests for information about pending Federal funding, legislation, regulations, or policies.
 - e. Provide a bi-annual Advocacy/Funding review
 - f. Provide a quarterly program and priorities review with C/CAG staff. Staff to provide review of funding priorities and advocates to take notes and alert opportunities.

SUBMITTAL REQUIREMENTS

Each proposal must include the following information. This information should be confined to **no more than ten (10) pages** excluding resumes of staff members. Please submit proposals by email by the dues date and time indicated on the cover of this RFP, to kspringer@smcgov.org with the subject line: "RFP- C/CAG Federal Advocacy"

1. Firm name, business address, telephone and fax numbers, e-mail address.

2. Date of establishment of business.
3. Type of organization (individual, partnership, or corporation).
4. Description of firm's experience advocating for regional government agencies.
5. Description of firm's experience with other clients.
6. List of current clients and contact information. Please highlight those in the Bay Area and in San Mateo County.
7. Names of individuals who would be directly engaged in performance of work under this solicitation. For each of the individuals please submit:
 - a. Number of years experience in legislative advocacy services
 - b. List of references and contact information
 - c. Brief description of work performed for these references or relationship to these references
8. Describe any areas of specialty that your firm has (such as type of client and/or subject matter and/or other).
9. Include your general approach on how best to serve C/CAG and how you propose to meet C/CAG's needs.
10. Cost proposal – Include a monthly, annual, or legislative-session-based cost proposal associated with a description of the services that will be performed.
11. Include how you would choose the funding opportunities your firm would track on C/CAG's behalf, and how your firm would promote C/CAG's interests at the Federal level.
12. Describe what you would do in a situation where two or more of your clients have competitive positions on an opportunity for which you have been requested to represent C/CAG.

Proposers should refrain from including unnecessary general marketing and promotional material. Evaluation of the proposals will be based solely on how well the proposer responds to the information requested in this solicitation, qualifications of the staff to be designated to perform the tasks requested, references, and costs.

EVALUATION AND SELECTION PROCEDURE

Staff will screen all applications. The firms that best reflect the required qualifications and experiences will be invited to an oral interview, if deemed appropriate. This will occur in Early-November 2021 per the RFP Schedule of Events. Staff will recommend the selection of a firm to the C/CAG Board at its meeting following the selection process. It is anticipated that a draft contract will also be presented at that time so that the services may begin upon Board approval.