

C/CAG

CITY/COUNTY ASSOCIATION OF GOVERNMENTS OF SAN MATEO COUNTY

Atherton • Belmont • Brisbane • Burlingame • Colma • Daly City • East Palo Alto • Foster City • Half Moon Bay • Hillsborough • Menlo Park
Millbrae • Pacifica • Portola Valley • Redwood City • San Bruno • San Carlos • San Mateo • San Mateo County • South San Francisco • Woodside

C/CAG BOARD MEETING NOTICE

Meeting No. 349

Date: Thursday, January 13, 2022

Time: 6:30 P.M.

On September 16, 2021, the Governor signed AB 361, which amended certain provisions of the Ralph M. Brown Act in order to allow for local legislative bodies to conduct their meetings remotely via telephonically or by other electronic means under specified circumstances. Thus, pursuant to Government Code section 54953(e), the C/CAG Board meeting 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/87984675838?pwd=YjBZVmVxWU9MUjhoOEExZ0FGMWJDQT09>

Meeting ID: 879 8467 5838

Password: 011322

Join by Phone: (669) 900-6833

Persons who wish to address the C/CAG Board on an item to be considered at this meeting, or on items not on this agenda, are asked to submit written comments to mcrume@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.

1.0 CALL TO ORDER/ ROLL CALL

2.0 BRIEF OVERVIEW OF TELECONFERENCE MEETING PROCEDURES

3.0 Review and approval of Resolution 22-01 finding that, as a result of the continuing COVID-19 pandemic state of emergency, meeting in person for meetings of the C/CAG Board of Directors and all other C/CAG legislative bodies would present imminent risks to the health or safety of attendees.

ACTION p. 1

4.0 PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

Note: Public comment is limited to two minutes per speaker. Please refer to the instructions at

the end of this agenda for details regarding how to provide public comments during a videoconference meeting.

5.0 PRESENTATIONS/ ANNOUNCEMENTS

None.

6.0 ACTION TO SET AGENDA AND APPROVE CONSENT AGENDA ITEMS

This item is to set the final consent and regular agenda, and to approve the items listed on the consent agenda. All items on the consent agenda are approved by one action. There will be no separate discussion on these items unless members of the Board, staff or public request specific items to be removed for separate action.

- 6.1 Approval of the minutes of regular business meeting No. 348 dated December 9, 2021. ACTION p. 6
- 6.2 Review and approval of Resolution 22-02 authorizing the C/CAG Executive Director to execute an agreement between C/CAG and Ken Brown Strategic Consulting for federal advocacy consulting services for an amount not to exceed \$235,000 through January 12, 2024. ACTION p. 15
- 6.3 Review and approval of Resolution 22-03 authorizing the C/CAG Chair to execute Amendment No. 7 with the Bay Area Water Supply and Conservation Agency adding an additional amount not to exceed \$25,000 for the Rain Barrel Rebate Program and pilot bulk-order campaign in Fiscal Year 2021-22. ACTION p.18
- 6.4 Review and approval of appointment of Councilmember Sue Beckmeyer from the City of Pacifica to the Resource Management and Climate Protection (RMCP) Committee to fill one (1) vacant elected official seat ACTION p. 24
- 6.5 Review and approval of the appointment of Flor Nicolas, Vice-Mayor of South San Francisco to fill a vacant elected member seat on the C/CAG Bicycle and Pedestrian Advisory Committee (BPAC). ACTION p. 30

7.0 REGULAR AGENDA

- 7.1 Review and 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 p. 34
- 7.2 Review and approval of the Annual C/CAG Legislative Policies for 2022. ACTION p. 38
- 7.3 Review and approval of Resolution 22-04 approving C/CAG Membership Fee Budget Planning Guidance of a one-time 5% increase for the Fiscal Year 2022-2023 and future annual increases consistent with the most recent annual regional Consumer Price Index at a rate not to exceed 3%. ACTION p. 47
- 7.4 Receive a presentation on the San Mateo Countywide Vehicles Miles Traveled (VMT) Estimation Tool. INFORMATION p. 54

8.0 COMMITTEE REPORTS

8.1 Committee Reports (oral reports)

8.2 Chairperson's Report

8.3 Board Members Report/Communication

9.0 EXECUTIVE DIRECTOR'S REPORT

10.0 COMMUNICATIONS - Information Only

None.

11.0 ADJOURNMENT

Next scheduled meeting February 10, 2022

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 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. 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 Crume 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 Crume 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 mcrume@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. If your emailed comment is received at least 2 hours prior to the meeting, it will be provided to the C/CAG Board members, made publicly available on the C/CAG website along with the agenda. Emails received less than 2 hours before the meeting will be provided to the C/CAG Board members and included in the administrative record of the meeting as soon as practicable.

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

1. The C/CAG Board 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 the C/CAG Clerk or Chair call for the item on which you wish to speak, click on "raise hand." The Clerk

- 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:

Executive Director: Sean Charpentier (650) 599-1409

Clerk of the Board: Mima Crume (650) 599-1406

C/CAG AGENDA REPORT

Date: January 13, 2022

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

From: Sean Charpentier, Executive Director

Subject: Review and approval of Resolution 22-01 finding that, as a result of the continuing COVID-19 pandemic state of emergency, meeting in person for meetings of the C/CAG Board of Directors and all other C/CAG legislative bodies would present imminent risks to the health or safety of attendees.

(For further information, contact Melissa Andrikopoulos at mandrikopoulos@smcgov.org)

RECOMMENDATION

Review and approval of Resolution 22-01 finding that, as a result of the continuing COVID-19 pandemic state of emergency, meeting in person for meetings of the C/CAG Board of Directors and all other C/CAG legislative bodies would present imminent risks to the health or safety of attendees.

FISCAL IMPACT

There is no fiscal impact.

SOURCE OF FUNDS

Not applicable

BACKGROUND

On June 11, 2021, Governor Newsom issued Executive Order N-08-21, which rescinded his prior Executive Order N-29-20 and set a date of October 1, 2021 for public agencies to transition back to public meetings held in full compliance with the Brown Act. The original Executive Order provided that all provisions of the Brown Act that required the physical presence of members or other personnel as a condition of participation or as a quorum for a public meeting were waived for public health reasons. If these waivers fully sunset on October 1, 2021, legislative bodies subject to the Brown Act would have to contend with a sudden return to full compliance with in-person meeting requirements as they existed prior to March 2020, including the requirement for full physical public access to all teleconference locations from which board members were participating.

On September 16, 2021, the Governor signed AB 361, a bill that formalizes and modifies the teleconference procedures implemented by California public agencies in response to the Governor's Executive Orders addressing Brown Act compliance during the COVID-19 emergency. AB 361 allows a local agency legislative body to continue to use teleconferencing under the same basic rules as provided in the Executive Orders when certain circumstances occur or when certain findings have been made and adopted by the legislative body.

AB 361 provides that Brown Act legislative bodies must return to in-person meetings on October 1, 2021, unless they choose to continue with fully teleconferenced meetings because a specific declaration of a state or local health emergency is appropriately made. AB 361 allows legislative bodies to continue to conduct virtual meetings as long as there is a gubernatorially-proclaimed public emergency in combination with (1) local health official recommendations for social distancing or (2) adopted findings that meeting in person would present an imminent risk to health or safety. AB 361 is effective immediately as urgency legislation and will sunset on January 1, 2024.

AB 361 also requires that, if the state of emergency remains active for more than 30 days, the legislative body must make findings by majority vote every 30 days to continue using the bill's exemption to the Brown Act teleconferencing rules. Specifically, the legislative body must find that the need for teleconferencing persists due to risks posed by the ongoing state of emergency. Effectively, this means that local agencies must either agendaize a Brown Act meeting once every thirty days to make these findings, or, if a local agency has not made such findings within the prior 30 days, the local agency must re-adopt the initial findings if it wishes to conduct a remote meeting.

Public agencies that wish to continue with the option for remote meetings due to the COVID-19 emergency have and are continuing to make the required AB 361 findings. The San Mateo County Board of Supervisors approved a similar resolution at its September 28, 2021 meeting, and has continued to renew the findings since then.

At its October 14, 2021 meeting, the C/CAG Board adopted Resolution 21-79, making the findings necessary to continue remote meetings for both the C/CAG Board and standing C/CAG Committees for 30 days; the Board has subsequently adopted similar resolutions making findings to continue remote meetings.

DISCUSSION

The County's high vaccination rate, successfully implemented local health measures (such as indoor masking), and best practices by the public (such as voluntary social distancing) have proven effective, in combination, at controlling the local spread of COVID-19.

However, reducing the circumstances under which people come into close contact remains a vital component of the County's COVID-19 response strategy. While local agency public meetings are an essential government function, the last 18 months have demonstrated that conducting such meetings virtually is feasible.

Public meetings pose high risks for COVID-19 spread for several reasons. These meetings bring together people from throughout a geographic region, increasing the opportunity for COVID-19 transmission. Further, the open nature of public meetings makes it difficult to enforce compliance with vaccination, physical distancing, masking, cough and sneeze etiquette, or other safety measures. Moreover, some of the safety measures used by private businesses to control these risks may be less effective for public agencies.

These factors combine to make in-person public meetings imminently risky to health and safety.

Because local rates of transmission of COVID-19 are in the "high" tier as measured by the Centers for Disease Control as of the date of this report, we recommend that the Board avail itself of the provisions

of AB 361 allowing continuation of remote meetings by adopting findings to the effect that conducting in-person meetings would present an imminent risk to the health and safety of attendees. A resolution to that effect, and directing staff to take such other necessary or appropriate actions to implement the intent and purposes of the resolution, is attached hereto.

ATTACHMENT

1. Resolution 22-01

RESOLUTION 22-01

RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY/COUNTY ASSOCIATION OF GOVERNMENTS OF SAN MATEO COUNTY FINDING THAT, AS A RESULT OF THE CONTINUING COVID-19 PANDEMIC STATE OF EMERGENCY, MEETING IN PERSON FOR MEETINGS OF THE C/CAG BOARD OF DIRECTORS AND ALL OTHER C/CAG LEGISLATIVE BODIES WOULD PRESENT IMMINENT RISKS TO THE HEALTH OR SAFETY OF ATTENDEES.

RESOLVED, by the Board of Directors of the City/County Association of Governments of San Mateo County (C/CAG); that,

WHEREAS, on March 4, 2020, pursuant to California Government Code section 8550, *et seq.*, Governor Newsom proclaimed a state of emergency related to the COVID-19 novel coronavirus, and subsequently, the San Mateo County Board of Supervisors declared a local emergency related to COVID-19, and the proclamation by the Governor and declaration by the Board of Supervisors remain in effect; and

WHEREAS, on March 17, 2020, Governor Newsom issued Executive Order N-29-20, which suspended certain provisions in the California Open Meeting law, Government Code section 54950 *et seq.* (the “Brown Act”), related to teleconferencing by local agency legislative bodies, provided certain requirements were met and followed; and

WHEREAS, on June 11, 2021, the Governor issued Executive Order N-08-21, which extended provisions of Executive Order N-29-20 that waive otherwise-applicable Brown Act requirements related to remote/teleconference meetings by local agency legislative bodies through September 30, 2021; and

WHEREAS, on September 16, 2021, Governor Newsom signed AB 361 into law, and AB 361 provides that a local agency legislative body subject to the Brown Act may continue to meet without complying with the otherwise-applicable requirements in the Brown Act related to remote/teleconference meetings by local agency legislative bodies, provided that a state of emergency has been declared and the legislative body determines that meeting in person would present imminent risks to the health or safety of attendees, and provided that the legislative body makes such findings at least every thirty (30) days during the term of the declared emergency; and

WHEREAS, the C/CAG Board of Directors concludes that there is a continuing threat of COVID-19 to the community, and that Board meetings have characteristics that give rise to risks to health and safety of meeting participants (such as the increased mixing associated with bringing together people from across the community, the need to enable those who are immunocompromised or unvaccinated to be able to safely continue to participate fully in public governmental meetings, and the challenges with fully ascertaining and ensuring compliance with vaccination and other safety recommendations at such meetings); and

WHEREAS, the federal Centers for Disease Control and Prevention (“CDC”) has established a “Community Transmission” metric with 4 tiers designed to reflect a community’s COVID-19 case rate and percent positivity; and

WHEREAS, the County of San Mateo currently has a Community Transmission metric of “high”; and

WHEREAS, the C/CAG Board of Directors has an important governmental interest in protecting the health and safety of those who participate in its meetings; and

WHEREAS, on October 14, 2021, the C/CAG Board of Directors approved Resolution 21-79 making the findings necessary to continue holding remote meetings of the C/CAG Board of Directors and all other C/CAG legislative bodies; and

WHEREAS, at subsequent meetings, the C/CAG Board of Directors adopted resolutions making the findings necessary to continue remote meetings for both the C/CAG Board of Directors and all other C/CAG legislative bodies; and

WHEREAS, in the interest of public health and safety, as affected by the emergency caused by the spread of COVID-19, the C/CAG Board of Directors deems it necessary to find that meeting in person would present imminent risks to the health or safety of attendees, and thus intends to continue to invoke the provisions of AB 361 related to teleconferencing;

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that

1. The recitals set forth above are true and correct.
2. The C/CAG Board of Directors has reconsidered the circumstances of the state of emergency caused by the spread of COVID-19.
3. The C/CAG Board of Directors finds that holding meetings of the C/CAG Board Directors and all other C/CAG legislative bodies in person would present imminent risks to the health or safety of attendees.
4. Staff is directed to take such other necessary or appropriate actions to implement the intent and purposes of this resolution.

PASSED, APPROVED, AND ADOPTED, THIS 13TH DAY OF JANUARY 2022.

Marie Chuang, Chair

C/CAG

CITY/COUNTY ASSOCIATION OF GOVERNMENTS OF SAN MATEO COUNTY

*Atherton • Belmont • Brisbane • Burlingame • Colma • Daly City • East Palo Alto • Foster City • Half Moon Bay • Hillsborough • Menlo Park
Millbrae • Pacifica • Portola Valley • Redwood City • San Bruno • San Carlos • San Mateo • San Mateo County • South San Francisco • Woodside*

C/CAG BOARD

MINUTES

Meeting No. 348
December 9, 2021

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.

1.0 CALL TO ORDER/ ROLL CALL

Chair Marie Chuang called the meeting to order at 6:30p.m. Roll call was taken.

Atherton	– Elizabeth Lewis
Belmont	– Davina Hurt
Burlingame	– Ricardo Ortiz
Colma	– John Goodwin
Daly City	– Pamela DiGiovanni
Foster City	– Sanjay Gehani
Half Moon Bay	– Debbie Ruddock
Hillsborough	– Marie Chuang
Menlo Park	– Cecilia Taylor
Millbrae	– Ann Schneider
Pacifica	– Sue Vaterlaus
Portola Valley	– Maryann Moise Derwin
Redwood City	– Alicia Aguirre
San Bruno	– Michael Salazar
San Carlos	– Adam Rak
San Mateo	– Diane Papan
San Mateo County	– David Canepa (arrive 6:34 p.m.)
South San Francisco	– Mark Nagales

Absent:

Brisbane
East Palo Alto
Woodside

SMCTA (Non-Voting)
SMCTD (Non-Voting)

Others:

Sean Charpentier	– C/CAG Executive Director
Mima Guilles	– C/CAG Clerk of the Board
Melissa Adrikopolous	– C/CAG Legal Counsel
Kaki Cheung	– C/CAG Staff
Van Ocampo	– C/CAG Staff
Jeff Lacap	– C/CAG Staff
Reid Bogert	– C/CAG Staff
Susy Kalkin	– C/CAG Staff
Kim Wever	– C/CAG Staff
Kim Springer	– C/CAG Staff
Susan Wright	– San Mateo Office of Sustainability
Dr. Jay Davis	– San Francisco Estuary Institute Regional Monitoring Program (SFEI)
Len Materson	– OneShoreline
Cory Peterson	– TJKM

Other members of the public attended.

2.0 BRIEF OVERVIEW OF TELECONFERENCE MEETING PROCEDURES

3.0 PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

Note: Public comment is limited to two minutes per speaker. Please refer to the instructions at the end of this agenda for details regarding how to provide public comments during a videoconference meeting.

4.0 PRESENTATIONS/ ANNOUNCEMENTS

4.1 Presentation on the San Mateo County Energy Watch Local Government Partnership with Pacific Gas and Electric Company.

The Board received a presentation from Susan Wright on the San Mateo County Energy Watch FY2020-2023 Program Cycle Progress Report. The program is serving municipalities and special districts, K-12 public schools, and hard-to-reach small business. The SMCEW program also partially funds the Regionally Integrated Climate Action Planning Suite (RICAPS), which provides climate action planning resources to the cities and County.

4.2 Presentation on “How Healthy is the Bay?” from the San Francisco Estuary Institute Regional Monitoring Program.

The Board received a presentation from Dr. Jay Davis, SFEI, on “How Healthy is the Bay?” and summarizing the current state of knowledge regarding the health of San Francisco Bay, based on data gathered through the Regional Monitoring Program for Water Quality in San Francisco Bay (RMP) and focusing on the impacts of two primary legacy pollutants – polychlorinated biphenyls (PCBs) and mercury.

5.0 ACTION TO SET AGENDA AND APPROVE CONSENT AGENDA ITEMS

This item is to set the final consent and regular agenda, and to approve the items listed on the consent agenda. All items on the consent agenda are approved by one action. There will be no separate discussion on these items unless members of the Board, staff or public request specific items to be removed for separate action.

- 5.1 Approval of the minutes of regular business meeting No. 347 dated November 18, 2021. APPROVED
- 5.2 Review and approval of the 2022 C/CAG Board meeting calendar. APPROVED
- 5.3 Review and approval of the Finance Committee's recommendation of no change to the investment portfolio and accept the Quarterly Investment Report as of September 30, 2021. APPROVED
- 5.4 Review and accept the C/CAG Financial Statements (Audit) for Fiscal Year Ended June 30, 2021, the Memorandum on Internal Control, and the Required Communications for the Year Ended June 30, 2021. APPROVED
- 5.5 Review and accept the C/CAG Single Audit Report for the Year Ended June 30, 2021. APPROVED
- 5.6 Review and accept the Measure M Fund Financial Statements (Audit) for the Year Ended June 30, 2021. APPROVED
- 5.7 Review and accept the Pedestrian/Bicycle Projects Transportation Development Act (TDA) Article III Fund Financial Statements (Audit) for the Year Ended June 30, 2021. APPROVED
- 5.8 Review and approval of Resolution 21-86 authorizing the C/CAG Executive Director to execute an agreement with Alta Planning + Design for the preparation of the San Mateo County Shared Micromobility Feasibility Study and Implementation Plan in an amount not to exceed \$99,994, establish a contingency in the amount of \$9,999 (10% of contract) for a total project budget of \$109,993, and execute future contract amendments in an amount not-to-exceed the appropriated contingency. APPROVED
- 5.9 Review and approval of the appointment of Matthew Lee, Public Works Director from the City of San Bruno, to the C/CAG Congestion Management Program Technical Advisory Committee (TAC) and Stormwater Committee. APPROVED
- 5.10 Review and approval of Resolution 21-87 authorizing the C/CAG Executive Director to execute an agreement with Kimley-Horn and Associates in the amount of \$350,000 to provide design services to complete Plans, Specifications and Estimates for the Smart Corridor Northern Cities expansion project, establish a contingency in the amount of \$35,000 (10% of contract) for a total project budget of \$385,000, and execute future contract amendments in an amount not-to-exceed the appropriated contingency. APPROVED

5.11 Review and approval of Resolution 21-88 finding that, as a result of the continuing COVID-19 pandemic state of emergency, meeting in person would present imminent risks to the health or safety of attendees, and that the state of emergency continues to directly impact the ability of members of the Board of Directors and C/CAG legislative bodies to meet safely in person. APPROVED

5.12 Review and approval of Resolution 21-90 authorizing the C/CAG Chair to execute Amendment No. 2 to the agreement with Placeworks to update the Daly City and Southeast San Mateo County Community Based Transportation Plans to add \$12,657, for a revised not to exceed contract amount of \$211,466, to extend the term of the contract to October 31, 2022, and to further authorize the Executive Director to negotiate final terms of the Amendment. APPROVED

Board Member Ortiz MOVED to approve the consent agenda items 5.1, 5.2, 5.3, 5.4, 5.5, 5.6, 5.7, 5.8, 5.9, 5.10, 5.11 and 5.12. Board Member Rak SECONDED. Roll call was taken. **MOTION CARRIED 18-0-0**

6.0 REGULAR AGENDA

6.1 Review and 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). APPROVED

C/CAG Staff provided highlights from the Legislative Committee meeting. Chair Gina Papan and Vice Chair Adam Rak were re-elected for calendar year 2022. The Legislative Committee adopted committee meeting dates for 2022 and a time change to start future meetings at 5:15 p.m. A few updates were provided related to the possibility of legislative special elections and critical dates for two-year bills: AB 629, AB 377, and ACA 1. Additional Sacramento updates were provided on likely budget surplus, how C/CAG might be able to leverage that opportunity, that both parties have released documents with budget priorities, the transportation high speed rail package, which is currently on hold, and discussion amongst the Legislative Committee on collaborating on funding of large regional projects in the future.

Board Member Vaterlaus MOVED approval on item 6.1. Board Member Rak SECONDED. Roll call was taken. **MOTION CARRIED 17-0-0.** (no response from San Mateo County)

6.2 Review and approval of the Annual C/CAG Legislative Policies for 2022. APPROVED

Board Member Rak MOVED approval to continue the discussion on the Annual C/CAG Legislative Policies for 2022 on the January 2022 meeting. Board Member Vaterlaus SECONDED. Roll call was taken. **MOTION CARRIED 18-0-0.**

- 6.3 Consider candidates and make appointments for three city/town governing board members representing the At-Large, Central, and Coastal regions for the San Mateo County Flood and Sea Level Rise Resiliency District (OneShoreline) and adopt Resolution 21-92, which records the respective appointments. APPROVED

The Board received an online presentation from one (1) candidate for the Coastal region:

Debbie Ruddock had the highest votes and has been appointed to represent the Coastal region.

Coastal

Jurisdiction	Debbie Ruddock (City of Half Moon Bay)
Atherton	X
Belmont	X
Brisbane	X *
Burlingame	X
Colma	X
Daly City	X
East Palo Alto	
Foster City	X
Half Moon Bay	X
Hillsborough	X
Menlo Park	X
Millbrae	X
Pacifica	X
Portola Valley	X
Redwood City	X
San Bruno	X
San Carlos	X
San Mateo	X
San Mateo County	X
South San Francisco	X
Woodside	
Total Votes Received	19 18

Name	Total Votes Received
Debbie Ruddock (City of Half Moon Bay)	19 18

***NOTE- BRISBANE NOT PRESENT FOR VOTE FOR RESOLUTION 21-92.
& selection will not be counted toward total
12/9/21 CCAG VOTE**

The Board received online presentations from two (2) candidates for the Central region:

Sanjay Gehani
Diane Papan

Diane Papan had the highest votes and has been appointed to represent the Central region.

Central

Jurisdiction	Sanjay Gehani (City of Foster City)	Diane Papan (City of San Mateo)
Atherton		X
Belmont	X	
Brisbane		X *
Burlingame		X
Colma		X
Daly City		
East Palo Alto		
Foster City	X	
Half Moon Bay		X
Hillsborough		X
Menlo Park	X	
Millbrae	X	
Pacifica		X
Portola Valley		X
Redwood City	X	
San Bruno		X
San Carlos		X
San Mateo		X
San Mateo County	X	
South San Francisco		X
Woodside		
Total Votes Received	6	1 11

Name	Total Votes Received
Sanjay Gehani (City of Foster City)	6
Diane Papan (City of San Mateo)	1 11

*NOTE- BRISBANE NOT PRESENT FOR VOTE FOR RESOLUTION 21-92.
& selection will not be counted toward total
12/9/21 CCAG VOTE

The Board received online presentations from two (2) candidates and one (1) support letter from Colleen Mackin for the At-Large region:

Marie Chuang
Cecilia Taylor

Marie Chuang had the highest votes and has been appointed to serve on the At-Large region.

At Large

Jurisdiction	Marie Chuang (Town of Hillsborough)	Coleen Mackin (City of Brisbane)	Cecilia Taylor (City of Menlo Park)
Atherton	X		
Belmont			
Brisbane		X *	
Burlingame	X		
Colma	X		
Daly City	X		
East Palo Alto			
Foster City	X		
Half Moon Bay	X		
Hillsborough	X		
Menlo Park			X
Millbrae	X		
Pacifica	X		
Portola Valley	X		
Redwood City			X
San Bruno	X		
San Carlos	X		
San Mateo	X		
San Mateo County		X	
South San Francisco	X		
Woodside			
Total Votes Received	14	1	2

Name	Total Votes Received
Marie Chuang (Town of Hillsborough)	14
Coleen Mackin (City of Brisbane)	1
Cecilia Taylor (City of Menlo Park)	2

*NOTE- BRISBANE NOT PRESENT FOR VOTE FOR RESOLUTION 21-92.
& selection will not be counted toward total
12/9/21 CCAG VOTE

Board Member Lewis MOVED to approve Resolution 21-92 which records the respective appointments to represent Coast, Central and At-Large regions. Board Member Salazar SECONDED. **MOTION CARRIED 18-0-0**

- 6.4 Conduct a public hearing on the draft update to the Congestion Management Program; review and approval of Resolution 21-91 adopting the 2021 Congestion Management Program. *(Special Voting Procedures apply)*

(Public hearing opened on November 18, 2021 and continued to December 9, 2021)
APPROVED

AYES:
Atherton – Elizabeth Lewis
Belmont – Davina Hurt
Burlingame – Ricardo Ortiz
Colma – John Goodwin

Daly City – Pamela DiGiovanni
Foster City – Sanjay Gehani
Half Moon Bay – Debbie Ruddock
Hillsborough – Marie Chuang
Menlo Park – Cecilia Taylor
Millbrae – Sue Vaterlaus
Pacifica – Sue Vaterlaus
Portola Valley – Maryann Moise Derwin
Redwood City – Alicia Aguirre
San Bruno – Michael Salazar
San Carlos – Adam Rak
San Mateo – Diane Papan
San Mateo County – David Canepa
South San Francisco – Mark Nagales

NOES: None

ABSENT – Brisbane, East Palo Alto and Woodside

A Special Voting Procedure was taken by roll call. **MOTION CARRIED 18-0-0.**
Results: 18 Agencies approving. This represents 86% of the Agencies representing 95% of the population.

Board Member Vaterlaus MOVED approval on item 6.4. Board Member Ortiz SECONDED. Roll call was taken. **MOTION CARRIED 18-0-0.**

- 6.5 Review and approval of Resolution 21-89 authorizing the C/CAG Chair to execute an amendment to the funding agreement with City of South San Francisco for the construction phase of the South San Francisco Smart Corridor Expansion project in an amount not to exceed \$1.6M. **APPROVED**

Board Member Nagales MOVED approval on item 6.5. Board Member Lewis SECONDED. Roll call was taken. **MOTION CARRIED 18-0-0.**

The Board received a presentation from Kaki Cheung, C/CAG staff on the San Mateo Smart Corridor Update: South San Francisco Edition. South San Francisco will implement the construction project. It is estimated that construction will start in February 2022 and be completed by December 2022.

7.0 COMMITTEE REPORTS

- 7.1 Committee Reports (oral reports)

None.

- 7.2 Chairperson’s Report

Marie Chuang reminded the Board of the open vacancies, 3 seats for BPAC, 1 seat RMCP and 1 seat for CMEQ.

- 7.3 Board Members Report/Communication

Board Member Lewis reported out that on December 11th at 1pm they will be having a ribbon cutting ceremony for their new Town Center, Fair Oaks Ave. area. Grand opening party will be in the spring after the landscaping and outdoor areas are finished. Everyone is invited.

Board Member Nagales announced that he has been selected as Mayor for SSF and is the new representative for C/CAG.

Board Member Vaterlaus reminded the Board that the Councils of Cities will be meeting in-person this month at Colma December 17th.

Board Member Hurt reported out that CARB voted today to phase out gas powered leaf blowers and small off-road engines for 2024. AB1346 by Mark Burman and Assembly Member Gonzales has directed staff to put equipment rules. There will be a \$30 million incentive program that they are working on for commercial landscaping equipment to help those individuals who will be turning over to zero emission equipment.

8.0 EXECUTIVE DIRECTOR'S REPORT

Sean Charpentier reported out that on the December TA Board meeting, the TA approved \$113M highway plan and it included allocating about \$30M towards projects that we either co-sponsor with them or planning project that we are going to be the lead on which is to plan how to connect the Express Lanes to the Dumbarton Bridge. The amounts for project on US 101 92 area improvements was \$5M, US Managed Lanes north of I-380 was \$11M and for the US 101 92 direct connector project was \$10M and then \$4.5M for the study of connecting the Express Lanes to the Dumbarton Bridge.

9.0 COMMUNICATIONS - Information Only

- 9.1 Letter from C/CAG staff to San Francisco Bay Regional Water Quality Control Board, Executive Officer, Michael Montgomery, dated November 16, 2021; RE: Submittal of SMCWPPP comment letter on the Tentative Order of the Municipal Regional Permit.
- 9.2 Event and Post-Event Press Releases for Flows to Bay Rain Barrel Distribution, dated November 12, and November 19, 2021.
- 9.3 Letter from C/CAG and all Bay Area County Transportation Agencies and Transit Operators to Honorable Gavin Newsom, dated November 19, 2021; RE: Transportation Investments and State Budget Surplus.

10.0 ADJOURNMENT – 8:19 p.m.

C/CAG AGENDA REPORT

Date: January 13, 2022

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

From: Sean Charpentier, Executive Director

Subject: Review and approval of Resolution 22-02 authorizing the C/CAG Executive Director to execute an agreement between C/CAG and Ken Brown Strategic Consulting for federal advocacy consulting services for an amount not to exceed \$235,000 through January 12, 2024.

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

RECOMMENDATION

That the C/CAG Board review and approve Resolution 22-02 authorizing the C/CAG Executive Director to execute an agreement between C/CAG and Ken Brown Strategic Consulting for federal advocacy consulting services for an amount not to exceed \$235,000 through January 12, 2024.

FISCAL IMPACT

\$235,000 over two years.

SOURCE OF FUNDS

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

BACKGROUND

Changes in federal administration priorities as a result of the November 2020 election and resulting efforts to pass infrastructure and other legislation consistent with potential funding opportunities for C/CAG programs and projects, staff believed it timely to contract with a federal lobbying firm in Washington, DC to represent C/CAG's interests. C/CAG's federal lobbyist will focus on funding opportunities in sectors related to C/CAG's programs, as opposed to specific federal legislation, which would require significant C/CAG staff time.

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

Request for Proposal (RFP) Process

C/CAG staff drafted an RFP document for review by the C/CAG Legislative Committee and posting on the C/CAG Website. Staff presented the RFP, including the draft scope of work to the C/CAG Legislative Committee at the September 9, 2021 meeting for review and input. The committee

enthusiastically support the concept and RFP document. The draft RFP was included on the September 9th, 2021 C/CAG Board of Directors agenda packet.

Consistent with C/CAG Procurement procedures for the dollar amount, an RFP was issued on October 22, 2021, posted on the C/CAG RFP/RFQ website, and emailed to a list of approximately 30 potential consultants. A Virtual Conference for Questions was held on November 8, 2021 from 10:00 A.M to 11:00 A.M. PT, and the deadline for submission of proposals was November 19, 2021 by 5:00 P.M. PT.

C/CAG received three (3) proposals by the deadline. The Evaluation Panel consisted of Sean Charpentier, Kaki Cheung, and Kim Springer (C/CAG staff). The evaluation panel reviewed and scored the three (3) proposals from (in alphabetical order): Ken Brown Strategic Consulting, Smith Dawson & Andrews, and The Ferguson Group. Staff decided to interview all three firms. The Interview Panel consisted of the Evaluation Panel plus three outside panelists familiar with government affairs and federal advocacy services: C/CAG Board Member Adam Rak, Jessica Epstein from the San Mateo County Transit District, and Don Cecil from MC2 Bay Area. The three outside panelists interviewed the three firms. Two firms (The Ferguson Group and Ken Brown Strategic Consulting) participated in a second interview with Sean Charpentier and Kim Springer (C/CAG Staff). Ken Brown Strategic Consulting was determined to be the best fit for C/CAG's needs based on background and experience. Staff contacted references provided in the Consultant's proposal and are confident Ken Brown Consulting Services, along with sub-consultant Sustainable Strategies, will provide satisfactory federal advocacy services.

The resolution and agreement are provided as attachments to this staff report. The agreement provides two years of services at a monthly retainer of \$8,000 per month for a total of \$192,000, plus an additional \$43,000 for Task Order services, which may include grant writing, to be approved as needed, by the C/CAG Executive Director. The total amount of the agreement is \$235,000.

Staff recommends that the C/CAG Board review and approve Resolution 22-02 authorizing the C/CAG Executive Director to execute an agreement between C/CAG and Ken Brown Strategic Consulting for federal advocacy consulting services for an amount not to exceed \$235,000 through January 12, 2024.

ATTACHMENTS

- Resolution 22-02
- Agreement – Federal Advocacy Services (Available for review and download at <https://www.ccag.ca.gov/committees/board-of-directors/>)

RESOLUTION 22-02

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY/COUNTY ASSOCIATION OF GOVERNMENTS OF SAN MATEO COUNTY AUTHORIZING THE C/CAG EXECUTIVE DIRECTOR TO EXECUTE AN AGREEMENT BETWEEN C/CAG AND KEN BROWN STRATEGIC CONSULTING FOR FEDERAL ADVOCACY CONSULTING SERVICES FOR AN AMOUNT NOT TO EXCEED \$235,000 THROUGH JANUARY 12, 2024

RESOLVED, by the Board of Directors of the City/County Association of Governments of San Mateo County (C/CAG), that

WHEREAS, based on the results of the November 2020 election and the resulting federal legislative priorities provide potential funding opportunities for C/CAG programs and projects; and

WHEREAS, C/CAG staff, with support and review by the C/CAG Legislative Committee, believe that outside consulting services were necessary and prepared and issued a Request for Proposals for Federal Advocacy Services on October 22, 2021; and

WHEREAS, by the closing date C/CAG received three proposals from qualified consultants and, through a proposal review and scoring process, determined that Ken Brown Consulting Services with sub-consultant Sustainable Strategies, was the best fit for C/CAG's needs based on background and experience; and

WHEREAS, C/CAG staff have reached out to references provided by Ken Brown Consulting Services and are satisfied with the responses.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the City/County Association of Governments of San Mateo County that the C/CAG Executive Director is authorized to execute an agreement between C/CAG and Ken Brown Strategic Consulting for federal advocacy consulting services for an amount not to exceed \$235,000 through January 12, 2024. Be it further resolved that the C/CAG Executive Director is authorized to negotiate the final terms of said amendment prior to its execution by the C/CAG Chair, subject to approval as to form by C/CAG Legal Counsel.

PASSED, APPROVED, AND ADOPTED, THIS 13TH DAY OF JANUARY 2022.

Marie Chuang, Chair

C/CAG AGENDA REPORT

Date: January 13, 2022

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

From: Sean Charpentier, Executive Director

Subject: Review and approval of Resolution 22-03 authorizing the C/CAG Chair to execute Amendment No. 7 with the Bay Area Water Supply and Conservation Agency adding an additional amount not to exceed \$25,000 for the Rain Barrel Rebate Program and pilot bulk-order campaign in Fiscal Year 2021-22.

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

RECOMMENDATION

That the C/CAG Board review and approval of Resolution 22-03 authorizing the C/CAG Chair to execute Amendment No. 7 with the Bay Area Water Supply and Conservation Agency adding an additional amount not to exceed \$25,000 for the Rain Barrel Rebate Program and pilot bulk-order campaign in Fiscal Year 2021-22.

FISCAL IMPACT

Not to exceed \$25,000 for Fiscal Year 2021-22, for a new total amount not to exceed of \$110,000.

SOURCE OF FUNDS

NPDES Fund.

BACKGROUND

Pursuant to Resolution 14-36, C/CAG collaborates with the Bay Area Water Supply and Conservation Agency (BAWSCA) to implement a rain barrel rebate program in San Mateo County since Fiscal Year 2014-15.

Rain barrels capture stormwater runoff from roofs that can then be used to water landscaping or gardens. Capturing stormwater in this fashion has multiple benefits: reducing the amount of runoff and pollutants from individual properties that reach municipal storm drain systems, reducing potable water usage for outdoor irrigation needs, and educating the public regarding the importance of managing stormwater as a resource.

C/CAG provided \$25,000 annually to BAWSCA for the first three fiscal years since the pilot program began, for a total of \$75,000.

Pursuant to Resolution 20-27 C/CAG and BAWSCA revised the program terms to pilot additional rebate amounts and categories for larger rain barrels and cisterns and an incentive on rain garden installations as part of BAWSCA's Lawn Be Gone! turf replacement rebate program. The following San Mateo County agencies have participated in the program to-date:

- City of Brisbane
- City of Burlingame
- City of Daly City
- City of Menlo Park
- City of Millbrae
- City of Redwood City
- City of San Mateo
- Mid-Peninsula Water District (Belmont, portions of San Carlos and unincorporated county)
- North Coast County Water District (Pacifica)

The rain barrel rebate program launched in October of 2014, and to date, approximately 1,500 barrels have been installed within the County under the rebate program. Since the expansion of the program in 2020 to include larger incentives for larger rainwater harvesting systems and coinciding with drier conditions, there has been an uptick in rain barrel rebate participation.

As part of the Fiscal Year 2021-22 Stormwater Program planning process, C/CAG staff developed a plan through its outreach program, Flows To Bay, to partner with a rain barrel company (Rain Water Solutions) who specializes in partnering with municipal rain barrel rebate programs to offer bulk-order pre-purchased barrels at a discounted rate to support of broader program implementation.

In June, the C/CAG Board adopted Resolution 21-39, authorizing the C/CAG Chair to execute Amendment No. 6 to the existing agreement with BAWSCA, extending the contract term to June 30, 2022 and adding an amount not to exceed \$10,000 for funding rebates in Fiscal Year 2021-22, including rebates offered through the pilot bulk-order campaign.

The initial expectation was to secure up to 200 barrels with the pre-purchase bulk-order campaign; however, the demand for barrels under this pilot campaign exceeded these expectations and the first event sold 330 barrels, with an additional 220 interested parties signed up on a waitlist.

The initial bulk-order distribution event was coordinated in partnership with the City of San Mateo, whose staff supported the event with receiving and storing the barrels at the Corps Yard prior to the event and helped facilitate the pick-up process on the day of the event.

This model program was by all accounts considered a great success, and to achieve the

maximum potential of the pilot campaign in its first year, C/CAG staff would like to host a second event at a new location with the goal of providing rain barrels to the 220 interested parties signed up on the waitlist.

Staff are currently coordinating with Lyngso Garden Materials in Redwood City to host the second event in early 2022. To ensure sufficient funds for anticipated rebates under an additional bulk-order event and for the remaining rebates and rain garden incentives through the end of the Fiscal Year, C/CAG staff recommend amending the existing agreement for Fiscal Year 2021-22 to provide additional rebate funds.

Resolution 22-03 authorizes the C/CAG Chair to execute Amendment No. 7 with the Bay Area Water Supply and Conservation Agency adding an additional amount not to exceed \$25,000 for the Rain Barrel Rebate Program and pilot bulk-order campaign in Fiscal Year 2021-22.

ATTACHMENTS

1. Resolution 22-03
2. Amendment No. 7 to the Funding Agreement with the Bay Area Water Supply and Conservation Agency

RESOLUTION 22-03

RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY/COUNTY ASSOCIATION OF GOVERNMENTS OF SAN MATEO COUNTY AUTHORIZING THE C/CAG CHAIR TO EXECUTE AMENDMENT NO.7 TO THE AGREEMENT WITH THE BAY AREA WATER SUPPLY AND CONSERVATION AGENCY, ADDING AN ADDITIONAL AMOUNT NOT TO EXCEED \$25,000 FOR FISCAL YEAR 2021-22, FOR A NEW TOTAL AMOUNT NOT TO EXCEED \$110,000.

RESOLVED, by the Board of Directors of the City/County Association of Governments of San Mateo County (C/CAG) that,

WHEREAS, C/CAG's Countywide Water Pollution Prevention Program works with all 21 member agencies on programs to help keep pollution out of storm drains and subsequently impacting local creeks, the San Francisco Bay, and the Pacific Ocean, and

WHEREAS, capturing rainwater via rain barrels has both pollution prevention and water conservation benefits by reducing runoff volume and pollutants reaching municipal storm drain systems and offsetting potable water usage for outdoor landscape watering needs, and

WHEREAS, C/CAG approved Resolution 14-36, authorizing an agreement with BAWSCA at a cost not to exceed \$25,000 for a Pilot Rain Barrel Rebate Program (Program) in San Mateo County in Fiscal Year 2014-15, and

WHEREAS, C/CAG approved Resolution 15-17, authorizing Amendment Number 1 to the agreement with BAWSCA, extending the term of the Program through June 30, 2016 at an additional cost not to exceed \$25,000, and

WHEREAS, C/CAG approved Resolution 16-15, authorizing Amendment Number 2 to the agreement with BAWSCA, extending the term of the Program through June 30, 2017 at an additional cost not to exceed \$25,000, and

WHEREAS, C/CAG approved Resolution 17-17, authorizing Amendment Number 3 to the agreement with BAWSCA, extending the term of the Program through June 30, 2018 at no additional cost and adding the City of San Mateo as a participating agency in the Program, and

WHEREAS, C/CAG approved Resolution 19-41, authorizing Amendment Number 4 to the agreement with BAWSCA, extending the term of the Program through June 30, 2020 at no additional cost, and

WHEREAS, C/CAG approved Resolution 20-27, authorizing Amendment Number 5 to the agreement with BAWSCA, extending the term of the Program through June 30, 2021 at no additional cost and revising the terms and conditions to provide additional pilot incentives for additional rebates for larger volume rain barrels and cisterns and rain gardens in conjunction with the existing lawn replacement rebate program, and

WHEREAS, C/CAG approved Resolution 21-39, authorizing Amendment Number 6 to the agreement with BAWSCA, extending the term of the Program through June 30, 2022, adding an additional amount not to exceed \$10,000 for the continued pilot incentives for rain harvesting systems and rain gardens, including funds for a pilot bulk-order campaign for a countywide rain barrel distribution event, and

WHEREAS, the first round of bulk-orders far exceeded expectations, with 330 barrels pre-ordered and delivered during the November 7, 2021 bulk-order rain barrel distribution event at the City of San Mateo Corps Yard, with an additional 220 individuals signed up for a waitlist, and

WHEREAS, the first round of bulk-orders far exceeded expectations, with 330 barrels pre-ordered and delivered during the November 7, 2021 bulk-order rain barrel distribution event at the City of San Mateo Corps Yard, with an additional 220 individuals signed up for a waitlist, and

WHEREAS, C/CAG and BAWSCA jointly agree there would be significant benefit in hosting a second bulk-order distribution event in 2021-22 with the intent of providing rain barrels to the individuals signed up for the waitlist, and desire to continue funding additional rebates throughout the remainder of the Fiscal Year, given the strong interest from community members.

NOW THEREFORE BE IT RESOLVED, the C/CAG Chair is authorized to execute Amendment No. 7 to the funding agreement with the Bay Area Water Supply and Conservation Agency, adding an additional amount not to exceed \$25,000 for Fiscal Year 2021-22, for a new total amount not to exceed \$110,000. Be it further resolved that the C/CAG Executive Director is authorized to negotiate the final terms of said amendment prior to its execution by the C/CAG Chair, subject to approval as to form by C/CAG Legal Counsel.

PASSED, APPROVED, AND ADOPTED, THIS 13TH DAY OF JANUARY, 2022.

Marie Chuang, Chair

**AMENDMENT (No. 7) TO THE AGREEMENT BETWEEN THE CITY/COUNTY ASSOCIATION
OF
GOVERNMENTS OF SAN MATEO COUNTY AND THE BAY AREA WATER SUPPLY AND
CONSERVATION AGENCY (BAWSCA).**

WHEREAS, the Board of Directors of the City/County Association of Governments for San Mateo County (hereinafter referred to as "C/CAG") and the Bay Area Water Supply and Conservation Agency (hereinafter referred to as "BAWSCA") are parties to an agreement for a rain barrel rebate program in San Mateo County dated October 10, 2014 (the "Existing Agreement"); and

WHEREAS, BAWSCA and C/CAG wish to amend the Existing Agreement to add an additional amount not to exceed \$25,000 to provide sufficient funding for an additional bulk-order rain barrel rebate campaign in Fiscal Year 2021-22 due to the significant interest in and success of the initial bulk-order event, and to make minor updates in the Existing Agreement regarding contact information to reflect C/CAG staff changes.

WHEREAS, C/CAG and BAWSCA desire to amend the Existing Agreement as set forth herein.

IT IS HEREBY AGREED by C/CAG and BAWSCA as follows:

1. Section 3 of the Existing Agreement is revised to reflect an additional \$25,000 and a new total agreement amount not-to-exceed \$110,000, and invoicing shall be delivered to "Attention: Reid Bogert."
2. Section 7 of the Existing Agreement is revised to reflect notices to C/CAG will be sent to "Attention: Sean Charpentier, Executive Director."
3. Except as expressly amended herein and in Amendments No. 1 through 6 to the Existing Agreement, all other provisions of the Existing Agreement shall remain in full force and effect.
4. This amendment shall take effect upon on full execution by both parties.

City/County Association of Governments (C/CAG)

Bay Area Water Supply and Conservation Agency (BAWSCA).

Marie Chuang, C/CAG Chair

By

Title: _____

Date: _____

Date: _____

Approved as to form:

Legal Counsel for C/CAG

Attachments:

None.

C/CAG AGENDA REPORT

Date: January 13, 2022

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

From: Sean Charpentier, Executive Director

Subject: Review and approval of appointment of Councilmember Sue Beckmeyer from the City of Pacifica to the Resource Management and Climate Protection (RMCP) Committee to fill one (1) vacant elected official seat.

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

RECOMMENDATION

That the C/CAG Board review and approve an appointment of Councilmember Sue Beckmeyer to the Resource Management and Climate Protection (RMCP) Committee to fill one (1) vacant elected official.

FISCAL IMPACT

None.

SOURCE OF FUNDS

Not Applicable.

BACKGROUND

The Resource Management and Climate Protection Committee (RMCP) provides information and recommendations to CMEQ and the C/CAG Board on items related to resource conservation and climate action. The Committee also tracks the progress of two main C/CAG programs, the San Mateo County Energy Watch (SMCEW) and the Regionally Integrated Climate Action Planning Suite (RICAPS). The Committee also seeks to integrate equity into resource conservation and climate actions, including: workforce development, access by constituents, and inclusion of community-based organizations.

The Resource Management and Climate Protection Committee (RMCP) seats seven elected officials plus six public members representation each of the following: energy, water, utility, nonprofit, business/chamber of commerce, and environmental organizations, for a total of 13 seats. One elected official seat on the RMCP Committee is currently vacant.

Staff released a joint announcement seeking letters of interest from elected officials and public members for three committees on December 8, 2021 and a reminder on December 22, 2021, which included recruitment for the open elected official seat on the RMCP Committee. The due date for letters of interest was January 5, 2022 or the recruitment would remain open until filled. For the purpose of recruiting elected officials, the notification was sent to city councilmembers and the

County Board of Supervisors, as well as city managers.

One letter of interest was received from Sue Beckmeyer Councilmember from the City of Pacifica.

Staff recommends that the C/CAG Board review and approve the appointment to the Resource Management and Climate Protection (RMCP) Committee to fill the vacant elected official seat .

ATTACHMENTS

1. Letter of Interest – Sue Beckmeyer – Councilmember, City of Pacifica
2. December 2021 RMCP Committee Roster



Scenic Pacifica
Incorporated Nov. 22, 1957

CITY OF PACIFICA

170 Santa Maria Avenue • Pacifica, California 94044-2506
www.cityofpacifica.org

MAYOR
Mary Bier

MAYOR PRO TEM
Tygarjas Bigstyck

COUNCIL
Mike O'Neill
Sue Vaterlaus
Sue Beckmeyer

January 3, 2022

Honorable Marie Chuang
Chair, City/County Association of Governments
555 County Center, 5th Floor
Redwood City, CA 94063

Subject: Letter of Interest - Resource Management and Climate Protection Committee (RMCP)

Dear Chair Chuang and C/CAG Board Members:

I appreciate the opportunity to be considered for appointment to the C/CAG Resource Management and Climate Protection Committee. As a collaborative leader with a strong background in coastal resource issues it would be my great honor to work with the esteemed elected officials and agency/organization representatives serving on the RMCP Committee to address issues related to energy, water, utilities, and the environment that affect the quality of life for all San Mateo County residents.

The skills that I depend on most as Mayor and City Councilmember in Pacifica are my ability to listen, learn, and develop working relationships with others. Since I was elected in 2018, the primary focus for our Council has been to update our Local Coastal Plan and General Plan, requiring a significant amount of community outreach and communication. I have served on Council subcommittees for an infrastructure resiliency planning project to address shoreline protection, and for a specific plan to increase housing and visitor-serving commercial development. I serve as Council liaison to the Pacifica Economic Development Committee, Beautification Advisory Committee, and Library Advisory Committee. Externally, I serve on the Board of the San Mateo County Advanced Life Support JPA and represent Pacifica as the voting delegate for both the Association of Bay Area Governments General Assembly and League of California Cities.

I am honored to serve as the Vice Chair of the League of California Cities Coastal Cities Group (CCG) consisting of 61 coastal cities and counties statewide. As a member of the CCG Leadership Committee, I represent the North Central Coast region, which includes the cities of Half Moon Bay, Pacifica, and Daly City, as well as the City/County of San Francisco, Marin County, and Sonoma County. The Coastal Cities Leadership Committee works collaboratively with representatives from the California State Association of Counties and the California Coastal Commission to develop regional implementation strategies that are pragmatic, collaborative, and supported by all parties. Through this statewide service, I have learned that developing land use and resource policies that address local needs is only part of the job. Our success also depends on navigating the stringent requirements of statewide regulatory agencies, and developing respectful working relationships that allow true compromise and collaboration.

I am interested in serving on the RMCP Committee because I want to contribute what I have learned through city and statewide service to governance at the County level. I firmly believe that we can broaden the base of support for our cities and towns through regional advocacy and collaboration.

I respectfully request your support by selecting me to serve on the RMCP Committee. Please contact me at 415-999-0153 if I may provide further information regarding my prior service or qualifications.

Sincerely yours,

A handwritten signature in blue ink that reads "Sue Beckmeyer". The signature is written in a cursive style with a long horizontal flourish extending to the right.

Sue Beckmeyer
Councilmember
City of Pacifica

C/CAG

CITY/COUNTY ASSOCIATION OF GOVERNMENTS OF SAN MATEO COUNTY

Atherton • Belmont • Brisbane • Burlingame • Colma • Daly City • East Palo Alto • Foster City • Half Moon Bay • Hillsborough •
Menlo Park • Millbrae • Pacifica • Portola Valley • Redwood City • San Bruno • San Carlos • San Mateo • San Mateo County • South
San Francisco • Woodside

Resource Management and Climate Protection Committee (December 2021)	
Elected Officials (7)	
Maryann Moise Derwin – <u>Committee Chair</u> Mayor Portola Valley mderwin@portolavalley.net	
Don Horsley Vice President - Board of Supervisors County of San Mateo – District 3 dhorsley@smcgov.org	VACANT
Rick DeGolia Council Member Atherton rdegolia@ci.atherton.ca.us	Diane Papan Councilmember San Mateo Dpapan@cityofsanmateo.org
Debbie Ruddock Vice Mayor Half Moon Bay druddock@hmbcity.com	Donna Colson – <u>Committee Vice-Chair</u> Councilmember Burlingame dcolson@burlingame.org
<u>Stakeholder Representatives (5)</u>	
<u>Energy</u>	Ortensia Lopez Executive Director El Concilio of San Mateo County or10sia@el-concilio.com
<u>Water</u>	Tom Francis Water Resources Manager Bay Area Water Supply and Conservation Agency tfrancis@bawsca.org

Resource Management and Climate Protection Committee

(December 2021)

<u>Utility</u>	Bill Chiang Government Relations Pacific Gas and Electric Company william.chiang@pge.com
<u>Nonprofit</u>	Alex Fernandez Chief Operating Officer Filoli Center afernandez@filoli.org
<u>Business/Chamber of Commerce</u>	Jeff Smith Director, Residential Development Sares Regis Group, LLC JSmith@srgnc.com
<u>Environmental</u>	Christine Zaugg Executive Director Sustainable San Mateo County christine@sustainableanmateo.org

RMCP Committee Staff

<u>C/CAG</u>	Sean Charpentier Executive Director scharpentier@smcgov.org
<u>C/CAG</u>	Kim Springer Transportation Systems Coordinator Energy, Water, and Climate kspringer@smcgov.org

C/CAG AGENDA REPORT

Date: January 13, 2022

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

From: Sean Charpentier, Executive Director

Subject: Review and approval of the appointment of Flor Nicolas, Vice-Mayor of South San Francisco to fill a vacant elected member seat on the C/CAG Bicycle and Pedestrian Advisory Committee (BPAC)

(For further information or questions, contact Kaki Cheung at kcheung1@smcgov.org)

RECOMMENDATION

That the C/CAG Board review and approve the appointment of Flor Nicolas, Vice Mayor of South San Francisco to fill a vacant elected member seat on the C/CAG Bicycle and Pedestrian Advisory Committee (BPAC).

FISCAL IMPACT

None.

SOURCE OF FUNDS

Not applicable.

BACKGROUND

The Bicycle and Pedestrian Advisory Committee (BPAC) provides advice to the full C/CAG Board on all matters relating to bicycle and pedestrian facilities planning, and recommends projects for local, state and federal funding. The BPAC consists of 15 members, including eight (8) elected officials and seven (7) public members. Public members on the BPAC are appointed for a two-year term with no term limits. Elected members on the BPAC are appointed with no term limits and may serve on the BPAC so long as they hold their elected seats. The BPAC membership policy (adopted in March 2006) states that no more than two (2) members, either elected or public, should reside in the same jurisdiction.

Since summer of 2021, the Committee has vacancies for three (3) elected members. One (1) elected member decided to resign in December 2021. As a result, there are four (4) elected member vacancies. On December 8, 2021, C/CAG released an announcement seeking elected members who are interested in serving on the BPAC. The notification was distributed to all elected officials in San Mateo County, with a copy to City/County Managers, and City/County Clerks with a due date of January 5, 2022. A follow up reminder e-mail was sent on December 22, 2021.

By the application due date, C/CAG received a total of one letter of interest from Ms. Flor Nicolas, who is a Vice Mayor for the City of South San Francisco. The applicant is interested in joining the Committee to advocate for the expansion of connected and safe bicycle and pedestrian routes.

Staff recommends that the Board reviews and approves the appointment of Ms. Flor Nicolas (South San Francisco) to serve on the BPAC with no term limits while serving as elected officials.

Staff will continue the recruitment process with the goal of bringing more candidates to the February C/CAG Board Meeting.

ATTACHMENTS

1. Letter of Interest of Flor Nicolas (South San Francisco)
2. Bicycle and Pedestrian Advisory Committee (BPAC) Roster – December 2021



MARK NAGALES, MAYOR (DIST. 2)
FLOR NICOLAS, VICE MAYOR
MARK ADDIEGO, MEMBER
JAMES COLEMAN, MEMBER (DIST. 4)
EDDIE FLORES, MEMBER

MIKE FUTRELL, CITY MANAGER

January 4, 2022

OFFICE OF THE CITY COUNCIL

Sean Charpentier, C/CAG Executive Director
City/County Association of Governments
555 County Center, 5th Floor
Redwood City, CA 94063

RE: Appointment to the C/CAG Bicycle and Pedestrian Advisory Committee (BPAC)

Dear Honorable Mayors and Councilmembers:

I seek your support for my appointment to the City/County Association of Governments of San Mateo County (C/CAG) Bicycle and Pedestrian Advisory Committee (BPAC).

I am a strong advocate for expansion of connected and safe bicycle and pedestrian routes, recognizing the environmental and health benefits associated with both. Expansion of bicycle and pedestrian opportunities in all cities in San Mateo County is especially important now, given the need for safe outdoor exercise in the age of the pandemic. Global climate change, too, demands that we shift towards non-fossil fuel transportation options made increasingly possible with expansion of bicycle and pedestrian opportunities.

As the Vice Mayor of South San Francisco, I have successfully pursued funding and construction of new bicycle and pedestrian routes in my city, and am involved with approval of a new Bicycle and Pedestrian Master Plan for South San Francisco. I will bring this experience and more to C/CAG BPAC if selected, helping every city in San Mateo County pursue bike/ped improvements and supporting our bicycle and pedestrian community.

As one of the first Filipino Americans elected to the South San Francisco City Council in 2018, I understand how important it is to have diverse voices at the table. Ensuring equity and inclusion in BPAC policies and resource allocation is a priority for me, ensuring that all residents can benefit from bike/ped improvements and enjoy a better quality of life.

My door will always be open to you as we work together to support our bicycle and pedestrian community. I humbly ask for your support.

Thank you for your consideration.

A handwritten signature in blue ink, appearing to read "Flor Nicolas".

Flor Nicolas
Vice Mayor, City of South San Francisco

C/CAG**CITY/COUNTY ASSOCIATION OF GOVERNMENTS
OF SAN MATEO COUNTY**

*Atherton • Belmont • Brisbane • Burlingame • Colma • Daly City • East Palo Alto • Foster City • Half Moon Bay • Hillsborough • Menlo Park
Millbrae • Pacifica • Portola Valley • Redwood City • San Bruno • San Carlos • San Mateo • San Mateo County • South San Francisco • Woodside*

BICYCLE AND PEDESTRIAN ADVISORY COMMITTEE**MEMBERSHIP ROSTER – December 2021****ELECTED OFFICIALS:**

Ann Schneider City of Millbrae	Emily Beach City of Burlingame
Mary Bier Pacifica	Patrick Sullivan Foster City
Vacant	Vacant
Vacant	Vacant

PUBLIC MEMBERS:

Alan Uy <i>Resident of: City of Daly City</i>	Malcolm Robinson <i>Resident of: City of San Bruno</i>
Matthew Self <i>Resident of: County of San Mateo</i>	Marina Fraser <i>Resident of: City of Half Moon Bay</i>
Brian Levenson <i>Resident of: City of Redwood City</i>	Justin Yuen <i>Resident of: City of South San Francisco</i>
Angela Hey <i>Resident of: Town of Portola Valley</i>	

C/CAG AGENDA REPORT

Date: January 13, 2022

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

From: Sean Charpentier, Executive Director

Subject: Review and 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 Kim Springer at kspringer@smcgov.org)

RECOMMENDATION

That the C/CAG Board of Directors review and approve 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 legislative actions with respect to this month's legislative update.

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 verbally.

The attached report may include 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 October through December 2021. The Legislature has been in recess and is preparing for the 2022-2023 Legislative Session. New bills for the new session will be authored in mid-February 2022.

Staff are recommending that C/CAG pursue two budget funding requests with members of our delegation for two projects benefitting San Mateo County. The first is a request for \$10 million for a stormwater project at Red Morton Community Park in Redwood City. The project is a subsurface stormwater capture and detention system with options for harvest and reuse of the water for irrigation

and/or other non-potable reuse. The other funding ask is for \$10 million for the construction phase of the US101/92 Interchange Area Improvements project.

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, January 3, 2022 from Shaw Yoder Antwih Schmelzer & Lange

Below are informational links:

2. [Joint ABAG MTC Legislation Committee Agenda – November 12, 2021](#)
3. [California State Association of Counties \(CSAC\) 2021 bill positions and tracking](#)
4. [California Associations of Councils of Government \(CALCOG\) 2021 bill tracking](#)
5. Full Legislative information is available for specific bills at <http://leginfo.legislature.ca.gov/>
6. [2022 California State Calendar of Legislative Deadlines](#)
7. [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](#)
8. Current client roster for Shaw Yoder Antwih Schmelzer & Lange - <https://syaslpartners.com/clients/>



January 3, 2022

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 – January 2022**

Legislative Update

The Legislature will return to Sacramento to begin the second year of the 2021-22 Legislative Session on January 3. AS a reminder, the Legislature released the [2022 Tentative Legislative Calendar](#) establishing the deadlines for 2022. February 18 marks the bill introduction deadline for new bills. Interestingly, in late-December, the Assembly announced to its employees it will reinstate its flexible work schedule until February 14, which allows staff to work remotely if necessary. Shortly after the Legislature reconvenes, Governor Newsom will release his January budget proposal on January 10. We expect it will contain proposals for investments in transportation, climate & drought resiliency, and affordable housing & homelessness.

Budget Requests

In Sacramento, C/CAG is exploring pursuing budget funding requests with members of our delegation for two projects benefitting San Mateo County. The first would be a request for \$10 million for a stormwater project at Red Morton Community Park in Redwood City. The project is a subsurface stormwater capture and detention system with options for harvest and reuse the water for irrigation and/or non-potable reuse for toilet flushing at a planned veterans building. The other funding ask would be for the construction phase of the US 101/SR 92 Interchange Area Improvements project. C/CAG staff will be meeting with delegation member staff in the coming weeks to provide an overview of the requests.

Bills of Interest

Below are Bills of Interest that must move to the other house by January 31 if they are to remain active in 2022:

AB 377 (Rivas) Water Quality – Two-Year Bill

[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.***

AB 629 (Chiu) Seamless Bay Area – Two-Year Bill

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 bill will need a new author as Assembly Chiu was appointed San Francisco City Attorney in early November.***

ACA 1 (Aguiar-Curry) Local Government Financing: Affordable Housing and Public Infrastructure: Voter Approval – Two-Year Bill

[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

Date: January 13, 2022

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

From: Sean Charpentier, Executive Director

Subject: Review and approval of the Annual C/CAG Legislative Policies for 2022.

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

RECOMMENDATION

That the Board of Directors review and approve the Annual C/CAG Legislative Policies for 2022.

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.

During the time between fall recess and the scheduled December 9, 2021 Legislative Committee meeting, C/CAG staff worked with C/CAG's legislative advocates to make modifications and additions to policies to ensure C/CAG's policy platform is up-to-date and aligns with regional goals that are consistent with C/CAG's priorities, enacted legislation, and executive orders from the Governor's office. At the December 9, 2021 meeting, the Legislative Committee reviewed the revised the existing 2021 C/CAG Legislative Policies and asked that the document be brought back to the Committee for final review before recommending approval by the C/CAG Board of Directors as the 2022 C/CAG Legislative Policies. The revised document is included herein as Attachment 1.

At the December 9, 2021 Legislative Committee meeting, members asked about the definition of resilience. In the context of climate change, resiliency means that efforts apply to both mitigation (reducing sources of ongoing emissions) and adaptation (preventatively preparing for future changes due to climate change). An example of mitigation is electrifying vehicles. An example of adaptation is

building sea walls to prevent sea level rise water inundation. Adaptation, and therefore resiliency, applies to efforts related to sea level rise, higher heat, extreme weather, flooding, wildfire, and even agricultural shift.

ATTACHMENTS

1. Draft C/CAG Legislative Policies for 2022

C/CAG LEGISLATIVE POLICIES FOR 2022

(Adopted from December 10, 2020 version)

(Amended for Review: January 13, 2022 C/CAG Legislative and Board Meetings)

Policy #1 -

Protect against the diversion of local revenues, promote equitable distribution of state/regional resources and revenues, and protect against increased local cost resulting from State actions.

- 1.1 Support League of California Cities, California State Association of Counties, SAC, and other stakeholders, as well as initiatives, to protect local revenues.
- 1.2 Provide incentives and tools to local government to promote economic vitality.
- 1.3 Support efforts to improve the disadvantaged 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 community needs are addressed.
- 1.4 Support appropriate new funding or the reinstatement of state funding for economic development and affordable housing, including the use of tax-increment financing or “Redevelopment 2.0.”
- 1.5 Pursue and support efforts that direct state and regional funds equitably to ensure a return to source.
- 1.6 Support State actions that ensure adequate funding is made available by the State for delegated re-alignment responsibilities and ensure that all State mandates are 100% reimbursed.
- 1.7 Oppose State actions that delegate responsibilities to local jurisdictions without full reimbursement for resulting costs.
- 1.8 Support funding efforts for the COVID-19 public health emergency that are responsive to equity, transportation, housing, and environmental needs in San Mateo County.

Policy #2 -

Protect against loss of local land use authority from State action.

- 2.1 Support State actions that provide funding for local agencies to plan, incentivize, and mitigate for future housing development.
- 2.2 Support State actions that allow flexibility for local agencies to pool resources and share credit on their housing production reports.
- 2.3 Oppose State actions that would inhibit local agencies’ ability to make decisions that address the specific needs of that community.

2.4 Oppose State actions that would withhold funding (including transportation) from jurisdictions based on housing production performance outcomes.

2.5 Monitor legislation and ballot initiatives that impacts local housing and land-use authority and oppose legislation that would usurp a local government's authority regarding land-use decisions.

2.6 Support legislation that identifies revenue to fund airport/land use compatibility plans.

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 and achieving cost effectiveness for both C/CAG and its member agencies for funding state- and federally-mandated stormwater compliance efforts.
- a. Advocate for funding for implementing the San Mateo County Stormwater Resource Plan, San Mateo County Sustainable Streets Master Plan, and local Green Infrastructure Plans, and advocate to support long-term reductions in harmful bacteria, trash, plastics, mercury, PCBs, and other pollutants discharging to the Bay and Ocean and to reduce flooding, recharge groundwater, adapt to a changing climate, 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.
 - f. Advocate for better integration between parallel statewide efforts to manage stormwater for water quality improvement, long-term climate change adaptation, and groundwater recharge.
 - g. Support legislative efforts to provide additional funding for stormwater projects in San Mateo County, including funding for regional stormwater management efforts through the San Mateo County Flood and Sea Level Rise Resiliency District, and advancing schoolyard greening initiatives, regional-scale multi-benefit stormwater capture projects, and programmatic implementation of regional-scale distributed green stormwater infrastructure.
 - h. Support mechanisms that allow credit trading approaches for stormwater management and water quality improvement.

- 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 regarding trash and litter control, including but not limited to microplastics, ~~and~~ tire wear byproducts and other vehicle related pollutants, and emerging contaminants of concern.
- 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 and rodenticide regulations that protect water quality and reduce pesticide toxicity.

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

- 4.1 Advocate for appropriate and effective integrated approaches to both funding and project types for statewide and regional infrastructure efforts including stormwater management, transportation, ~~and~~ affordable housing, and both climate action and adaptation (resiliency).
- 4.2 Advocate for efforts that 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.

Policy #6 - Protect and support transportation funding and policies aligned with C/CAG’s priorities.

- 6.1 Maximize the Bay Area’s and San Mateo County’s share of any State General Fund surplus revenue invested in local/regional transportation.

- 6.2 Support efforts that protect transportation revenues from being pledged, transferred, or used for non-transportation purposes.
- 6.3 Support the implementation of SB 1 (Road Repair and Accountability Act of 2017) programs and monitor the implementation of Executive Order N-19-19, ~~and~~ N-79-20, and the Climate Action Plan for Transportation Infrastructure (CAPTI), which call for aligning transportation spending with the state’s climate goals.
- 6.4 Monitor and engage in the planning for and potential implementation of new transportation funding sources, including -identifying viable alternatives to the gas tax; and regional proposals to study congestion pricing.
- 6.5 Monitor legislation related to the California High-Speed Rail Project. ~~The implementation of High-Speed Rail.~~
- 6.6 Support legislation that identifies funding for active transportation, complete streets, and bike/pedestrian infrastructure projects, including multi-benefit projects that integrate transportation improvements with green stormwater infrastructure.
- 6.7 Support efforts to secure the appropriation and allocation of “cap and trade” revenues to support San Mateo County needs.
- 6.8 Support or sponsor efforts that finance and/ or facilitate operational improvements on the State Highway System and highway corridors in San Mateo County US 35, 84, 92, 101, 280, and 380 corridors, including the 101 Express Lanes project.
- 6.9 Support alternative contracting and project delivery methods, such as Public Private Partnerships, that could result in project cost savings, such as accelerated deployment of technology including fiber optic cable for connected vehicle deployment, access to broadband capabilities, and more cost effective distributed green infrastructure for stormwater management.
- 6.10 Monitor the implementation of the new bridge toll program (Regional Measure 3) and advocate for an appropriate share of new revenues for projects in San Mateo County.
- 6.11 Monitor and engage in the effort to seek voter approval for a regional funding measure for transportation in 2024.
- 6.12 Support efforts that incentivize ridership and improve integration & connectivity among Bay Area transit systems. Monitor legislation that promotes transit-oriented development.
- 6.13 Support policies aimed at reducing vehicle miles traveled and associated traffic congestion by reducing the share of commuting by single-occupant vehicles.
- 6.14 Support efforts to improve the performance of high-occupancy vehicle (HOV) and express lanes.
- 6.15 Monitor or support legislation improving bicycle and pedestrian safety. In particular, support the implementation of AB 43 and modifying the state’s 85th percentile methodology for determining speed limits to provide greater flexibility to local agencies and continue to

support authorization of automated speed enforcement technology to enforce speed limits and other elements of Vision Zero.

6.16 Support legislation that would amend Government Code Section – 65089.20 to increase the maximum voter-approved vehicle license fee from its existing \$10.

6.17 Support efforts to create local VMT/GHG mitigation program~~banks~~ to assist in reaching SB 375 GHG reduction goals.

6.18 Monitor legislation and funding opportunities for integration of autonomous vehicles and infrastructure.

6.19 Support and monitor efforts to facilitate the deployment of transformative transportation technologies with the goal of accelerating safety, mobility, environmental, equity and economic benefits associated with new mobility technologies. -Additionally, ensure strong federal vehicle safety standards while also preserving the ability of state and local agencies to continue to set policies governing the operation of vehicles on highways and local roads, regardless of whether they are driven autonomously or manually.

6.20 Support legislation that streamlines project delivery, including simplifying grant applications, streamlining CEQA, and accelerating project permit approvals.

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.

7.2 Support measures and policies that encourage and facilitate public private partnerships.

Policy #8 -

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

8.1 Support incentive approaches toward implementing AB 32 (California Global Warming Solutions Act of 2006), SB 32 (extension of the target date and goals), and AB 398 (Cap and Trade), and legislation that supports electrification of infrastructure and the adoption of alternative fuel technologies.

8.2 Monitor 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 (Sustainable Communities and Climate Protection Act of 2008), so that housing funds are not competing with transportation funds.

8.4 Monitor the regulatory process for implementing SB 743 (Evaluation of Transportation Impacts in CEQA) and impacts the new regulations may have on congestion management plans.

- 8.5 Support legislation that would require recording of vehicle miles of travel (VMT) as part of vehicle registration and initiatives to provide VMT and vehicle data from the DMV to evaluate trends in community greenhouse gas emissions and transit project outcomes.
- 8.6 Support efforts that ensure continued funding for ratepayer-funded local government partnerships to foster ~~energy conservation~~ energy efficiency, electrification, and resilience, or expand funding for generation and use of renewable and/ or clean energy sources (wind, solar, etc.).
- 8.7 Work to initiate legislation that provides new funding and incentives for building energy electrification, transition to electric vehicles, or other greenhouse gas reducing initiatives, in support of local government climate action plans and the Governor’s Executive Orders N-19-19 and N-79-20.
- 8.8 Support funding for electric vehicle and bike charging infrastructure, electric power storage capacity, and rebates for electric vehicle purchase.
- 8.9 Support legislation that supports Peninsula Clean Energy (PCE) objectives and oppose proposed legislation that impairs that effort.
- 8.10 Support legislation that provides local government access to data necessary for completing greenhouse gas emission inventories, or legislation that requires the State to ~~make use and provide~~ emissions data and develop community-scale greenhouse gas emission inventories, and make them publicly available.
- 8.11 Support efforts that will engage the business community in making contributions to community improvements associated with stormwater, transportation congestion relief and mobility options, affordable housing, greenhouse gas emissions reductions, electrification, and energy resilience.savings.
- 8.12 Support legislative efforts to create a unified voice in San Mateo County and to manage integrated water issues including sea level rise, flooding, coastal erosion, and stormwater vulnerabilities.
- 8.13 Support legislation to provide funding and policy guidance on wildfire preparedness and emergency response to local jurisdictions.
- 8.14 Monitor efforts to address emergency preparedness and response activities by PG&E.

<p><i>Policy #9 - Protection of water user rights and access to sustainable water supply</i></p>

- 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.

9.2 Support legislation that provides funding for development of alternative sources of water supply, ~~and/or~~ resources for ~~community municipal~~ water supply conservation, and water capture initiatives.

*Policy #10 -
Other/Miscellaneous*

10.1 Monitor and Support Brown Act reforms that provide flexibility, facilitate public engagement, and allow for transparent, accessible, and participatory remote public meetings; with the goals of increasing participation from board members, committee members, and the public; and reducing vehicle miles traveled.

C/CAG AGENDA REPORT

Date: January 13, 2022

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

From: Sean Charpentier, Executive Director

Subject: Review and approval of Resolution 22-04 approving C/CAG Membership Fee Budget Planning Guidance of a one-time 5% increase for the Fiscal Year 2022-2023 and future annual increases consistent with the most recent annual regional Consumer Price Index at a rate not to exceed 3%.

(For further information contact Sean Charpentier at scharpentier@smcgov.org)

RECOMMENDATION

That the C/CAG Board review and approve Resolution 22-04 approving C/CAG Member Fee Budget Planning Guidance of a one-time 5% increase of the Fiscal Year 2022-2023 C/CAG Membership Fees and future annual increases consistent with the most recent annual regional Consumer Price Index at a rate not to exceed 3%.

FISCAL IMPACT

The estimated first year annual increase of 5% equates to approximately \$34,000, which is a difference ranging from \$39 to \$2,468 per jurisdiction. The actual annual membership fee amounts for Fiscal Year 2022-2023 will be available once the Board reviews and approves population data at the February Board meeting. For future year increases, the membership fee will be presented as part of the draft agency budget for the Board to review.

SOURCE OF FUNDS

C/CAG's membership fees are comprised of two components: the general fund and gas tax. An individual jurisdiction's share of the membership fee is based on population data developed by the Department of Finance. The C/CAG Board adopts the population data annually, typically in February. There is a third fee, the Congestion Relief Program (CRP) Fee that is set every 4 years and is not subject to this guidance.

BACKGROUND

C/CAG membership fees under General Fund category have stayed flat for the past six years, and the gas tax component has not changed for the past eight years. The gas tax component was last increased by 5% in FY 2014/15 and the general fund category was last increased by 5% in FY 2016/17. In order to manage the increased operating costs, the need to invest in new technology for online meetings in a post COVID-19 environment, the cost related to a new federal advocacy effort on behalf of the members, and administrative support, adjustments to the membership fees are necessary.

The process for Member Fee calculation and adoption is generally as follows.

1. February- C/CAG Board approves Department of Finance Population numbers.
2. February- Letter Sent to City Finance Directors with proposed member fees.
3. May- C/CAG Finance Committee reviews Draft Budget with member fees.
4. May-C/CAG Board of Directors reviews Draft Budget with member fees.
5. June- C/CAG Board of Directors approves Draft Budget with member fees.

Staff verbally previewed the escalation issue during last year's budget adoption process. Staff presented the concept of raising membership fees at the October 18, 2021 and December 1, 2021 Finance Committee meetings. Staff presented three options, including 1) a one-time 5% increase every five years, 2) a one-time increase of 5% and indexing the annual increase to the Consumer Price Index, and 3) an annual increase to keep pace with inflation. The Committee agreed with staff's recommendation of option 2 and recommended a "not to exceed" annual increase of 3%. The Finance Committee voted to support this recommendation at its December 1, 2021 meeting.

The one-time adjustment in the upcoming fiscal year would allow C/CAG to regain some of the missing purchasing power from the last few years. In terms of the future annual increase, the average annual Consumer Price Index for the last ten years has been 2.8%. See *Attachment 3, CPI Research*, for CPI increases. The cumulative CPI increase between 2017 and 2021 is approximately 18%, while C/CAG Member Fees have not increased. See *Attachment 4, C/CAG Fees and Inflation Graph*.

Staff have estimated the fee increases assuming a 5% increase in the first year and then 2.5% annual increases for an additional four years. The increase in the first-year totals approximately \$34,000 and ranges from \$39 to \$2,468 per jurisdiction. See *Attachment 2, Projected Fee increases by Member Agency*.

The annual CPI adjustment will provide a more stable and predictable income stream for ongoing C/CAG operations and avoid the future need for a large increase to make up for inflation.

RECOMMENDATION

Staff recommends that the C/CAG Board review and approve Resolution 22-04 authorizing C/CAG Member fee budget planning guidance including:

1. a one-time 5% increase of the Fiscal Year 2022-2023 C/CAG Membership Fees;
2. Future annual increase consistent with the annual regional Consumer Price Index in the following fiscal years at a rate not to exceed 3%;

The guidance is for budget planning, and the C/CAG Board retains full discretion over the C/CAG Membership fees through the approval of the annual budget. The resolution also reserves the authority of the C/CAG Board of Directors to amend or adjust the Membership fees as part of the annual budget adoption in June.

If approved by the Board, staff will communicate the proposed changes in the annual letter informing all City Finance Directors regarding the upcoming modification of C/CAG fees. Moving forward, the annual adjustment will also be reflected in the draft agency budget.

ATTACHMENT

1. Resolution 22-04

2. Projected Fee increases by Member Agency
3. CPI Research
4. C/CAG Fees and Inflation Graph

RESOLUTION 22-04

RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY/COUNTY ASSOCIATION OF GOVERNMENTS OF SAN MATEO COUNTY APPROVING C/CAG MEMBERSHIP FEE BUDGET PLANNING GUIDANCE OF A ONE-TIME 5% INCREASE FOR THE FISCAL YEAR 2022-2023 AND FUTURE ANNUAL INCREASES CONSISTENT WITH THE MOST RECENT ANNUAL REGIONAL CONSUMER PRICE INDEX AT A RATE NOT TO EXCEED 3%

RESOLVED, by the Board of Directors of the City/County Association of Governments of San Mateo County (C/CAG); that,

WHEREAS C/CAG is authorized as a Joint Powers Agency to provide services for member agencies; and

WHEREAS the C/CAG membership fees under General Fund category have stayed flat for the past six years, and the gas tax component has not changed for the past eight years; and

WHEREAS C/CAG staff proposes a one-time 5% membership fee increase to manage rising operation expenses related to inflation, to account for additional costs related to investing in technology for future hybrid zoom Board and Committee meetings, to cover fees for a new federal advocacy contract, and other administrative support costs;

WHEREAS C/CAG staff also recommends an annual fee adjustment to implement a more stable and predictable funding stream and to avoid large increase in one year; and

WHEREAS on December 1, 2021, the C/CAG Finance Committee discussed and recommended the approach of a one-time 5% increase of the Fiscal Year 2022-2023 C/CAG membership fees structure, and an annual increase consistent with the Consumer Price Index in the following fiscal years at a rate not to exceed 3%; and

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the City/County Association of Governments of San Mateo County that the C/CAG Board approves C/CAG Membership Fee Budget Planning Guidance of a one-time 5% increase for Fiscal Year 2022-2023, and future annual increases consistent with the most recent annual regional Consumer Price Index at a rate not to exceed 3%.

Be it further resolved that the C/CAG Board reserves the right to amend or adjust the Membership Fees as part of the annual budget adoption process.

PASSED, APPROVED, AND ADOPTED, THIS 13TH DAY OF JANUARY 2022.

Marie Chuang, Chair

ATTACHMENT 2

Table 1: Projected Fee (combined General and Gas Tax) increases by Member Agency

Agency	Population ¹	% of Population	Year: 2022	2023	2024	2025	2026	2027	Estimated 5-year Increase
			Escalation: Current	5%	2.5%	2.5%	2.5%	2.5%	
Atherton	7,031	0.909%	\$ 6,239	\$ 6,551	\$ 6,714	\$ 6,882	\$ 7,054	\$ 7,231	\$ 992
Belmont	26,813	3.468%	\$ 23,791	\$ 24,981	\$ 25,605	\$ 26,246	\$ 26,902	\$ 27,574	\$ 3,783
Brisbane	4,633	0.599%	\$ 4,111	\$ 4,316	\$ 4,424	\$ 4,535	\$ 4,648	\$ 4,765	\$ 654
Burlingame	30,118	3.895%	\$ 26,724	\$ 28,060	\$ 28,762	\$ 29,481	\$ 30,218	\$ 30,973	\$ 4,249
Colma	1,729	0.224%	\$ 1,534	\$ 1,611	\$ 1,651	\$ 1,692	\$ 1,735	\$ 1,778	\$ 244
Daly City	109,142	14.115%	\$ 96,842	\$ 101,684	\$ 104,226	\$ 106,832	\$ 109,503	\$ 112,240	\$ 15,398
East Palo Alto	30,794	3.982%	\$ 27,324	\$ 28,690	\$ 29,407	\$ 30,142	\$ 30,896	\$ 31,668	\$ 4,344
Foster City	33,033	4.272%	\$ 29,310	\$ 30,776	\$ 31,545	\$ 32,334	\$ 33,142	\$ 33,971	\$ 4,661
Half Moon Bay	12,431	1.608%	\$ 11,030	\$ 11,582	\$ 11,871	\$ 12,168	\$ 12,472	\$ 12,784	\$ 1,754
Hillsborough	11,418	1.477%	\$ 10,131	\$ 10,638	\$ 10,904	\$ 11,176	\$ 11,456	\$ 11,742	\$ 1,611
Menlo Park	35,254	4.559%	\$ 31,281	\$ 32,845	\$ 33,666	\$ 34,508	\$ 35,371	\$ 36,255	\$ 4,974
Millbrae	22,832	2.953%	\$ 20,259	\$ 21,272	\$ 21,804	\$ 22,349	\$ 22,907	\$ 23,480	\$ 3,221
Pacifica	38,331	4.957%	\$ 34,011	\$ 35,712	\$ 36,605	\$ 37,520	\$ 38,458	\$ 39,419	\$ 5,408
Portola Valley	4,607	0.596%	\$ 4,088	\$ 4,292	\$ 4,400	\$ 4,509	\$ 4,622	\$ 4,738	\$ 650
Redwood City	86,754	11.219%	\$ 76,977	\$ 80,826	\$ 82,847	\$ 84,918	\$ 87,041	\$ 89,217	\$ 12,240
San Bruno	45,454	5.878%	\$ 40,332	\$ 42,348	\$ 43,407	\$ 44,492	\$ 45,604	\$ 46,744	\$ 6,412
San Carlos	30,145	3.899%	\$ 26,748	\$ 28,085	\$ 28,787	\$ 29,507	\$ 30,245	\$ 31,001	\$ 4,253
San Mateo	103,087	13.332%	\$ 91,470	\$ 96,043	\$ 98,444	\$ 100,905	\$ 103,428	\$ 106,014	\$ 14,544
South San Francisco	67,879	8.778%	\$ 60,229	\$ 63,241	\$ 64,822	\$ 66,442	\$ 68,103	\$ 69,806	\$ 9,577
Woodside	5,676	0.734%	\$ 5,036	\$ 5,288	\$ 5,420	\$ 5,556	\$ 5,695	\$ 5,837	\$ 801
San Mateo County	66,083	8.546%	\$ 58,636	\$ 61,568	\$ 63,107	\$ 64,684	\$ 66,302	\$ 67,959	\$ 9,323
Total	773,244	100%	\$ 686,103	\$ 720,408	\$ 738,418	\$ 756,879	\$ 775,801	\$ 795,196	\$ 109,093
			Annual \$ Increase	\$ 34,305	\$ 18,010	\$ 18,460	\$ 18,922	\$ 19,395	\$ 109,093

1) Individual jurisdiction's share is based on new population data from Dept of Finance, 1/1/2020, adopted by CCAG Resolution 21-09.

Assumptions

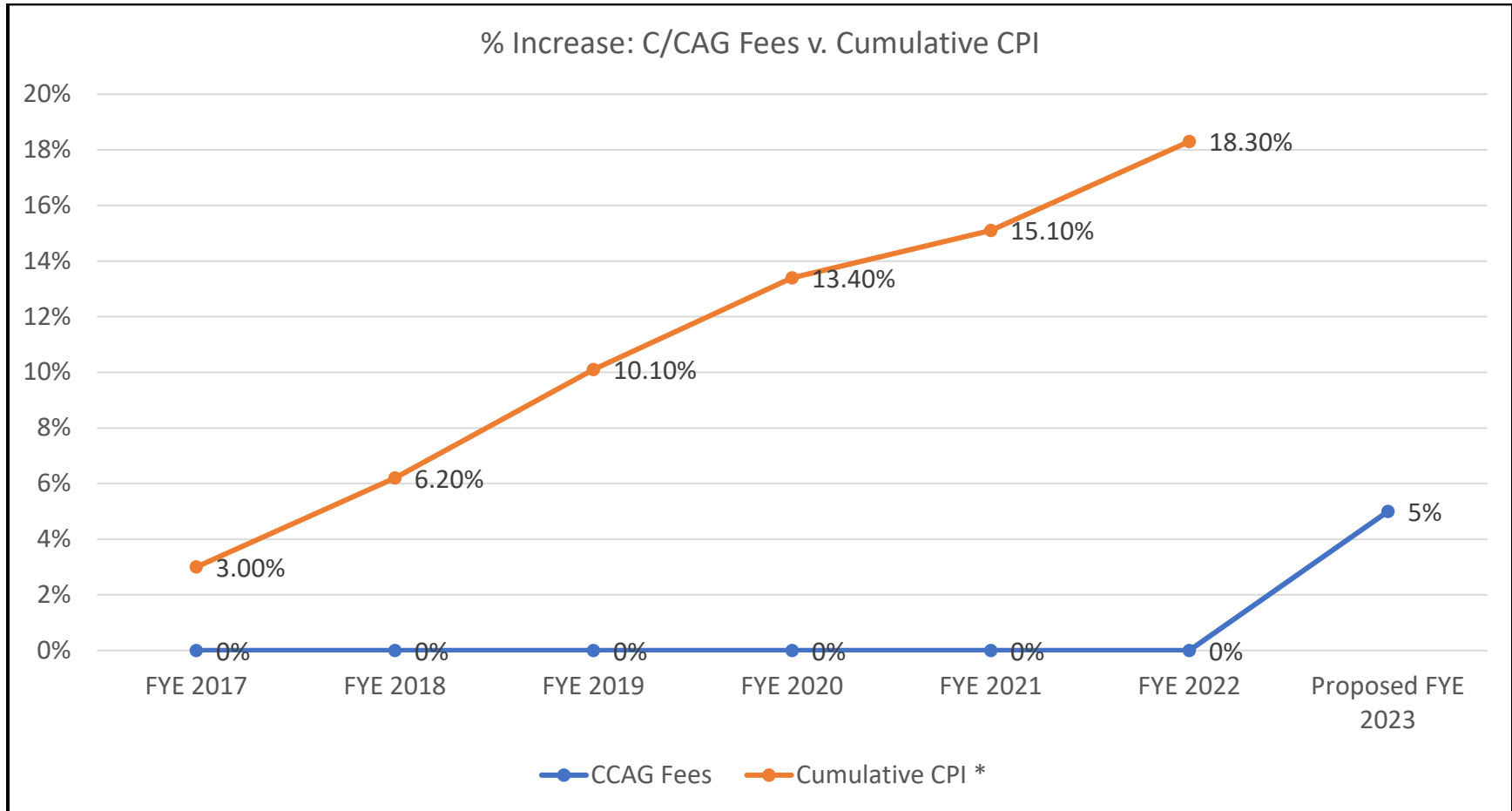
- Populations remain same for projected; however for actual membership fee amounts the updated population data will be adopted by C/CAG Board annually.
- 5% increase in first year and 2.5% after that for projected; however actual membership fees the CPI will vary annually but with a maximum cap of 3%

**ATTACHMENT 3
CPI Research**

CPI for All Urban Consumers (CPI-U)															
12-Month Percent Change															
Series Id: CUURS49BSA0															
Not Seasonally Adjusted															
Series: All items in San Francisco-Oakland-Hayward, CA, all															
Title: urban consumers, not seasonally adjusted															
Area: San Francisco-Oakland-Hayward, CA															
Item: All items															
Base: 1982-84=100															
Period:															
Years: 2011 to 2021															
Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Annual	HALF1	HALF2
2011		1.7		2.8		2.4		2.9		3.2		2.9	2.6	2.2	3.0
2012		3.0		2.1		2.6		2.8		3.2		2.2	2.7	2.6	2.8
2013		2.4		2.4		2.6		2.0		1.6		2.6	2.2	2.4	2.1
2014		2.4		2.8		3.0		3.0		3.2		2.7	2.8	2.7	3.0
2015		2.5		2.4		2.3		2.6		2.6		3.2	2.6	2.5	2.7
2016		3.0		2.7		2.7		3.1		3.6		3.5	3.0	2.8	3.2
2017		3.4		3.8		3.5		3.0		2.7		2.9	3.2	3.6	2.9
2018		3.6		3.2		3.9		4.3		4.4		4.5	3.9	3.4	4.3
2019		3.5		4.0		3.2		2.7		3.0		2.5	3.3	3.7	2.9
2020		2.9		1.1		1.6		1.6		1.1		2.0	1.7	2.0	1.4
2021		1.6		3.8		3.2		3.7		3.8				2.5	
													10-year average	2.8	

Source: <https://www.bls.gov/regions/west/factsheet/consumer-price-index-data-tables.htm>

ATTACHMENT 4
C/CAG Fees and Inflation Graph



* 2021 Average through October 2021

C/CAG AGENDA REPORT

Date: January 13, 2022

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

From: Sean Charpentier, Executive Director

Subject: Receive a presentation on the San Mateo Countywide Vehicles Miles Traveled (VMT) Estimation Tool

(For further information or response to questions, contact Jeff Lacap at jlacap@smcgov.org)

RECOMMENDATION

That the C/CAG CMEQ Committee receive a presentation on the San Mateo Countywide Vehicles Miles Traveled (VMT) Estimation Tool.

FISCAL IMPACT

The cost of providing technical services to develop a VMT estimation tool is not to exceed \$241,000.

SOURCE OF FUNDS

Funding for this agreement will come from the C/CAG Congestion Relief Funds.

BACKGROUND

Senate Bill (SB) 743

In September 2013, the governor signed into law Senate Bill (SB) 743, which required agencies to change the significance metric used to assess the transportation impacts of land use and transportation projects under CEQA (California Environmental Quality Act) from LOS (automobile delay, Level of Service) to VMT (Vehicle Miles Traveled). The intent is that the new metric will better align with other statewide goals, such as greenhouse gas emissions reduction and Sustainable Communities Strategies (SCS) that encourage multimodal development and promote infill opportunities in dense urban areas.

As the Congestion Management Agency (CMA) for Santa Mateo County and through its Congestion Management Program (CMP), C/CAG has a statutory role to work with its member agencies (the 20 cities and towns in Santa Clara County, as well as the County of San Mateo) on issues related to land use and transportation. As part of this role, C/CAG is working with its member agencies on the transition from LOS to VMT.

OPR (Governor's Office of Planning Research) was the lead in developing guidelines to implement SB 743. Since early 2014, OPR has worked with numerous stakeholders across the state in developing guidelines for evaluation of the transportation impacts of proposed residential, mixed use, commercial developments, and transportation projects under CEQA. C/CAG has provided comments to OPR on previous draft and final guidelines.

In January 2018, OPR submitted proposed CEQA amendments to the California Natural Resources Agency (CNRA) for final rulemaking. CNRA concluded the rule making process on March 15, 2018 and the final CEQA Guidelines were published on December 28, 2018. Statewide application of the new metric began on July 1, 2020.

As local agencies implement SB 743, one of the decisions they need to make is what tool they will use to estimate VMT for land use projects and plans in their CEQA documents. OPR provided some general guidance on estimating project VMT in their Technical Advisory, but has left much of the discretion to lead agencies to select a tool. Based on some of the Bay Area agencies that have made the switch from LOS to VMT so far, it appears that land use project evaluation will involve a combination of: (a) "screening out" projects that meet certain criteria so their VMT does not need to be quantified; (b) running a travel demand model for larger or more unique projects; and (c) using a spreadsheet or web-based "sketch/estimation tool" for more routine projects.

C/CAG Staff has convened the SB 743 Ad Hoc Working Group, represented by staff of C/CAG member agencies, and received responses for C/CAG to assist in the SB 743 implementation process by coordinating consistent methods to estimate VMT across the county.

At the November 19, 2019 meeting, the C/CAG Board approved Resolution 19-75, which authorized C/CAG to enter into a contract with Fehr & Peers to develop a VMT Estimation Tool for San Mateo County in an amount not to exceed \$241,000. Since that time, C/CAG staff, together with Fehr & Peers and a Technical Advisory Group comprised of staff members from city staff representing both transportation and planning staff have worked together to develop the recommendations that are the basis for the estimation tool.

C/CAG has developed a countywide, web and Geographic Information Systems (GIS)-based tool, called the San Mateo Countywide VMT Evaluation Tool that local agencies will be able to perform the following to assist with determining the significance of a project's transportation impacts under CEQA

- **Baseline VMT Screening Evaluation** - The tool helps conduct a baseline VMT screening evaluation for small- to medium-sized residential, office and industrial land use projects within San Mateo County. The Tool can evaluate these land uses individually, in combination with each other, and with or without local-serving retail.
- **Screens Land Use Projects** – By identifying whether projects fall within a low-VMT area according to the applicable jurisdiction's VMT threshold, and/or whether they fall within proximity to transit, the tool screens land use projects to determine whether further VMT analysis is necessary,
- **Land Use Project-Generated VMT Estimation** - Using VMT data from a travel demand model at the specific project location, the tool estimates the project-generated VMT associated with the project and calculates project-generated VMT after reductions from certain VMT-reducing measures are applied.

Links to the resources listed above can be found here: <https://ccag.ca.gov/sb-743-los-to-vmt/>

ATTACHMENTS

- San Mateo Countywide Vehicles Miles Traveled (VMT) Estimation Tool – see the C/CAG website for a posting of the presentation: <https://ccag.ca.gov/committees/board-of-directors-2/>

C/CAG AGENDA REPORT

Date: January 13, 2022

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

From: Sean Charpentier, Executive Director

Subject: Receive a presentation on the Countywide Stormwater Program.

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

RECOMMENDATION

Receive a presentation on the Countywide Stormwater Program.

BACKGROUND

C/CAG administers the Countywide Water Pollution Prevention Program, more commonly referred to as the Countywide Stormwater Program (Stormwater Program), to assist its member agencies in complying with regulations to keep pollutants out of stormwater runoff. These regulations are promulgated by the State's San Francisco Bay Regional Water Quality Control Board (Water Board) through a regional permit called the Municipal Regional Permit (MRP). The Stormwater Program currently has one full-time staff member and support from outside consultants. Funding for the Stormwater Program comes from countywide fees on the property tax rolls imposed through the County Flood Control District (now Flood and Sea Level Rise Resiliency District) and a portion of C/CAG's \$10 fee imposed on vehicles registered in San Mateo County, which, via adoption of the Measure M Strategic and Implementation Plan, was recently increased from 12% to 15% of the total regional program allocation for regional stormwater. These combined revenue streams now generate approximately \$2.6 million per year.

The Stormwater Program supports C/CAG member agencies in three primary ways, each of which is described further below:

- Providing technical support to C/CAG's member agencies for implementing their own local stormwater pollution prevention programs
- Implementing compliance programs directly on behalf of C/CAG member agencies when it makes sense to do so at a countywide scale
- Collaborate regionally with other countywide stormwater programs to develop technical assistance products or implement compliance programs directly when it makes sense to do so at a regional scale

Technical Support for Implementing Local Programs

The Stormwater Program supports C/CAG member agencies' local pollution prevention programs in various ways. In addition to the C/CAG Stormwater Committee that provides technical recommendations to the Board of Directors and guidance to staff on programmatic issues, there are nine subcommittees and workgroups that member agency representatives attend that address the breadth of municipal stormwater management and regulatory issues by providing guidance and implementation materials and training. These include new/redevelopment and construction site controls, green infrastructure planning and implementation, commercial business and illicit discharge management, public outreach and education, parks maintenance

and less toxic pest controls, trash and litter controls, public works municipal maintenance activities, and water quality monitoring. The Stormwater Program also provides ongoing training and educational workshops for member agencies on a variety of stormwater management topics and supporting the annual reporting process. These activities cost approximately \$250k annually.

Another significant aspect of the Stormwater Program's support for local programs is large-scale planning and compliance support activities. This has included developing the Countywide Stormwater Resource Plan that ensures C/CAG member agencies remain eligible to compete for voter-approved bond funds for stormwater capture projects; providing ongoing technical assistance to local agencies regarding their long-term trash load reduction plans, including updating electronic maps, quantifying annual load reductions, and validating effectiveness of actions through on-land and in-creek visual assessments; developing a suite of green infrastructure guidance documents to support the mandate for each agency to adopt a local Green Infrastructure Plan; developing a countywide hydrology and sediment/pollutant transport model to determine required levels of green infrastructure and other controls to achieve long-term water quality improvement goals; performing a Reasonable Assurance Analysis to demonstrate to the Water Board that sufficient controls can be implemented within prescribed timeframes to achieve specific pollutant reductions and developing an overall Mercury and PCBs Control Measures Plan showing what it will take to reduce these pollutants to prescribed levels within specific timelines. More recently, C/CAG completed the San Mateo Countywide Sustainable Streets Master Plan to advance integrated green stormwater infrastructure with local active transportation planning and to develop additional tools and resources to support implementation, though this work was funded by a Caltrans Adaptation Planning Grant. C/CAG has also been successful in being awarded a California Resilience Challenge Grant to develop schoolyard greening concept plans for several schools in the San Carlos School District, as a starting off point for partnering with additional schools and districts to support MRP engagement requirements and engage schools in green infrastructure planning as high-value partners to the local municipalities and the Stormwater Program. The cost of these efforts typically varies between \$600-800k annually (not including grant funds).

Implementing Direct Compliance Programs

The Stormwater Program implements certain compliance programs on behalf of C/CAG member agencies. All water quality monitoring mandated in the MRP is performed by the Stormwater Program. This includes long-term status and trends monitoring in creeks throughout the county as well as pollutant-specific monitoring to identify prioritized areas to implement controls. The Stormwater Program pays mandated costs of contributing to the San Francisco Bay Regional Monitoring Program on behalf of C/CAG member agencies. In addition, the majority of public outreach and education requirements are implemented through the Stormwater Program, including outreach via the Stormwater Program's website (www.flowstobay.org), social media channels, and other online and in-person venues. These two efforts cost approximately \$1 million annually.

Collaborating on Regional Compliance Efforts

The Stormwater Program is a member of the Bay Area Municipal Stormwater Collaborative (formerly the Bay Area Stormwater Management Agencies Association (BASMAA)) and the Stormwater Program senior staff represents C/CAG's member agencies on the BAMSC and is currently a co-chair of the BAMSC Steering Committee. Whereas BASMAA was a formal non-government entity with a Board of Directors represented by each of the Bay Area countywide stormwater programs, the BAMSC is a collaborative forum for stormwater programs to continue sharing resources and information related to MRP and other regional stormwater issues in coordination with regional Water Board staff and regional partners, such as Caltrans. The BAMSC members include stormwater programs throughout the Bay Area, with representation from Phase I and Phase II NPDES permittees. Historically, the Stormwater Program has collaborated with these other programs on technical support materials or direct compliance programs when it is more cost-effective

to do so at a regional scale. Though the funding structure of BASMAA no longer exists, the Stormwater Program will continue to work with its partner programs to find cost-effective approaches to regionally relevant requirements of the MRP and will maintain a program budget to support cost-sharing on regional collaborative projects moving into the next permit cycle. The Stormwater Program costs for participating in regional efforts have typically been approximately \$100-200k annually, though these costs will likely decrease with the reduced administrative costs of no longer operating as a non-profit organization.

Staff will provide a presentation summarizing key highlights of Stormwater Program achievements and areas of focus during Fiscal Year 2020-21, including the completion of the Countywide Sustainable Streets Master Plan, the advancement of regional-scale stormwater management, developing resilient schoolyard concepts in partnership with the San Carlos School District, and supporting C/CAG's member agencies in the MRP reissuance process.

ATTACHMENTS

1. Countywide Stormwater Program Update – see the C/CAG website for a posting of the presentation: <https://ccag.ca.gov/committees/board-of-directors-2/>