

C/CAG

City/County Association of Governments of San Mateo County

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

MEETING AGENDA

C/CAG Legislative Committee

Chair: Gina Papan **Vice Chair:** Adam Rak

Members: Elizabeth Lewis, Davina Hurt, Karen Cunningham, Lisa Gauthier, Marie Chuang, Anders Fung, Sue Vaterlaus, Michael Salazar

March 10, 2022 - 5:15 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), C/CAG Committee meetings will be conducted via remote conferencing. Members of the public may observe or participate in the meeting remotely via one of the options below.

Join by Zoom:

<https://us02web.zoom.us/j/81593798307?pwd=cC9BRXNkbTNoZE5vQzVUY0VxbXpJZz09>

Meeting ID: 815 9379 8307

Passcode: 031022

Join by Phone:

(669)900-6833 US (San Jose)

Meeting ID: 815 9379 8307

Passcode: 031022

Find your local number: <https://us02web.zoom.us/u/kdKbh2vDCJ>

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

1.	Call to Order	Papan	
2.	COVID-19 announcement and brief overview of teleconference meeting procedures	Springer	
3.	Roll call	Springer	
4.	Public comment on related items not on the agenda.	Papan	
5.	Review and approve the Legislative Committee meeting minutes from the meeting held on February 10, 2022.	Action Papan	Pages 1-4
6.	Update on scheduling meetings and topics of discussion with the San Mateo County Delegation early in the 2022-23 Legislative Session.	Information Robinson/Antwih	Page 5
7.	Review legislative update and, if appropriate, recommend approval of C/CAG legislative policies, priorities, or positions. (A position may be taken on any legislation, including legislation not previously identified in the legislative update. Action is only necessary if recommending approval of a policy, priority, or position.)	Possible Action Robinson/Antwih Papan	Pages 6-10
8.	Adjournment	Papan	

Next Meeting: April 14, 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 Court Yard, 555 County Center, Redwood City, CA, and on C/CAG's website at: <http://www.ccag.ca.gov>.

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

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

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

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

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

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

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

Executive Director: Sean Charpentier: scharpentier@smcgov.org

Transportation Systems Coordinator: Kim Springer at kspringer@smcgov.org

Administrative Assistant: Mima Guilles (650) 599-1406

C/CAG AGENDA REPORT

Date: March 10, 2022

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

From: Sean Charpentier, Executive Director

Subject: Review and approve the Legislative Committee meeting minutes from the meeting held on February 10, 2022.

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

RECOMMENDATION

That the Legislative Committee review and approve the Legislative Committee meeting minutes from the meeting held on February 10, 2022.

ATTACHMENTS

1. Draft C/CAG Legislative Committee Meeting Minutes, February 10, 2022

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

**Draft Meeting Minutes
February 10, 2022 Meeting**

Staff and Guests Attending:

C/CAG Staff:

Sean Charpentier, Kim Springer, Reid Bogert, Jeffrey Lacap, Kaki Cheung, Mima Crume, Susy Kalkin, Eva Gaye

Legislative Consultant:

Andrew Antwih and Matt Robinson – Shaw / Yoder / Antwih / Schmelzer and Lange, Inc.

Others Attending:

Marc Hershman – Peninsula Clean Energy

Marlene Subhashini – Foster City Planning

Drew – Public

1. Call to Order.

Vice-Chair Rak called the meeting to order at approximately 5:15 p.m.

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

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

3. Roll call.

C/CAG staff conducted roll call, and a quorum of six was present as shown below.

Agency	Name	Feb 10, 2022
Atherton	Elizabeth Lewis	X
Belmont	Davina Hurt	
Brisbane	Karen Cunningham	
East Palo Alto	Lisa Gauthier	X
Hillsborough	Marie Chuang	X
Millbrae	Gina Papan (Chair)	
Millbrae	Anders Fung	X
Pacifica	Sue Vaterlaus	
San Bruno	Michael Salazar	X
San Carlos	Adam Rak (Vice Chair)	X

4. There was no Item 4 on the agenda for this meeting.

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

There were no written or public comments.

6. Review and approve the Legislative Committee meeting minutes from the meeting held on January 13, 2022.

Committee approved the meeting minutes from the January 13, 2022 C/CAG Legislative Committee Meeting. Member Chuang motioned approval, seconded by Member Gauthier. Roll call vote was taken. Motion passed with Member Rak abstaining (5:0:1).

7. Receive annual C/CAG Legislative Policies for 2022.

Sean Charpentier provided an update to the Committee on modifications to the Legislative Policies document, including updated language suggest by Member Hurt and underlined in the document attached to the agenda item. No action was needed on this item.

8. Discuss scheduling meetings and topics of discussion with the San Mateo County Delegation early in the 2022-23 Legislative Session.

Kim Springer updated the Committee on the dates, March 8th and March 9th, that C/CAG's legislative consultant is targeting for meeting with the San Mateo County delegation, specifically Mullin and Becker. Mullin and Becker meetings will be focused on funding requests made for three C/CAG projects: two stormwater and one highway.

Matt Robinson, legislative consultant, mentioned that future (additional) meetings will be set up with the Delegation if C/CAG wishes to discuss specific bill positions once new bills have been introduced and the Committee has had a chance to review and take positions to the C/CAG Board. Meeting in March are likely to be virtual.

9. Review legislative update and, if appropriate, recommend approval of C/CAG legislative policies, priorities, or positions. (A position may be taken on any legislation, including legislation not previously identified in the legislative update. Action is only necessary if recommending approval of a policy, priority, or position.)

Matt Robinson provided an update to the Committee on various items, some included in the Committee packet for this Item 9, including: agreement on additional 40 hours of COVID sick leave for employees, the stepping down of CALSTA Director Kim and the shuffling of State staff to replace and backfill, third round of funding to San Mateo County from Project HomeKey for additional homeless housing, and the process members of the delegation will be using to submit requests to the legislature for funding of district projects. In addition, Robinson discussed the Governor's effort to pause the gas excise tax, which may affect funding to C/CAG and cities.

Robinson also discussed bills for further discussion in March, including SB 852 (Dodd) – Resiliency Districts, AB 1690 (Rivas) – Outlawing Single-Use Tobacco Filters and other Products, and two other bills that “died” last year that will likely come back related to Stormwater and the Seamless effort. In addition, there is a new bill for the CEQA exemptions that will likely be discussed in March with other new bills.

There was no action needed on this Item 9.

10. Adjournment.

The meeting adjourned at approximately 6:10 P.M.

C/CAG AGENDA REPORT

Date: February 10, 2022

To: C/CAG Legislative Committee

From: Sean Charpentier, Executive Director

Subject: Update on scheduling meetings and topics of discussion with the San Mateo County Delegation early in the 2022-23 Legislative Session.

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

RECOMMENDATION

That the C/CAG Legislative Committee receive an update on scheduling meetings and topics of discussion with the San Mateo County Delegation early in the 2022-23 Legislative Session.

FISCAL IMPACT

N/A

SOURCE OF FUNDS

N/A

BACKGROUND

Staff and consultants, Matt Robinson and Andrew Antwih, of Shaw, Yoder, Antwih, Schmelzer, & Lange (SYASL), will provide an update on potential priority legislative issues for discussion with the SMC delegation early in the legislative session. SYASL staff have successfully scheduled meetings with both Mullin and Becker for March 8th or March 10th, respectively. Those meeting are focused on budget requests for one transportation and two stormwater projects in San Mateo County. Future meetings with the delegation will be focused on additional C/CAG priorities.

Staff recommends receiving an update and looks forward to input from Committee members.

ATTACHMENTS

None.

C/CAG AGENDA REPORT

Date: March 10, 2022

To: C/CAG Legislative Committee

From: Sean Charpentier, Executive Director

Subject: Review legislative update and, if appropriate, recommend approval of C/CAG legislative policies, priorities, or positions. (A position may be taken on any legislation, including legislation not previously identified in the legislative update. Action is only necessary if recommending approval of a policy, priority, or position.)

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

RECOMMENDATION

That the C/CAG Legislative Committee review the legislative update and, if appropriate, recommend approval of C/CAG legislative policies, priorities, or positions. (A position may be taken on any legislation, including legislation not previously identified in the legislative update. Action is only necessary if recommending approval of a policy, priority, or position.)

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 full C/CAG Board. 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 since the Committee last met on February 10, 2022. The Legislature has begun the second year of the 2021-22 legislative session. The deadline for introduction of new bills for the session was February 18, 2022, and approximately 2100 new bills have been introduced for year two.

C/CAG is pursuing budget funding requests with members of the delegation for projects benefitting San Mateo County. C/CAG staff, joined by staff from the San Mateo County Transportation Authority, met with staff from Senator Becker and Assembly Member Mullin's Offices in mid-January to brief them on our asks. One request for \$10 million is for the construction phase of the US 101/SR 92 Interchange Area Improvements project. The other is a dual-purpose request for \$10

million for a stormwater project at Red Morton Community Park in Redwood City and for completing design work with Caltrans on a stormwater project in San Bruno, near the Hwy 380-280 interchange.

At this Committee meeting, the Committee will begin reviewing bills of interest and recommended positions to be shared with the C/CAG Board. The bills for discussion and any current or recommended positions, are provided in Attachment 1 to this staff report.

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 2022 legislation websites for the San Mateo County delegates for information only.

ATTACHMENTS

1. C/CAG Legislative Update, March 1, 2022 from Shaw Yoder Antwih Schmelzer & Lange

Below are informational links:

2. [Recent Joint ABAG MTC Legislation Committee Agendas](#)
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 Assemblymember 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://syaslparkers.com/clients/>



March 1, 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 – March 2022**

Legislative Update

The second year of the 2021-22 Legislative Session is underway. Lately, the Legislature has been focused on budget committee meetings to hear the Governor’s Fiscal Year 2022-23 budget proposals. In parallel to the budget review, Legislators have been busy introducing, with approximately 2100 bills introduced in the second year of the two-year session before the February 18 [bill introduction deadline](#). Policy committees will begin hearing bills the week of March 7.

Governor Newsom Names Toks Omishakin Secretary of California State Transportation Agency

On February 7, Governor Newsom announced the appointment of Toks Omishakin to the role of Secretary of the California State Transportation Agency (CalSTA). Omishakin, who will succeed Acting CalSTA Secretary Elissa Konove, currently serves as Director of the California Department of Transportation (Caltrans). As you may recall, Konove was elevated to the role of Acting CalSTA Secretary, following the resignation of David Kim from his role of CalSTA Secretary earlier this year. Omishakin officially became the CalSTA on February 28. Steven Keck will serve as Acting Caltrans Director while a larger search for Omishakin’s replacement is conducted.

Budget Requests

As you are aware, C/CAG is pursuing budget funding requests with members of our delegation for two projects benefitting San Mateo County. C/CAG staff, joined by staff from the San Mateo County Transportation Authority, met with staff from Senator Becker and Assembly Member Mullin’s Offices in mid-January to brief them on our asks. As a reminder, one is a request for \$10 million for the construction phase of the US 101/SR 92 Interchange Area Improvements project. The other is a dual-purpose request for \$10 million for a stormwater project at Red Morton Community Park in Redwood City and for completing design work with Caltrans on a stormwater project in San Bruno.

Bills of Interest

SB 852 (Dodd) Climate Resilience Districts

Existing law authorizes certain local agencies to form a community revitalization authority (authority) within a community revitalization and investment area to carry out provisions of the Community Redevelopment Law in that area for purposes related to, among other things, infrastructure, affordable

housing, and economic revitalization. [This bill](#) would authorize a city, county, city and county, special district, or a combination of any of those entities to form a climate resilience district for the purposes of raising and allocating funding for eligible projects and would define “eligible project” as projects that address sea level rise, extreme heat, extreme cold, the risk of wildfire, drought, and the risk of flooding. The bill would authorize the district to provide property tax increment revenues to the district, and/or other tax revenues, levying a benefit assessment, special tax, property-related fee, or other service charge or fee consistent with the requirements of the California Constitution. ***We recommend C/CAG SUPPORT this bill with amendments. The suggested amendments would propose to add JPAs to the list of eligible participants and to include stormwater in the following sections:***

62302. (b) “Eligible project” means a capital project that is designed and implemented to address climate change mitigation or adaptation, including, but not limited to, all of the following:

- (1) A project that addresses river, bay, or sea level rise, including sea walls, wetlands restoration, erosion control, and levies.
- (2) A project that addresses extreme heat, including constructing, improving, or modifying new or existing facilities.
- (3) A project that addresses extreme cold, rain, or snow, including constructing, improving, or modifying new or existing facilities.
- (4) A project that addresses the risk of wildfire, including establishing fire breaks, prescribed burning, structure hardening, and vegetation control.
- (5) A project that addresses drought, including multiuse land repurposing, **stormwater capture and use**, groundwater replenishment, groundwater storage, and conjunctive use.
- (6) A project that addresses the risk of flooding, including structure elevation or relocation, wetlands restoration, flood easements, **stormwater infrastructure**, and levees.

SB 917 (Becker) Seamless Bay Area

[This bill](#) would require the Metropolitan Transportation Commission (MTC) to develop and adopt a Connected Network Plan, adopt an integrated transit fare structure, develop a comprehensive, standardized regional transit mapping and wayfinding system, develop an implementation and maintenance strategy and funding plan, and establish open data standards to support a more integrated public transportation network in the nine-county San Francisco Bay Area. This bill would also require the region’s transit agencies to comply with those established integrated fare structure, regional transit mapping and wayfinding system, implementation and maintenance strategy and funding plan, and open data standards. SamTrans staff has been meeting with Senator Becker’s staff to discuss the bill and provide input. ***We recommend C/CAG MONITOR this bill.***

SB 922 (Wiener) CEQA Exemptions for Transit

[This bill](#) would permanently extend statutory exemptions from the requirement of the California Environmental Quality Act for clean transportation projects that make streets safer for walking and biking; speed up bus service on streets and improve its on-time performance; support faster bus service on state highways; expand carpooling; and improve wayfinding for people using transit, biking, or walking. This bill would similarly permanently extend CEQA exemptions for the construction of infrastructure of facilities to charge or refuel zero-emission transit vehicles; and the building of new bus and light rail stations or terminals. This bill is a follow up to SB 288 (Wiener, 2020) which SamTrans supported. ***We recommend C/CAG SUPPORT this bill.***

AB 1690 (Rivas, et al.) Single Use Tobacco Products

Beginning January 1, 2023, [this bill](#) would outlaw the sale of single-use cigarette filters, e-cigarettes, and vape products with the goal of improving public health and reducing related environmental pollution. The bill would set a fine of \$500 per offense and notes that a single violation includes the sale of 1-20 items. Supporters of the bill highlight the coastal pollution accumulated from decades of discarded non-biodegradable cigarette butts, along with the health costs to smokers, and the local costs from clean-up efforts. ***We recommend C/CAG MONITOR this bill.***

AB 1817 (Ting) PFAS Ban in Textiles

Beginning January 1, 2023, existing law prohibits any food packaging that contains regulated perfluoroalkyl and polyfluoroalkyl substances or PFAS and requires a manufacturer to use the least toxic alternative when replacing regulated PFAS in food packaging. Existing law will also prohibit the sale and distribution of any new juvenile product that contains regulated PFAS chemicals. [This bill](#) would prohibit, beginning January 1, 2024, any person from selling or distributing any textile articles that contain regulated PFAS, and requires a manufacturer to use the least toxic alternative when replacing regulated PFAS in textile articles to comply with these provisions. ***We recommend C/CAG SUPPORT this bill.***

AB 1944 (Lee) Brown Act Changes

[This bill](#) would make changes to the Brown Act to clarify that if a member of a legislative body elects to teleconference from a location that is not public, the address does not need to be identified in the notice and agenda or be accessible to the public. This bill would also require all public meetings of a legislative body using teleconferencing to provide a video stream accessible to members of the public and an option for members of the public to address the body remotely during the public comment period through an audio-visual or call-in option. ***We recommend C/CAG MONITOR this bill.***

AB 2097 (Friedman) Parking Minimums

This bill would prohibit a public agency from imposing a minimum automobile parking requirement, or enforcing a minimum automobile parking requirement, on residential, commercial, or other development if the development is located on a parcel that is within one-half mile of public transit. The bill does not preclude any requirement imposed on a new multifamily residential or nonresidential development to provide ev charging or accessible spaces. ***We recommend C/CAG OPPOSE this bill.***

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

[This constitutional amendment](#) would lower the necessary voter threshold from a two-thirds supermajority to 55 percent to approve local general obligation bonds and special taxes for affordable housing and public infrastructure projects, including public transit. The C/CAG Board supported a nearly identical measure, also ACA 1 (Aguiar-Curry), in 2019. ***The C/CAG Board SUPPORTS this bill.***