

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*

MEETING AGENDA

C/CAG Legislative Committee

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

Members: Davina Hurt (C/CAG Chair), Ricardo Ortiz (C/CAG Vice-Chair)
Elizabeth Lewis, Karen Cunningham, Lisa Gauthier,
Anders Fung, Sue Vaterlaus, Michael Salazar

June 9, 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/84394696307?pwd=-SrVxp7K1Kom-eh0R31FiCfkU0Cm0B.1>

Meeting ID: 843 9469 6307

Passcode: 060922

Join by Phone:

(669)900-6833 US (San Jose)

Meeting ID: 843 9469 6307

Passcode: 060922

Find your local number: <https://us02web.zoom.us/j/84394696307?pwd=-SrVxp7K1Kom-eh0R31FiCfkU0Cm0B.1>

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 May 12, 2022.	Action Papan	Pages 4-7
6.	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 8-12
7.	Adjournment	Papan	

Next Meeting: July 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 Courtyard, 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: June 9, 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 May 12, 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 May 12, 2022.

ATTACHMENTS

1. Draft C/CAG Legislative Committee Meeting Minutes, May 12, 2022

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

**Draft Meeting Minutes
May 12, 2022 Meeting**

Staff and Guests Attending:

C/CAG Staff:

Sean Charpentier, Kim Springer, Melissa Andrikopoulos, Reid Bogert, Jeffrey Lacap, Kaki Cheung, Susy Kalkin, Eva Gaye, Audrey Shiramizu

Legislative Consultant:

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

Others Attending:

Tate Hanna -Senator Weiner Staff, Drew – Public

1. Call to Order.

Chair Papan called the meeting to order at approximately 5:16 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 nine was present at roll call as shown below.

Agency	Name	May 12, 2022
Atherton	Elizabeth Lewis	X
Belmont	Davina Hurt	X
Brisbane	Karen Cunningham	X
Burlingame	Ricardo Ortiz	X
East Palo Alto	Lisa Gauthier	
Millbrae	Gina Papan (Chair)	X
Millbrae	Anders Fung	X
Pacifica	Sue Vaterlaus	X
San Bruno	Michael Salazar	X
San Carlos	Adam Rak (Vice Chair)	X

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

There were no written or public comments.

5. Review and approve the Legislative Committee meeting minutes from the meeting held on April 14, 2022.

The Committee approved the meeting minutes from the March 10, 2022 C/CAG Legislative Committee Meeting. Member Vaterlaus motioned approval, seconded by Member Cunningham. Roll call vote was taken. Motion passed (9,0,0).

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

Consultants Matt Robinson and Andrew Antwih mentioned that, after May 11, as bills start moving to committees, they will look for opportunities for C/CAG leadership to support positions taken on bills this session. The consultants also mentioned that, due to the expected larger surplus, that legislators may have additional discretionary funds for C/CAG projects already proposed to them early in the session.

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.)

Note: This Item was taken before Item 6 on the agenda.

Due the attendance of Senator Wiener's Office staff, Tate Hanna, the Committee took up conversation on Senate Bill 922. Board Chair Hurt explained that this bill follows the previous SB 288 prior to it sunseting CEQA exceptions. SB 922 has undergone amendments since the Committee and C/CAG Board voted to oppose this bill. Tate Hanna explained the amendments the bill has undergone and the across-the-board support the bill now has in California. Committee members discussed concerns and aspects of the bill, including: local process for siting Hydrogen fueling, high-speed rails ability to leverage SB 922 as written, and the definition of housing. The Committee voted to support the bill with amendment, expanding the housing protection to include both affordable and regular housing, so that the language in the bill reads just "housing".

Member Rak motioned to Support with the aforementioned amendment, seconded by Member Hurt. A roll call vote was taken. Motion passed (9,0,0).

Legislative consultants Matt Robinson and Andrew Antwih shared the timeline for bills moving forward in the legislature and the imminent May Revise budget to be released by the Governor the following day. The consultant added the potential for a much larger surplus that was initially projected, as well as initial details on the gas tax relief package discussed and positioned by the committee at the April meeting. Robinson then discussed additional bills, on which the Committee could consider taking positions:

AB 2011 (Wicks) Ministerial Housing Approvals in Commercial Zones: After discussion and concerns by the Committee about local control and the definition of parking, Committee Member

Rak made a motion to oppose, seconded by Member Ortiz. A roll call vote was taken, passing unanimously (8,0,0). Member Hurt, who was traveling was not present for the vote.

AB 1778 (Garcia) Prohibition on Highway Projects: After discussion, the Committee decided to simply watch this bill.

8. Adjournment.

The meeting adjourned at approximately 6:27 P.M.

C/CAG AGENDA REPORT

Date: June 9, 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 and votes on positions taken by the Committee, that arise out of the committee meetings, 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. The Legislature is well into the second year of the 2021-22 legislative session, into which approximately 2100 new bills were introduced. Spring Recess was from April 7th to April 18th this year and the first round of Policy Committee hearings concluded on May 6. The next round of hearing is beginning.

The Legislative Committee may also discuss the need, based on current or past bills voted on by the Committee, current funding requests, or sponsorship of legislation, for meetings with delegation.

C/CAG continues to pursue budget funding requests with members of the State delegation for

projects benefitting San Mateo County. C/CAG staff, joined by staff from the San Mateo County Transportation Authority, met with Senator Becker and Assembly Member Mullin in mid-March to present and respond to questions posed by the delegates. 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 continue reviewing bills of interest and recommended positions to be shared with the C/CAG Board. Bill positions discussed at past Committee meetings 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, May 31, 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
 - [2022 Legislation from Assemblymember Marc Berman](#)
 - [2021 Legislation from Assemblymember Kevin Mullin](#)
 - [2022 Legislation from Assemblymember Phil Ting](#)
 - [2021 Legislation from Senator Josh Becker](#)
 - [2022 Legislation Senator Scott Wiener](#)
8. Current client roster for Shaw Yoder Antwih Schmelzer & Lange - <https://syaslparkers.com/clients/>



May 31, 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 – June 2022**

Legislative Update

On May 13, Governor Newsom released his [update of the Fiscal Year 2022-23 budget](#), otherwise known as the May Revision, based on the latest economic forecasts available to the Governor and the Department of Finance. The May Revision reflects a \$49.2 billion discretionary surplus and includes historic investments in the Administration’s top priorities, including women’s and LGBTQ+ rights, healthcare, pandemic relief, education access, transportation infrastructure, clean energy, combatting climate change, wildfires, emergency response, and drought. The Legislature is required to send the Governor a budget by June 15. The Senate, Assembly, and Administration will work to find agreement on their differences in the weeks ahead to meet the deadline. The state fiscal year begins July 1. C/CAG has sent a letter outlining some of its main priorities for the budget, in addition to the requests outlined below.

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 With Positions

SB 852 (Dodd) Climate Resilience Districts – SUPPORT IF AMENDED

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.

SB 917 (Becker) Seamless Bay Area – *SUPPORT IN CONCEPT*

[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.

SB 922 (Wiener) CEQA Exemptions for Transit – *SUPPORT IF AMENDED*

[This bill](#) would extend, until January 1, 2030, 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 also extend exemptions for the construction of infrastructure of facilities to charge or refuel zero-emission transit vehicles; active transportation and roadway improvements; and the building of new bus and light rail stations or terminals until January 1, 2030. C/CAG is requesting an amendment to prohibit any loss of housing from a project constructed under this bill’s provisions.

SB 1067 (Portantino) Parking Requirements – *OPPOSE*

[This bill](#) would prohibit a city, county, or city and county from imposing minimum automobile parking requirements on a housing development located within one-half mile of public transit and either dedicates 25 percent of the total units to very low, low-, and moderate-income households, students, the elderly, or persons with disabilities, or the developer demonstrates that the development would not have a negative impact on the local agency’s ability to meet specified housing needs and would not have a negative impact on existing residential or commercial parking within one-half mile of the project.

AB 1817 (Ting) PFAS Ban in Textiles – *SUPPORT*

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.

AB 1944 (Lee) Brown Act Changes – *SUPPORT IF AMENDED*

[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 suggest the author amend this bill to include an urgency clause so that it would take effect immediately.

AB 2011 (Wicks) Ministerial Housing Approvals in Commercial Zones – *OPPOSE*

This bill would create a ministerial (by-right) pathway for affordable and mixed-income housing development in commercially zoned areas, if certain conditions are met. These housing developments would need to meet specified affordability and site criteria, as well as objective development standards and be within a zone where office, retail, or parking are a principally permitted use. The bill would require a developer using the process to require that certain wage and labor standards will be met, including that all construction workers shall be paid at least the general prevailing rate of wages.

AB 2097 (Friedman) Parking Minimums – *OPPOSE*

[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.

AB 2622 (Mullin) Sales Tax Exemption for Transit Buses – *SUPPORT*

[This bill](#) would extend the sunset date from January 1, 2024 to January 1, 2026 on the state sales and use tax exemption for zero-emission buses (ZEBs) purchased by California public transit agencies. This bill is likely to be amended to shorten the sunset.

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

[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.