

# 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. 353

May 12, 2022

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

Vice Chair Ricardo Ortiz called the meeting to order at 6:30p.m. Roll call was taken.

Atherton	– Diane Hawkins
Brisbane	– Karen Cunningham
Burlingame	– Ricardo Ortiz
Colma	– John Goodwin
Daly City	– Pamela DiGiovanni
Foster City	– Richa Aswathi (arrive 6:41 p.m.)
Hillsborough	– Marie Chuang
Menlo Park	– Cecilia Taylor
Millbrae	– Gina Papan
Pacifica	– Sue Vaterlaus
Portola Valley	– Maryann Moise Derwin
Redwood City	– Diana Reddy
San Bruno	– Michael Salazar
San Carlos	– Adam Rak (departed – 7:19 p.m.)
San Mateo	– Diane Papan
South San Francisco	– Mark Nagales (departed – 7:43 p.m.)
Woodside	– Dick Brown
SMCTA (Non-Voting)	– Rico Medina

Absent:

Belmont  
East Palo Alto  
Half Moon Bay

San Mateo County  
SMCTD (Non-Voting)

Others:

Sean Charpentier	– C/CAG Executive Director
Mima Crume	– 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
Eva Gaye	– C/CAG Staff
Audrey Shiramiza	– C/CAG Staff
Leo Scott	– Gray-Bowen-Scott
Kara Vuicich	– MTC
Libby Nachman	– Alta Planning
Audrey Park	– Public Member
Chris DiPrima	– Public Member

Other members of the public attended.

2.0 BRIEF OVERVIEW OF TELECONFERENCE MEETING PROCEDURES

Clerk Crume gave an overview of the 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.*

Clerk Crume announced that there were no public comments.

4.0 PRESENTATIONS/ ANNOUNCEMENTS

4.1 Update on the Construction of San Mateo 101 Express Lanes Project. INFORMATION

The Board received a presentation update from Leo Scott on the Construction of San Mateo 101 Express Lanes Project. The work within the southern segment is totally complete and toll operations began on February 11, 2022, together with the VTA segment. Toll commencement for the northern segment is scheduled for the end of 2022.

4.2 Receive a presentation on the MTC's draft Transit Oriented Communities policy. INFORMATION

The Board received a presentation on the MTC's draft Transit Oriented Communities policy. The proposed TOC Policy will replace the 2005 Transit-Oriented Development (TOD) Policy included in the Regional Transit Expansion Program (MTC Resolution No.

3434). The Transit Oriented Communities (TOC) Policy will ensure that major regional investments in transit will be combined with land uses that are supportive of generating transit ridership, reducing GHG, and supporting equity. The MTC released an initial draft in January, and has significantly updated the draft TOC Policy in response to input from MTC Commissioners and regional stakeholders. The MTC intends to approve an updated TOC Policy this summer.

Board Member G. Papan asked if the menu would be tied to funding. Kara said the tie to funding is an overall TOC policy compliance and linked to eligibility for that 70% set aside for county investments as part of the future OBAG cycles. She has also asked to explain prevention of displacement from substandard conditions and code enforcement. Kara explained that the policies, programs for procedures designed to minimize the risk of displacement caused by substandard conditions, including through local Code enforcement activities this may include, but not be limited to, proactive rental inspection programs, assistance to landlords or property improvement in exchange for anti-displacement commitments and enhanced relocation assistance requirements for temporary displacement due to substandard conditions that pose an immediate threat to help at safety.

D. Papan commented that most of what's in the protection column has already been provided for in the state level.

Vice Chair Ortiz comments if we're all governed by the stabilization by the state, that would not count on the protection as one of them, unless we have additional City ordinance with the protections. Kara said that was correct and for example, rent stabilization, the description that's in the policy is that it would restrict annual rent increases based upon a measure of inflation or other metric with provisions exceeding those established by AB 1482.

Board Member Cunningham agrees with Board Member D. Papan. And has asked to explain the mobile home rent stabilization and tenant relocation assistance. Kara described that it restricts annual rent increases on mobile home residents based upon a measure of inflation or rather a metric. And the description of tenant relocation is policy or program that grants in legal protection from unreasonable, abusive or course of landlord behavior.

Board Member Taylor commented that she is actually on the other side of this. If these protections existed in the City of Menlo Park, her district probably would not have had the highest level of displacement city over the past seven years since the general plan has been adopted. These policies do not work unless the city is supporting them. She adds if there is data in keeping track of vacancy rates. She thinks we need data to back this up so we can substantiate why this needs to exist. She will continue to look at these policies/protection more in depth. Secondly, on the PDA, she has an area that is being developed that is formerly industrial that has zero transit, yet the city has approved 3335 units to be built under SB330. How would this program OBAG be able to address this non transit areas.

Kara said that OBAG is much more focused on infrastructure as opposed to transit service, but there are other opportunities to look at improving transit service to locations where additional growth is happening where there may not be transit right now. SamTrans may be a good place to reach out to.

Sean Charpentier chimed in and said it would be helpful to have a map of where this impacts in the San Mateo County in particular the BRT along El Camino, will this include any transit in the Dumbarton corridor.

Kara responded and said it's hard to say exactly which locations are going to be affected since it is kind of a station-based policy.

Board Member Vaterlaus commented that the cities that don't have transportation are always left out of the funding. They would like transportation but don't have any on the coast. Also, various cities have voted against rent control by 70% and her city has voted against rent control as well. None of these items would work for lowering rent and getting rents lowered and keeping people in their properties.

Board Member G. Papan thanked her colleagues for sharing their questions because it helps her at MTC. And a follow-up on Board Member Taylor's comments, a lot of these protections listed cost money which many jurisdictions don't have. If that were related to state, that would be helpful, but to establish any one of these would be costly and not sure if that has been a part of the analysis or the data collection.

Vice Chair Ortiz asked who can they reach out if there are other comments. Board Member G. Papan suggested that letters from cities to MTC help her in the process.

Public member, Chris DiPrima, Airport Planner at San Francisco International Airport made a comment as they support the provision of housing and especially affordable housing within the county, this housing shouldn't compromise the diligent work that airports and communities that performed over the past half century to prevent these sorts of incompatible land uses. They are encouraging MTC not to privilege these new policies over these long-standing successful state laws governing airport land uses. SFO airport planning and environmental affairs would be happy to assist in the efforts and reach out separately to request a briefing.

Public member, Audrey Park, has echoed Chris DiPrima of the intent and the potential effects of these policies if adopted. And while it is great overall, there are unique local issues that they encourage MTC to explore and reach out to local cities, especially those around airport environments such as San Bruno, South San Francisco, Millbrae and Burlingame, to really understand their unique situations. The cities, the airport and the county has worked for decades trying to prevent developments that are incompatible with aircraft operations as it pertains to noise, aerospace and a public safety.

Board Member G. Papan asked the airport representatives to send a letter to MTC with specifics.

Kara has clarified that the policy is not specifying that a city plan or zone for particular land use, all its specifying that is if the city has decided that they want to allow residential uses on a particular parcel then it's only specifying the density of those residential uses.

Vice Chair Ortiz added if the airport restrictions make it such that they can't meet the requirements on those lists, then that's where the conflict arises.

## 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. 352 dated April 14, 2022.  
APPROVED
- 5.2 Review and approval of Resolution 22-28 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
- 5.3 Review and approval of Resolution 22-29 authorizing the C/CAG Executive Director to execute an agreement between C/CAG and the California Department of Transportation for FY2022-23 Sustainable Communities Planning Grant funding for development of a Vehicle Miles Traveled/Greenhouse Gas Model Mitigation Program in an amount of \$531,180.  
APPROVED
- 5.4 Review and approval of Resolution 22-30 determining that the proposed Gateway of Pacific Phase 4 Density Transfer Project, including General Plan, Specific Plan and Zoning Amendments for property located at 900 Gateway Boulevard, South San Francisco, is conditionally consistent with the Comprehensive Airport Land Use Compatibility Plan for the Environs of San Francisco International Airport.  
APPROVED
- 5.5 Review and approval of Resolution 22-31 determining that the proposed Southline Specific Plan, including General Plan, Specific Plan and Zoning Amendments for a 28.5-acre site located the intersection of South Maple and Tanforan Avenues, South San Francisco, is conditionally consistent with the Comprehensive Airport Land Use Compatibility Plan for the Environs of San Francisco International Airport.  
APPROVED
- 5.6 Review and approval of Resolution 22-32 authorizing the C/CAG Executive Director to execute a one-year funding extension with the City of Menlo Park for funding of two shuttles previously approved under the Joint C/CAG and San Mateo County Transportation Authority Shuttle Program for FY 2020/2021 and FY 2021/2022 in an amount not to exceed \$394,980, utilizing surplus allocation from the existing program.  
APPROVED
- 5.7 Review and approval of Resolution 22-33 authorizing the C/CAG Chair to execute Amendment No. 5 of the Iteris, Inc. Smart Corridor ITS Network Monitoring and Maintenance Support Agreement to add \$200,000 at a new not to exceed amount of \$720,484, and to extend the contract end date to June 30, 2023.  
APPROVED
- 5.8 Review and approval of Resolution 22-24 authorizing the C/CAG Chair to execute the Agreement with the San Mateo County Office of Education for the San Mateo County Safe Routes to School Program in an amount not to exceed \$425,386 for Fiscal Year 2022-23.  
APPROVED
- 5.9 Review and approval of Resolution 22-34 authorizing the C/CAG Chair to execute

Amendment No.3 to the Agreement with the City of East Palo Alto for the Addison Avenue Safe Routes to School and Green Streets Infrastructure Pilot Project, extending the contract term to June 30, 2023 for no additional cost. APPROVED

5.10 Review and approval of Resolution 22-35 authorizing the C/CAG Chair to execute Amendment No.2 to the funding agreement with Commute.org for the Carpool 2020 program, extending project completion date to June 30, 2023 at no additional cost. APPROVED

5.11 Approval of additional criteria to be added to the C/CAG Guidelines and process for the MTC One Bay Area Grant Cycle 3 (OBAG 3) County & Local Program. APPROVED

5.12 Review and approval of the appointment of Lissette Espinoza-Garnica, Councilmember of Redwood City, to fill a vacant elected member seat on the C/CAG Bicycle and Pedestrian Advisory Committee (BPAC). APPROVED

Board Member D. Papan (San Mateo) MOVED to approve the consent agenda items 5.1 through 5.12. Board Member Salazar SECONDED. Roll call was taken. **MOTION CARRIED 16-0-0** (San Carlos departed 7:19 p.m.)

## 6.0 REGULAR AGENDA

6.1 Review the initial draft, assumptions, and input on the C/CAG Fiscal Year 2022/23 Program Budget and Member Fees. APPROVED

The Board received a presentation from Executive Director, Sean Charpentier on the initial draft, assumptions, and input on the C/CAG Fiscal Year 2022/23 Program Budget and Member Fees.

Board Member Chuang MOVED to approve item 6.1. Board Member Cunningham SECONDED. Roll call was taken. **MOTION CARRIED 15-0-0.** (SSF departed 7:43 p.m.)

6.2 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.) APPROVED

C/CAG staff to the Legislative Committee, Kim Springer, gave an overview of items discussed at the Legislative Committee meeting, which met prior to the Board meeting. Springer mentioned that the Governor's May Revised Budget, specifically the anticipated surplus due out the following day may be as much as twice or more the amount originally projected, that the gas tax relief plan is also due to be released and will have additions. Springer reiterated the Committee and Board April position on the Plan: the \$400 per vehicle rebate up to two per household, the support for a means-based test for that rebate, additional funding for active transportation, free transit passes, and that the Committee also suggested an eventual letter include funding for affordable housing and stormwater. Springer shared pieces of legislation that were discussed: SB 922: (Wiener) CEQA Exemption for Clean Transportation Projects with Tate Hanna from the Senator's Office, and that the Committee voted to change their position to Support with Amendment, AB 2011 (Wicks) Ministerial Housing Approval in Commercial Zones: which the Committee

voted to Oppose.

Committee members discussed the gas credit item and suggested that the eventual letter support more than two cars. Springer reminded the Board that the letter was to include a means-based test and that could be considered as the “test” for the rebate with less concern on the number of vehicles. Board Member Brown suggested the Legislative Committee add an item related to C/CAG possible pushing back on RHNA numbers at a future meeting. There were no public comments.

For the gas tax rebate letter, a motion was made to support a \$400 per vehicle rebate base on means with no per household cap, additional funding for active transportation, free transit passes, and that there would be added dollars for both affordable housing and stormwater projects, on SB 922 a change to Support with Amendment to not define housing specifically as affordable, and on AB 2011 to Oppose.

Board Member Salazar MOVED to approve item 6.2. Board Member Vaterlaus SECONDED. Roll call was taken. **MOTION CARRIED 15-0-0.**

6.3 Receive an update on the San Mateo County Shared Micromobility Feasibility Study and Implementation Plan. INFORMATION

The Board received an update presentation on the San Mateo County Shared Micromobility Feasibility Study and Implementation Plan. Micromobility is a network of shared vehicles i.e., bicycle, e-bicycle, e-scooter or seated scooter. The purpose of using shared micromobility is to provide a quick and convenient option for short, one-way trips (usually 15-45 minutes). E-dvices give an electric “assist” to help new and experienced bike riders get around more easily.

Clerk Crume reported that there were no public comments.

Board of Director DiGiovanni asked if there were any other mechanism that do not have access who do not have access to internet. Kim Wever said as of right now we only have it online. Director DiGiovanni mentioned that a lot in the Bayshore area do not have internet.

Board of Director Taylor commented on the slide on equity focus areas, parts of Menlo Park is shaded but Menlo park isn’t listed as one of the area that’s included.

Libby Nachman responded and said that this is not a comprehensive and will adjust it. The comprehensive list is with the C/CAG BPAC.

Sean Charpentier added that the equity focus area is based on income and other demographics and it does pull in Belhaven. It does include the Belhaven neighborhood in Menlo Park.

## 7.0 COMMITTEE REPORTS

### 7.1 Committee Reports (oral reports)

None.

## 7.2 Chairperson's Report

None.

## 7.3 Board Members Report/Communication

MTC Commissioner G. Papan reported out that MTC has special meetings this month on megaprojects. She has complimented all the cities for submitting projects through C/CAG, more projects the better. And thanked everyone's participation on comments on the MTC report.

## 8.0 EXECUTIVE DIRECTOR'S REPORT

Sean Charpentier reported out that we recently released the call for projects for the OBAG3 cycle. It'll total about \$32M. We anticipate that the most successful projects will have a significant active transportation component. The call for projects was released yesterday and distributed to city staff and will continue to do marketing and outreach on this. It is a little bit of a tight turn around and the call for projects ends on July 1st at 12pm. We wanted to give sponsors as much time as possible to put together really regionally competitive projects. The second item is that C/CAC spent continuing its regional leadership on the stormwater issue, and in particular the MRP update and the regional update. The regional Board held their hearings yesterday and Reid Bogert was there to represent San Mateo County, but also represented pretty much every other permittee jurisdiction. There was about 85 that he was providing consolidated comments for. Throughout the MRP process, C/CAG, and staff have been very strategic and unified. And while we didn't get everything we wanted out of the permit, we think that they heard from us and we are one of the more active and unified entities. It was that was a success.

## 9.0 COMMUNICATIONS - Information Only

None

## 10.0 ADJOURNMENT – 8:40 p.m.