

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

**December 8, 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 Webinar:**

<https://us02web.zoom.us/j/85410123338?pwd=SWJlOFIsWVYxL3lKR3dHNWZSFARdz09>

**Webinar ID: 854 1012 3338**

**Password: 120822**

**Join by Phone: (669) 900-6833**

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](mailto: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.

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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 November 10, 2022.	Action Papan	Pages 4-7
6.	Review and approval of C/CAG Legislative Committee meeting calendar for 2023.	Action Springer	Page 8
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 9-12
8.	Second review of proposed list of focus areas for the 2023 legislative session.	Action Charpentier	Pages 13-21
9.	Adjournment	Papan	

**Next Meeting: January 12, 2022 (tentative)**

**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](mailto: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.

**Spoken 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 upon to speak.
5. When called upon, 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](mailto:scharpentier@smcgov.org)

**Transportation Systems Coordinator:** Kim Springer at [kspringer@smcgov.org](mailto:kspringer@smcgov.org)

**Administrative Assistant:** Mima Guilles (650) 599-1406

## C/CAG AGENDA REPORT

Date: December 8, 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 November 10, 2022.

(For further information, contact Kim Springer at [kspringer@smcgov.org](mailto:kspringer@smcgov.org))

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### RECOMMENDATION

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

### ATTACHMENTS

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

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

**Draft Meeting Minutes  
November 10, 2022 Meeting**

**Staff and Guests Attending:**C/CAG Staff:

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

Legislative Consultant:

Andrew Antwih

Others Attending:

Marc Hershman - PCE, Drew – Public

**1. Call to Order.**

Chair Papan called the meeting to order at approximately 5:18 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 eight was present at roll call as shown below.

<b>Agency</b>	<b>Name</b>	<b>11/10/2022</b>
Atherton	Elizabeth Lewis	X
Belmont	Davina Hurt	
Brisbane	Karen Cunningham	
Burlingame	Ricardo Ortiz	X
East Palo Alto	Lisa Gauthier	X
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 September 16, 2022.**

The Committee approved the meeting minutes from the September 16, 2022 C/CAG Legislative Committee Meeting. Member Salazar motioned approval, seconded by Member Vaterlaus. Roll call vote was taken. Motion passed (8,0,0).

**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.)**

Chair Papan shared an update on election of a state assembly speaker and other meeting participants and Committee members discussed results of state propositions and local measures. C/CAG Executive Director Charpentier began review updates presented in the Show Yoder legislative update attachment to this item's staff report.

Andrew Antwih joined the meeting and share that new legislators will be sworn in on December 5, 2023 and may begin introducing new legislation that same day. New legislation may be introduced through February 17, 2023. Shaw Yoder is also eagerly watching the process for potential election of a new speaker for the State Assembly and other changes in committee leadership. In all there will be 30 changes in legislators and resulting staff changes.

The Committee discussed other bills from last session, including the Seamless Bill (Becker) and the possibility of housing being a key topic of the 2023-24 Legislative Session. Governor Newsome appears dissatisfied with the aggressiveness of housing plans submitted by cities, as the rate of homelessness continues to increase. Newsome has called for a meeting with local officials on this topic before the start of the Legislative Session. It's likely that there will be pressure to submit bills support aggressive moves towards affordable housing.

Member Papan shared that the Governor has a group of 13 cities for which he is focused on housing, but that SMC, with it's zero homelessness goal, is not included in the discussion. Andrew Antwih suggested that C/CAG makes sure the SMC delegation is aware of the success of local efforts. Members Papan and Rak both suggested C/CAG be more aggressive and invite a meeting with the Governor, the SMC delegation and elected to share the programs and successes. There was further discussion about housing, including ADUs, and when units are credited as housing, and when they are not. Member Vaterlaus mentioned AB 1094 for follow up by Shaw Yoder; legislation that Pacifica worked on with Senator Becker. Finally, Director Charpentier asked about the State budget and Andrew Antwih shared that a budget deficit between \$7B and \$21B is expected.

**7. Review of proposed list of focus areas for the 2023 legislative session.**

Director Charpentier reviewed the suggested budget asks and legislative focus areas presented in this item's staff report for review and discussion by the Committee. No action would be needed this month, only additions or removals, and discussion. Staff recommended no update to the 2022 list of C/CAG Legislative Priorities for the 2023 year session. Director Charpentier

continued to the Multi-family Dwelling focus area, and the CalPERS retirement real estate portfolio.

The Committee discussed the need for Brown Act reform and what other agencies may be interested in joining C/CAG in its efforts. Member Papan suggested that MTC may also be interested. Committee members strongly support this focus area for 2023. Chair Papan suggested a joint meeting with Director Charpentier, Member Papan, and C/CAG Counsel with MTC staff. Staff suggested inquiries to both CalCOG and CSAC.

Director Charpentier moved on to the idea of supporting legislation funding CARB to complete GHG emission inventories for all cities and Counties in the State of California. There was additional discussion about the effects of SFO and how those emissions are or are not counted. In addition, staff presented the CALPERS real estate portfolio legislative action, which was met with great support. Director Charpentier share suggested future session focus areas; both Vehicle License Fee increase and updating C/CAG Congestion Management Program statute to integrate VMT and GHG into the statute.

Chair Papan suggested that Committee members should share their ideas for legislative focus areas for the 2023 session before the next Committee meeting.

**8. Update on RFP process completed for procuring State Legislative Advocacy Service for legislative sessions 2023 through 2025.**

Staff, Kim Springer, shared that the current contract with Shaw Yoder expires on December 31, 2022, so staff completed a procurement process for a new agreement. An RFP was posted, and two proposals were received, one from Shaw Yoder and another from Corbin and Kaiser. After review by a selection committee and interviews, Shaw Yoder Antwih Schmeltzer & Lange, Inc. was selected. There was a discussion about the procurement process, the selection decision, and Vice-chair Rak suggested that he would have preferred that Committee staff more were involved, as a suggestion for the next legislative consultant procurement.

Approval of the agreement is on the C/CAG Board consent calendar for it's meeting this same evening.

**9. Adjournment.**

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

**Next meeting is December 8, 2022.**

## C/CAG AGENDA REPORT

Date: December 8, 2022

TO: C/CAG Legislative Committee

From: Sean Charpentier, Executive Director

Subject: Review and approval of C/CAG Legislative Committee meeting calendar for 2023.

(For further information, contact Sean Charpentier [scharpentier@smcgov.org](mailto:scharpentier@smcgov.org))

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**Recommendation:**

That the Committee review and approve C/CAG Legislative Committee meeting calendar for 2023.

**Fiscal Impact:**

None.

**Background/Discussion:**

The following schedule for 2023 C/CAG Legislative Committee meetings is proposed. All meetings start at 5:15 P.M.

January 12<sup>th</sup>

February 9<sup>th</sup>

March 9<sup>th</sup>

April 13<sup>th</sup>

May 11<sup>th</sup>

June 8<sup>th</sup>

July 13<sup>th</sup>

August - no meeting

September 14<sup>th</sup>

October – no meeting

November 9<sup>th</sup>

December 14<sup>th</sup>

**Attachments:**

None.

**C/CAG AGENDA REPORT**

Date: December 8, 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](mailto:kspringer@smcgov.org))

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**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, or that arise out of the committee meetings, are reported to the full C/CAG Board.

The attached report may include various 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 legislative session has ended, as of November 30, 2022. The new session begins on December 5, 2022.

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 or letter supporting or opposing bills on the Governor's desk.

In the 2022 session, C/CAG pursued budget funding requests with members of the delegation for two

projects benefitting San Mateo County, requests for \$10 million for the construction phase of the US 101/SR 92 Interchange Area Improvements project, and a dual-purpose request for \$10 million for a stormwater project at Red Morton Community Park in Redwood City and completion of design work with Caltrans on a stormwater project in San Bruno near the Hwy 380-280 interchange. These requests did not receive funding. However, Assemblymember Mullin did add a San Bruno/Millbrae bike lane request for \$760,000 into the budget “true up” bill at the end of the committee session.

At this Committee meeting, the Committee will mainly receive updates on the legislative calendar for 2023, State budget updates, and any additional information from Sacramento on the final bills, a potential special session, or expectations for the 2023 session, based on election results.

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, November 30, 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. [2023 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://syaspartners.com/clients/>



November 30, 2022

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

From: Matt Robinson, Andrew Antwih and Silvia Solis Shaw  
Shaw Yoder Antwih Schmelzer & Lange

Re: **STATE LEGISLATIVE UPDATE – December 2022**

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***Legislative Update***

The Legislature remains on recess and as we noted last month, formally adjourns the 2021-22 Legislative Session “sine die” at midnight on November 30. The new session will convene on December 5 for a one day organizing session, with members returning to their districts until January 4. Shortly after the Legislature reconvenes in January, the Governor will release the Fiscal Year 2023-24 Proposed Budget on, or around, January 10. The Legislative Calendar, which sets the deadlines for the year, has been released and can be viewed [here](#). Please note: February 17 marks the last day to introduce bills.

***November General Election Update***

The 2022 General Election took place on Tuesday, November 8. In the California State Legislature, 100 of the 120 seats were up for election or re-election, including 20 Senate seats (10 seats open, 10 incumbents running for re-election) and 80 Assembly seats (24 seats open, 56 incumbents running for re-election). Democrats in both houses are poised to maintain super-majorities. C/CAG will see a new face in its legislative delegation with Council Member Diane Papan being elected in Assembly District 21. Once the Legislature reconvenes in early-December, C/CAG will be represented by Senators Becker and Wiener, and Assembly Members Berman, Papan, and Ting. To view current results, please visit the Secretary of State’s [website](#). The Secretary of State has until the middle of December to certify the results.

***Assembly Leadership Change***

Shortly after election night, the Assembly Democrats met informally in Sacramento to discuss who will lead the Caucus in 2023 and beyond. For months, it had been no secret that Assembly Member Rivas was vying for the Speakership, while current Speaker Rendon worked to hold the Assembly’s top spot. On November 10, after a Caucus meeting that lasted close to six hours, it was [revealed](#) that an agreement had been reached which would allow Speaker Rendon to maintain his role until June 30, 2023, at which point “Speaker-elect” Rivas would assume the leadership post. It is not yet clear what this means for the selection of other Assembly leadership posts or the selection of committee chairs and members. However, these details should emerge soon.

***Final Guidelines and Call for Projects for Transit and Intercity Rail Capital Program (Cycle 6) Released***

On November 15, the California State Transportation Agency (CalSTA) released the final program guidelines and a call for projects for the Transit and Intercity Rail Capital Program (TIRCP) – Cycle 6. The final guidelines, comparison document, and the call for projects are available on the [CalSTA website](#). CalSTA expects to award a minimum of \$1.8 billion to existing TIRCP projects by January 31, 2023. Applications for new projects and high-priority grade separations are due February 10, 2023. CalSTA expects to announce the latter awards by April 24, 2023.

***Transformative Climate Communities Draft Guidelines (Round 5) Released***

The [California Strategic Growth Council](#) (SGC) released the Transformative Climate Communities Program (TCC) [Round 5 Draft Program Guidelines](#) for public comment on November 21, 2022. SGC will accept public comments through December 21, 2022. Final Guidelines, Notice of Funding Availability, and Application Release are expected in Spring 2023, with awards in the Fall of 2023.

***CARB Adopts FY 2022-23 Funding Plan for Clean Transportation Incentives***

On November 17, the California Air Resources Board (CARB) approved the \$2.6 billion [Fiscal Year 2022-23 Funding Plan for Clean Transportation Incentives](#). The investments are part of California's comprehensive strategy for improving air quality and reducing greenhouse gas emissions in the transportation sector.

**C/CAG AGENDA REPORT**

Date: December 8, 2022  
To: C/CAG Legislative Committee  
From: Sean Charpentier, Executive Director  
Subject: Second review of proposed list of focus areas for the 2023 legislative session.

(For further information or response to questions, contact Kim Springer [kspringer@smcgov.org](mailto:kspringer@smcgov.org))

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**RECOMMENDATION**

That the C/CAG Legislative Committee complete a second discussion of proposed focus areas for the 2023 legislative session.

**FISCAL IMPACT**

None

**BACKGROUND**

Staff, the Legislative Committee, and C/CAG's legislative consultant have agreed that it makes sense for the C/CAG Legislative Committee and the C/CAG Board to consider initiatives to focus on the upcoming legislative sessions. The 2022 legislative session ended on November 30, 2022, and the 2023 session begins on December 5. The 2023 [Legislative Calendar](#) was released in early-November and contains the legislative deadlines for the first year of the 2023-24 Legislative Session. The last day to introduce new bills is February 17, 2023, so both establishing C/CAG's focus areas and appropriately communicating those to the Delegation is important.

The adopted 2022 Legislative Policies are included as Attachment 1. The Legislative Policies are comprehensive and reflect significant modifications in 2020 and 2021. Accordingly, staff do not recommend changes at this time.

There two categories of "focus areas" that staff are in discussion with the Legislative Committee: Legislative ideas, and funding requests.

#1. Legislative ideas are potential areas for C/CAG to sponsor legislation or work closely with others to sponsor legislation. Sponsoring legislation can be very resource intensive, and staff need to focus its efforts on issues that are central to C/CAG's mission, actionable, and have a reasonable chance of success. In addition, C/CAG does not have dedicated Government Affairs staff, and have to be judicious in our resources in pursuing legislative change.

C/CAG staff have suggested focus areas and have met with C/CAG's legislative consultant to review and consider those submitted. After consultant input, a proposed list was presented to the C/CAG Legislative Committee at the November 10, 2022 meeting as initial starting points for discussion. Each include a reminder of feedback on Legislative Ideas from the Legislative Committee at the November 10, 2022 meeting.

- a) Brown Act Reform – effort to allow virtual/in-person hybrid meetings for agency **advisory committees** making non-binding decisions.

This idea was strongly supported by the Committee, and it was suggested staff and the consultant reach out to MTC and other agencies.

- b) CARB – GHG Emission Inventories – work to support legislation or budget actions that would provide funding for CARB to produce GHG emission inventories for every city and county in California.

The Committee understood the potential value of this idea and that there have been regional/State discussions with CARB staff on this.

- c) Multi-Family Dwelling Incentives – effort to establish State incentive program to initiate projects at multi-family dwellings in California, for electrification, EVSE, and rainwater capture.

The Committee understood the value and need for this for consideration.

- d) Researching green investment requirements for CALPERS real estate portfolio.

The Committee strongly supported this idea, especially based on the experience of the City of Burlingame on this issue.

- e) Recommended for future Legislative Sessions:

- Updating State Statute to increase the maximum potential VLF, which is currently established at \$10. C/CAG raises \$10 VLF as part of its Measure M program.
- Updating Congestion Management Program (CMP) statute to include metrics for VMT as well as LOS.

#2. C/CAG submits specific funding requests to our State and Federal Delegation. The funding requests are generally for regional projects that C/CAG has been investing in, projects that span multiple jurisdictions and require regional support, as well as innovative topics such as a laundry to landscape pilot.

In 2022, C/CAG directly submitted 5 funding requests for up to \$21 million in funding. C/CAG has been successful in securing approximately \$3.1 million for requests “a” and “b” below. The opportunity to submit specific budget requests in the upcoming year is not clear because of the impact

of a potential recession, potential changes in political leadership in Congress, and whether we are successful in applying for SB1 funding for 92/101 Area Improvements. At the November 10, 2022 meeting, staff recommended that, if the opportunity to apply for member directed funding exists, we continue to seek funding for requests “c through e” below.

- a) **\$760k for Bike lane on El Camino Real in Millbrae and San Bruno (Assembly Member Mullin included in State Budget).**
- b) **\$2.4m for San Bruno Multi Benefit Regional Stormwater Project, San Bruno (Congresswoman Speier) included in the House approved Budget.**
- c) \$480k for Laundry to Landscape pilot.
- d) \$5m-\$10m for 92/101 Area Improvements and Multi Modal Project.
- e) \$8m for Red Morton Multi Benefit Regional Stormwater Project, Redwood City.

Staff recommends the C/CAG Legislative Committee have a second discussion of the proposed focus areas, and provide initial feedback during the December meeting. It is further recommended that these items be finalized at this Legislative Committee meeting to share the December C/CAG Board meeting, allowing time for discussion with the California delegation, early in the 2023 Legislative Session.

#### **ATTACHMENT**

1. Approved 2022 Legislative Policies.

**Draft - C/CAG LEGISLATIVE POLICIES FOR 2023**

(from February 10, 2022)

***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, 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 impact local housing and land-use authority and oppose and 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, 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, 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, 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 as it affects our San Mateo County region.
- 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, 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, including expanding community broadband access and technological advancements to encourage telecommuting, and others 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 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 programs 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 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 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.
- 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.

***Policy #9 - Protection of water user rights and access to sustainable water supply***

- 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, resources for 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.