



Legislative Action Committee Meeting Agenda

Virtual Meeting via Zoom
March 10, 2022 6:00 PM

Register for Zoom webinar [\[HERE\]](#) View YouTube Livestream [\[HERE\]](#)

More info on public comment and accessibility given at the end of the agenda.

Discussion & action may be taken on any of the items below. Times are approximate.

WELCOME AND ROLL CALL (Fligor)

1. Consent Agenda
Approval of February Legislative Action Committee Meeting Minutes <i>Attachment:</i> Minutes
2. Energy and Decarbonization-Related Legislative Landscape and Issues
Presented by SVCE CEO Girish Balachandran and SVCE Government Affairs Manager, Bena Chang <i>Attachment:</i> Presentation Slides

3. AB 1944 – Brown Act Modernization (Discussion and Action)
Discussion facilitated by Assemblymember Alex Lee. <i>Potential action:</i> Vote to recommend to the Cities Board to adopt a position (oppose, support, no position) on AB 1944. <i>Attachment:</i> AB 1944 Fact Sheet
4. The California Legislature: What to expect in 2022?
Presentation by Melanie Peron, CalCities <i>If available, slides will be linked on agenda packet webpage once received from presenter.</i>
5. Announcements and Future Agenda Items (Committee Members)
6. Informational Item(s)
<ul style="list-style-type: none">• 2022 Tentative Legislative Calendar (Revised 10.21.21) <i>Attachment:</i> Calendar

PUBLIC COMMENT

ADJOURNMENT

PUBLIC COMMENT

Members of the public wishing to comment on an item on the agenda may do so in the following ways:

1. Email comments to audin@citiesassociation.org
 - Emails will be forwarded to the Legislative Action Committee
 - **IMPORTANT:** identify the Agenda Item number in the subject line of your email. All emails received will be entered into the record for the meeting.
2. Provide oral public comments during the meeting:
 - When the Chair announces the item on which you wish to speak, click the “raise hand” feature in Zoom. Speakers will be notified shortly before they are called to speak.
 - When called to speak, please limit your comments to the time allotted (up to 3 minutes, at the discretion of the Chair).
 - Phone participants:
 - *6 - Toggle mute/unmute
 - *9 - Raise hand

ACCESSIBILITY

We strive for our meetings and materials to be accessible to all members of the public. Those requiring accommodations to participate in this meeting may contact our Office Assistant at audin@citiesassociation.org. Notification at least three business days prior to the meeting will allow us to best meet your needs.



Legislative Action Committee Meeting Minutes

**Virtual Meeting via Zoom
February 10, 2022 6:00 PM**

Meeting recording available [\[HERE\]](#)

Discussion & action may be taken on any of the items below. Times are approximate.

WELCOME AND ROLL CALL (Fligor)

Members in attendance (14):

Campbell	Gibbons
Cupertino	Paul
Gilroy	Blankley
Los Altos	Fligor
Los Gatos	Rennie
Milpitas	Montano - joined 6:13pm
Monte Sereno	Ellahie
Morgan Hill	Constantine
Mountain View	Kamei
Palo Alto	Burt
San José	Jones
Santa Clara	Watanabe

Saratoga	Walia - joined 6:14pm
Sunnyvale	Klein

Members absent (1):

Los Altos Hills	Mok
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Others in attendance:

- Joanne Benjamin, Acting Executive Director
- Audin Leung, Board Clerk
- Assemblymember Marc Berman, 24th Assembly District
- Isabelle
- Tara Sreekrishnan, Deputy Chief of Staff, 15th Senate District
- Bena Chang, Silicon Valley Clean Energy
- Drew Penner, News Reporter
- Lydia Kou, Councilmember, Palo Alto
- Anita Enander, Mayor, Los Altos
- Sergio Lopez, Councilmember, Campbell
- Joe Kunzler, Member of the Public
- Margaret Abe-Koga, Councilmember, Mountain View
- Gustav Larsson, Councilmember, Sunnyvale
- Monica Mallon, Member of the Public
- Girish Balachandran, CEO, Silicon Valley Clean Energy
- Isabelle LaSalle, Senior Field Representative
- Steve Preminger, County of Santa Clara
- Raania Mohsen, Office of Vice Mayor Chappie Jones, San José
- Zach Hilton, Councilmember, Gilroy

1. Consent Agenda

Motion to approve consent agenda by Constantine. Seconded by Jones. Motion adopted 11-0-1-3.

Gibbons	AYE
Paul	AYE
Blankley	ABSTAIN
Fligor	AYE
Mok	ABSENT
Rennie	AYE
Montano	ABSENT
Ellahie	AYE
Constantine	AYE
Kamei	AYE
Burt	AYE
Jones	AYE
Watanabe	AYE
Walia	ABSENT
Klein	AYE

Approval of January Legislative Action Committee Meeting Minutes

2. A Conversation on VTA Governmental Reform

Facilitated by Assemblymember Mark Berman (AD-24)

3. Discussion of Brown Act

Discussion guided by the question “How would you amend the Brown Act related to meetings based on lessons learned the last 2 years?” and facilitated by Mike Sharif, Legislative Director, Senator Dave Cortese (SD-15)

4. Energy and Decarbonization-related Legislative Landscape and Issues

Speakers: Silicon Valley Clean Energy CEO, Girish Balachandran, and Senior Government Affairs Manager, Bena Chang

5. Announcements and Future Agenda Items (Committee Members)
6. Public Comment on Non-Agenda Items
There were no speakers from the public.
7. Informational Item(s)
2022 Tentative Legislative Calendar (Revised 10.21.21)

ADJOURNMENT

Respectfully submitted,



Audin Leung
Board Clerk



Energy & Decarbonization Legislative Landscape

Girish Balachandran and Bena Chang
February 10, 2022

2022 Clean Energy/Climate Legislative Landscape

Exciting year ahead with new opportunities



- Funding
- Decarbonization
- Local Policy Opportunities

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Historic Federal Climate Change Investments

While Build Back Better has stalled, bi-partisan Infrastructure Investment and Jobs Act includes:

Program	Funding Levels
Clean Energy Transmission: creates a new Grid Deployment Authority to oversee transmission upgrades, invests in R&D for advanced T&D technologies and promotes smart grid technologies	\$65 billion
Climate Resilience: protects against extreme weather events and invests in home weatherization	\$50 billion
EV Infrastructure: develops a national network of EV chargers	\$7.5 billion
Clean Buses: deployment of low and no-emission buses, including school buses	\$5 billion
Port Infrastructure: addresses backlogs, reduces congestion and emissions near ports, drives electrification and other low-carbon technologies	\$17 billion
Legacy Pollution: cleans up Superfund and brownfield sites, reclaims abandoned mines, caps orphaned oil and gas wells	\$21 billion

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Governor signaling climate priority

Major investments in January Budget Proposal build upon previous budget actions.

Program	Amount of Funding	Notes
Long Duration Storage	\$380 million (over 2 years)	Support technologies except for lithium-ion and pumped storage.
Green Hydrogen	\$100 million (over 2 years)	Demo projects and large-scale hydrogen production
Off-shore Wind	\$45 million (over 2 years)	Establishes new Offshore Wind Energy Deployment Facility Improvement Program
Building Decarb – Direct-install Building Retrofits	\$622.4 million (over 2 years)	Low-income, no cost direct install of electric appliances, weatherization, and energy efficiency projects.
ZEV Fueling Infrastructure Grants	\$900 million (over 5 years)	Low-income neighborhood infrastructure
Community-based plans and Sustainable Community Strategies	\$419 million	Increasing access in low-income communities, clean mobility options, sustainable/equitable transportation projects, and established community mobility plans.



Legislature also focused on climate change

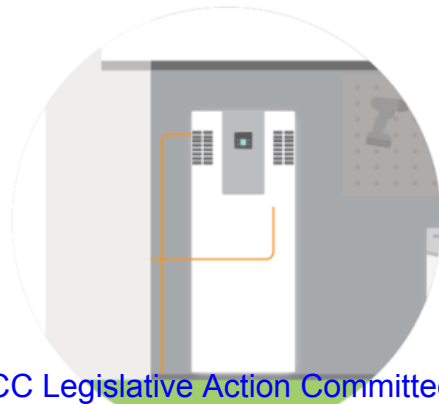
2/18 deadline for bill introduction, anticipating decarbonization legislation

- CalCCA sponsored bill, AB 1814 (Grayson)
- Would allow CCAs to become program administrations for the Transportation Electrification program at the CPUC, similar to how CCAs can administer Energy Efficiency Programs.
- SB 833 (Dodd)
- Would create a grant program for local governments to develop and implement community resiliency plans and expedite permitting for distributed energy resources.

Local Decarbonization Policy Opportunities

Local governments will play a key role in advancing building electrification in 2022

- Fifteen jurisdictions adopted reach codes in the last cycle – pushing the state to take the 2022 code further towards electrification.
- Reach codes will need to be adopted or re-adopted by October 2022 to remain in effect for jurisdictions (Morgan Hill and Campbell are exceptions).
- SVCE will provide model codes, technical support, and grants for our member agencies.



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BROWN ACT MODERNIZATION

AB 1944 | ASSEMBLYMEMBER ALEX LEE

THIS BILL

This bill would allow members of a local legislative body, upon majority vote, to allow members to waive Brown Act requirements of publishing their private address, and making their private address open to members of the public. It would also require a remote participation option for members of the public to address the body.

BACKGROUND

The Ralph M. Brown Act passed in 1953 requires local government business to be conducted at open and public meetings, except in certain limited situations. Existing law allows the legislative body of a local agency to use teleconferencing as long as a quorum of the members participate from locations within the boundaries of the agency's jurisdiction.

In order to teleconference, each teleconference location is required to be identified in the notice and agenda of the meeting, as well as be accessible to the public.

On March 2020, Governor Newsom issued Executive Order N-29-20 which waived the teleconference requirements for local agencies during the COVID-19 pandemic. This order has since expired.

AB 361 (Rivas, 2021) permits local agencies to continue to meet virtually and remotely during a state-declared emergency without having to meet a quorum and other requirements of teleconference meetings under the Brown Act. Local legislative bodies may continue to meet virtually pursuant to AB 361 until the end of the current state of emergency and during any future state of emergency up until January 1, 2024. The legislative body is required to take a majority vote every 30 days in order to continue allowing members to participate virtually without meeting existing Brown Act requirements.

PROBLEM

Given the last few years of the COVID-19 pandemic, many members of Brown Act bodies have participated remotely in official business, and have shown effective leadership while keeping themselves and their families healthy and safe. However, even with existing legislation, the protections are only in place during a declared state of

emergency. In addition, if there is no majority vote every 30 days, members who choose to teleconference are required to make private addresses publicly known and accessible.

Since there are many members of Brown Act bodies who have families that may be immunocompromised or may need to teleconference from a private location that cannot be made accessible to the public, there are still many concerns with existing legislation.

For example, if outside of the pandemic a local elected is teleconferencing from a hospital room after giving birth, she would be forced to either reveal the location she is teleconferencing from or make the room publicly available, or she would not be able to attend the meeting and partake in her official duties.

Another example is if a Planning Commissioner is immunocompromised, or has immunocompromised family members at home, they may choose to teleconference into meetings. However, they would be required to share their private home address and make it publicly accessible.

SOLUTION

AB 1944 would ensure that:

- Brown Act bodies have the ability to vote to allow their members to teleconference into a meeting without having to reveal private addresses or make private addresses accessible to the public, in order to best continue performing their official duties
- Livestreams of meetings are required whenever members teleconference into meetings so the public has access to observe and participate in meetings
- Members of the public are able to address their elected officials either through a call-in or video option, ensuring that they are able to participate in government

SUPPORT

Gilroy City Councilmember Zach Hilton
Santa Clara School Board Member Vickie Fairchild
Santa Clara School Board Member Bonnie Lieberman
Seaside City Councilmember Jon Wizard
South San Francisco Councilmember James Coleman
San Bruno Park District Trustee Andriana Shea
Santa Ana City Councilmember Jessie Lopez
Sacramento City Councilmember Katie Valenzuela
North Westwood Neighborhood Councilmember Andrew Lewis

CONTACT

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Office of Assemblymember Alex Lee
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2022 TENTATIVE LEGISLATIVE CALENDAR
 COMPILED BY THE OFFICE OF THE SECRETARY OF THE SENATE & THE OFFICE OF THE ASSEMBLY CHIEF CLERK
 Revised 10-21-2021

DEADLINES

JANUARY						
S	M	T	W	TH	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

FEBRUARY						
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13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28					

MARCH						
S	M	T	W	TH	F	S
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27	28	29	30	31		

APRIL						
S	M	T	W	TH	F	S
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24	25	26	27	28	29	30

MAY						
S	M	T	W	TH	F	S
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15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

- Jan. 1 Statutes take effect (Art. IV, Sec. 8(c)).
- Jan. 3 Legislature reconvenes (J.R. 51(a)(4)).
- Jan. 10 Budget must be submitted by Governor (Art. IV, Sec. 12 (a)).
- Jan. 14 Last day for **policy committees** to hear and report to fiscal Committees fiscal bills introduced in their house in 2021 (J.R. 61(b)(1)).
- Jan. 17 Martin Luther King, Jr. Day.
- Jan. 21 Last day for any committee to hear and report to the **Floor** bills introduced in their house in 2021 (J.R. 61(b)(2)).
- Jan. 21 Last day to submit **bill requests** to the Office of Legislative Counsel.
- Jan. 31 Last day for each house to pass **bills introduced in 2021** in their house (Art. IV, Sec. 10(c)), (J.R. 61(b)(3)).

- Feb. 18 Last day for bills to be **introduced** (J.R. 61(b)(4)), (J.R. 54(a)).
- Feb. 21 Presidents' Day.

- Apr. 1 Cesar Chavez Day observed
- Apr. 7 **Spring Recess** begins upon adjournment of this day's session (J.R. 51(b)(1)).
- Apr. 18 Legislature reconvenes from **Spring Recess** (J.R. 51(b)(1)).
- Apr. 29 Last day for **policy committees** to hear and report to fiscal Committees **fiscal bills** introduced in their house (J.R. 61(b)(5)).
- May 6 Last day for **policy committees** to hear and report to the floor **non-fiscal** bills introduced in their house (J.R. 61(b)(6)).
- May 13 Last day for **policy committees** to meet prior to May 31 (J.R. 61(b)(7)).
- May 20 Last day for **fiscal committees** to hear and report to the Floor bills introduced in their house (J.R. 61 (b)(8)). Last day for **fiscal committees** to meet prior to May 31 (J.R. 61 (b)(9)).
- May 23-27 **Floor Session only.** No committee, other than conference or Rules, may meet for any purpose (J.R. 61(b)(10)).
- May 27 Last day for bills to be **passed out of the house of origin** (J.R. 61(b)(11)).
- May 30 Memorial Day.
- May 31 Committee meetings may resume (J.R. 61(b)(12)).

*Holiday schedule subject to final approval by the Rules Committee

2022 TENTATIVE LEGISLATIVE CALENDAR

COMPILED BY THE OFFICE OF THE SECRETARY OF THE SENATE & THE OFFICE OF THE ASSEMBLY CHIEF CLERK
Revised 10-21-2021

JUNE						
S	M	T	W	TH	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	<u>15</u>	16	17	18
19	20	21	22	23	24	25
26	27	28	29	<u>30</u>		

June 15 Budget Bill must be passed by **midnight** (Art. IV, Sec. 12 (c)).

June 30 Last day for a legislative measure to qualify for the Nov. 8 General election ballot (Elec. Code Sec. 9040).

JULY						
S	M	T	W	TH	F	S
					<u>1</u>	2
3	<u>4</u>	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

July 1 Last day for **policy committees** to meet and report bills (J.R. 61(b)(13)). **Summer Recess** begins at the end of this day's session if Budget Bill has been passed (J.R. 51(b)(2)).

July 4 Independence Day.

AUGUST						
S	M	T	W	TH	F	S
	<u>1</u>	2	3	4	5	6
7	8	9	10	11	<u>12</u>	13
14	<u>15</u>	<u>16</u>	<u>17</u>	<u>18</u>	<u>19</u>	20
21	<u>22</u>	<u>23</u>	<u>24</u>	<u>25</u>	<u>26</u>	27
28	<u>29</u>	<u>30</u>	<u>31</u>			

Aug. 1 Legislature reconvenes from **Summer Recess** (J.R. 51(b)(2)).

Aug. 12 Last day for **fiscal committees** to meet and report bills to the Floor (J.R. 61(b)(14)).

Aug. 15 - 31 Floor Session only. No committees, other than conference and Rules, may meet for any purpose (J.R. 61(b)(15)).

Aug. 25 Last day to **amend** bills on the Floor (J.R. 61(b)(16)).

Aug. 31 Last day for **each house to pass bills** (Art. IV, Sec. 10(c)), (J.R. 61(b)(17)).

Final Recess begins at end of this day's session (J.R. 51(b)(3)).

IMPORTANT DATES OCCURRING DURING FINAL RECESS

2022

Sept. 30 Last day for Governor to sign or veto bills passed by the Legislature before Sept. 1 and in the Governor's possession on or after Sept. 1 (Art. IV, Sec. 10(b)(2)).

Nov. 8 General Election.

Nov. 30 Adjournment Sine Die at midnight (Art. IV, Sec. 3(a)).

Dec. 5 12 m. convening of the 2023-24 Regular Session (Art. IV, Sec. 3(a)).

2023

Jan. 1 Statutes take effect (Art. IV, Sec. 8(c)).