



Legislative Action Committee Meeting Agenda

October 13, 2022 6:00 PM

Hybrid Meeting via Zoom and at the Los Altos Community Center
97 Hillview Ave, Los Altos, CA 94022

Register for Zoom webinar [\[HERE\]](#) View YouTube Livestream [\[HERE\]](#)
More info on public comment and accessibility given at the end of the agenda.

Committee Members

Chair: Hon. Neysa Fligor, Los Altos

Campbell	Hon. Liz Gibbons / Alternate: Hon. Anne Bybee
Cupertino	Hon. Darcy Paul / Alternate: Hon. Liang Chao
Gilroy	Hon. Peter Leroe-Muñoz / Alternate: Hon. Marie Blankley
Los Altos	Hon. Neysa Fligor / Alternate: Hon. Anita Enander
Los Altos Hills	Hon. Stanley Mok / Alternate: Hon. Lisa Schmidt
Los Gatos	Hon. Rob Rennie / Alternate: Hon. Marico Sayoc
Milpitas	Hon. Carmen Montaña / Alternate: Hon. Evelyn Chua
Monte Sereno	Hon. Javed Ellahie / Alternate: Hon. Bryan Mekechuk
Morgan Hill	Hon. Rich Constantine / Alternate: Hon. Gino Borgioli
Mountain View	Hon. Ellen Kamei / Alternate: Hon. Pat Showalter
Palo Alto	Hon. Pat Burt / Alternate: Hon. Lydia Kou
San Jose	Hon. Chappie Jones / Alternate: Hon. Matt Mahan
Santa Clara	Hon. Kathy Watanabe / Alternate: Hon. Anthony Becker
Saratoga	Hon. Tina Walia / Alternate: Hon. Kookie Fitzsimmons
Sunnyvale	Hon. Gustav Larsson / Alternate: Hon. Alys Cisneros

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

WELCOME AND ROLL CALL (Fligor, 6:00 PM)

1. Consent Agenda
Approval of August 11, 2022 Legislative Action Committee Meeting Minutes Attachment: Minutes
2. Discussion Items
2a. Review Status of Bills of Interest Attachment: “Status of Key Bills of Interest”
2b. Suggestions for the 2022 – 2023 LAC
3. Informational Item(s)
<p>New 2022 Laws Authored by Santa Clara County State Legislators:</p> <ul style="list-style-type: none"> • SB 1008 by Senator Josh Becker– Corrections: communications. • SB 1112 by Senator Josh Becker– Energy: building decarbonization: notice and recordation of a decarbonization charge. • SB 1223 by Senator Josh Becker– Criminal procedure: mental health diversion. • SB 1346 by Senator Josh Becker - Surplus medication collection and distribution • SB 1203, SB 1158 and SB 887 (Becker) – Climate Bills Package • AB 972 by Assemblymember Marc Berman– Elections: deceptive audio or visual media. • AB 2584 by Assemblymember Marc Berman– Recall elections • SB 692 Senator Dave Cortese – The Special Education Inclusion Act • SB 1184 Senator Dave Cortese – School-Linked Services Coordinators • SB 384 Senator Dave Cortese – The Family Finding Act

- AB 256 by Assemblymember Ash Kalra – Criminal procedure: discrimination
- AB 2167 by Assemblymember Ash Kalra– Crimes: alternatives to incarceration.
- AB 2418 by Assemblymember Ash Kalra– Crimes: Justice Data Accountability and Transparency Act.
- AB 2524 by Assemblymember Ash Kalra– Santa Clara Valley Transportation Authority: employee relations.
- AB 2763 by Assemblymember Ash Kalra – Santa Clara Valley Transportation Authority: job order contracting.
- AB 1949 by Assemblymember Evan Low – Employees: bereavement leave
- AB 2841 by Assemblymember Evan Low– Disqualification from voting.
- AB 2596 by Assemblymember Evan Low– Lunar New Year holiday.
- AB 1851 by Assemblymember Robert Rivas– Public works: prevailing wage: hauling.

4. Announcements (Committee Members)

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. Closed captioning will be enabled for this meeting. For instructions on how to view the closed captioning, please refer [to this Zoom help page](#).

Additional accommodations are available upon request. Please contact our Board Clerk, Audin Leung, at audin@citiesassociation.org at least three business days prior to the meeting to submit a request for accommodations.



Legislative Action Committee Meeting Minutes

**Virtual Meeting via Zoom
August 11, 2022 6:00 PM**

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

Committee Members

Chair: Hon. Neysa Fligor, Los Altos

Campbell	Hon. Liz Gibbons / Alternate: Hon. Anne Bybee
Cupertino	Hon. Darcy Paul / Alternate: Hon. Liang Chao
Gilroy	Hon. Peter Leroe-Muñoz / Alternate: Hon. Marie Blankley
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Saratoga	Hon. Tina Walia / Alternate: Hon. Kookie Fitzsimmons
Sunnyvale	Hon. Gustav Larsson / Alternate: Hon. Alysa Cisneros

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

WELCOME AND ROLL CALL (Fligor, 6:00 PM)

1. Consent Agenda	
Approval of June Legislative Action Committee Meeting Minutes	
Motion by Jones to approve the consent agenda. Seconded by Rennie. Motion adopted 11-0-0-4.	
Gibbons	AYE
Paul	AYE
Leroe-Muñoz	ABSENT
Fligor	AYE
Mok	AYE
Rennie	AYE
Montano	ABSENT
Ellahie	AYE
Constantine	AYE
Kamei	AYE
Burt	ABSENT
Jones	AYE
Watanabe	AYE
Walia	AYE
Larsson	ABSENT
2. Discuss and Consider Bills for Possible Action	
2a.	<p><u>SB 833 (Dodd, B) Community Energy Resilience Act of 2022</u> This bill would create a grant program for local governments to develop and implement community resiliency plans and expedite permitting for distributed energy resources.</p>

2b. AB 1985 (Rivas, Robert D) Organic waste: recovered organic waste product procurement targets

Current law requires, no later than January 1, 2018, the State Air Resources Board to approve and begin implementing a comprehensive short-lived climate pollutant strategy to achieve a reduction in statewide emissions of methane by 40%, hydrofluorocarbon gases by 40%, and anthropogenic black carbon by 50% below 2013 levels by 2030. Current law requires the methane emissions reduction goals to include a 50% reduction in the level of the statewide disposal of organic waste from the 2014 level by 2020 and a 75% reduction by 2025. Current law requires the Department of Resources Recycling and Recovery, in consultation with the state board, to adopt regulations to achieve these organic waste reduction goals that include, among other things, requirements intended to meet the goal that not less than 20% of edible food that is currently disposed of be recovered for human consumption by 2025 and that may include penalties to be imposed by the department for noncompliance, as provided. The department's regulations provide for, among other things, the calculation by the department of recovered organic waste product procurement targets for each local jurisdiction. This bill would require any penalties imposed by the department on a local jurisdiction that fails to meet its recovered organic waste procurement target to be imposed pursuant to a specified schedule based on the percentage of the local jurisdiction's recovered organic waste product procurement target achieved. The bill would exempt jurisdictions in possession of a specified rural exemption from these requirements until December 31, 2026.

Motion by Gibbons to recommend a "Support" position on AB 1985 to the Board of Directors. Seconded by Rennie. Motion adopted 8-0-6-1.

Gibbons	AYE
Paul	AYE
Leroe-Muñoz	ABSTAIN
Fligor	ABSTAIN
Mok	ABSTAIN
Rennie	AYE
Montano	ABSENT
Ellahie	AYE
Constantine	AYE
Kamei	AYE

Burt	ABSTAIN
Jones	ABSTAIN
Watanabe	AYE
Walia	ABSTAIN
Larsson	AYE

2c. AB 916 (Salas D) Zoning: accessory dwelling units: bedroom addition
 The Planning and Zoning Law authorizes the legislative body of any county or city to adopt ordinances that regulate the use of buildings, structures, and land as between industry, business, residences, open space, and other purposes. This bill would prohibit a city or county legislative body from adopting or enforcing an ordinance requiring a public hearing as a condition of reconfiguring existing space to increase the bedroom count within an existing dwelling unit. The bill would apply these provisions only to a permit application for no more than 2 additional bedrooms within an existing dwelling unit. The bill would specify that these provisions are not to be construed to prohibit a local agency from requiring a public hearing for a proposed project that would increase the number of dwelling units within an existing structure. The bill would include findings that ensuring adequate housing is a matter of statewide concern and is not a municipal affair, and that the provision applies to all cities, including charter cities.
 Sponsored by the California Rental Housing Association (www.cal-rha.org)
 Opposed unless amended by CalCities (see attached letter in packet)

Motion by Walia to recommend an “Oppose” position on AB 916 to the Board of Directors. Seconded by Watanabe. Motion adopted 8-0-6-1.

Gibbons	ABSTAIN
Paul	ABSTAIN
Leroe-Muñoz	ABSTAIN
Fligor	ABSTAIN
Mok	AYE
Rennie	AYE
Montano	ABSENT
Ellahie	AYE
Constantine	AYE
Kamei	ABSTAIN

Burt	AYE
Jones	ABSTAIN
Watanabe	AYE
Walia	AYE
Larsson	AYE

2d. AB 2011 (Wicks D) Affordable Housing and High Road Jobs Act of 2022

Motion by Gibbons to recommend to the Board of Directors that an opposition letter on AB 2011 be re-submitted with updates. Seconded by Rennie. Motion adopted 11-1-3-0.

Gibbons	AYE
Paul	AYE
Leroe-Muñoz	ABSTAIN
Fligor	ABSTAIN
Mok	AYE
Rennie	AYE
Montano	AYE
Ellahie	AYE
Constantine	AYE
Kamei	ABSTAIN
Burt	AYE
Jones	NAY
Watanabe	AYE
Walia	AYE
Larsson	AYE

2e. SB 897 (Wieckowski D) Accessory dwelling units: junior accessory dwelling units

Motion by Ellahie to recommend to the Board of Directors that an opposition letter on SB 897 be re-submitted with updates. Seconded by Mok. Motion adopted 12-0-3-0.

Gibbons	AYE
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Paul	AYE
Leroe-Muñoz	ABSTAIN
Fligor	AYE
Mok	AYE
Rennie	AYE
Montano	AYE
Ellahie	AYE
Constantine	AYE
Kamei	ABSTAIN
Burt	AYE
Jones	ABSTAIN
Watanabe	AYE
Walia	AYE
Larsson	AYE

2f. AB 2097 (Friedman D) Residential, commercial, or other development types: parking requirements.

Motion by Gibbons to recommend to the Board of Directors than an opposition letter on AB 2097 be re-submitted with updates including opposition to its companion bill, SB 1067. Seconded by Ellahie. Motion adopted 12-0-3-0.

Gibbons	AYE
Paul	AYE
Leroe-Muñoz	ABSTAIN
Fligor	AYE
Mok	AYE
Rennie	AYE
Montano	AYE
Ellahie	AYE
Constantine	AYE
Kamei	ABSTAIN
Burt	AYE

	<table border="1"> <tr> <td>Jones</td> <td>ABSTAIN</td> </tr> <tr> <td>Watanabe</td> <td>AYE</td> </tr> <tr> <td>Walia</td> <td>AYE</td> </tr> <tr> <td>Larsson</td> <td>AYE</td> </tr> </table>	Jones	ABSTAIN	Watanabe	AYE	Walia	AYE	Larsson	AYE
Jones	ABSTAIN								
Watanabe	AYE								
Walia	AYE								
Larsson	AYE								
3. Other Bills for Consideration, Time Permitting									
3a.	<p><u>AB 917 (Becker) Seamless Transit Transformation Act.</u> This bill would require the Metropolitan Transportation Commission to create a Connected Network Plan; a comprehensive, standardized regional transit mapping and wayfinding system; an implementation and maintenance strategy; a funding plan; and open data standards. Transit agencies that fall within the City and County of San Francisco and the Counties of Alameda, Contra Costa, Marin, Napa, San Mateo, Santa Clara, Solano, and Sonoma would be required to comply with this plan.</p>								
3b.	<p><u>AB 1985 (R. Rivas) Organic waste: list: available products.</u> This bill would create an online database of organic waste products on the market so local governments can connect with local farmers and community members seeking their organic waste products and continue to the conversation to address the procurement requirements in the SB 1383 regulations.</p>								
3c.	<p><u>AB 2120 (Ward) Federal funding for local bridges.</u> This bill would ensure 55% of the bridge funds headed to California through the federal infrastructure package are allocated to local projects through a needs-based allocation.</p>								
3d.	<p>SB 932 (Portantino D) General plans: circulation element: bicycle and pedestrian plans and traffic calming plans.</p>								
4. Announcements and Future Agenda Items (Committee Members)									

PUBLIC COMMENT

There were no members of the public wishing to speak on non-agenda items.

ADJOURNMENT

Respectfully submitted,



Audin Leung
Clerk of the Board

DRAFT

**Status of Key Bills of Interest to the Cities Association of Santa Clara County
("CASCC")**

AB 2097 (Friedman) Residential and Commercial Development, Parking Requirements. Prohibits a local government from imposing or enforcing a minimum automobile parking requirement on residential, commercial, or other developments, without regard to the development size, if the development is located on a parcel within one-half mile of public transit.

CASCC Position- Oppose

Status: Governor Newsom signed AB 2097 into law.

AB 916 (Salas) Zoning. Accessory Dwelling Units. Bedroom Addition. Requires cities to increase the maximum height of all accessory dwelling units (ADU) from 16 to 18 feet on all parcels and to 25 feet for parcels located within a half mile of transit.

CASCC Position – Oppose

Status: Governor Newsom signed AB 916 into law

SB 897 (Wieckowski) Accessory Dwelling Units. Amends the statewide standards that apply to locally adopted ordinances concerning the construction of accessory dwelling units (ADUs), requires cities to allow ADUs to be constructed with a height of up to 25 feet, and prohibits cities from denying permits for ADUs that violate state-mandated building standards or local zoning requirements.

CASCC Position - OPPOSE

Status: Governor Newsom signed SB 897 into law

AB 2011 (Wicks) Affordable Housing and High Road Jobs Act of 2022. Requires almost all cities to ministerially approve certain affordable and mixed-use housing developments in areas of a city where office, retail or parking are principally allowed even if it conflicts with a local government’s general plan, specific plan, zoning ordinance or regulation.

CASCC Position– Oppose

Status: Governor Newsom signed AB 2011 into law.

AB 1985 (R. Rivas) Organic Waste. Recovered Organic Waste Product Procurement Targets. Assists local governments to implement the state’s organic waste diversion targets and allows time for markets to develop for organic waste products.

CASCC Position: Support

Status: Governor Newsom signed AB 1985 into law

AB 1944 (Lee): Brown Act Modernization. Amends the Ralph M. Brown Act to allow local agencies to use teleconferencing without identifying each teleconference location in the notice and agenda of the meeting, and without making each teleconference location accessible to the public under specified circumstances.

CASCC Position: Support in Concept

Status: Failed to pass in the Senate Governance and Finance Committee in June 2022

AB 2164 (Lee): Disability Access Funding. Assists small businesses through state and local funding to upgrade properties to improve disability access.

CASCC Position: Support

Status: Governor Newsom signed AB 2164 into law

SB 1087 (Gonzalez) Vehicles: Catalytic Converters. Limits who can legally sell and purchase a detached catalytic converter and makes a violation of the law an infraction punishable with a fine.

CASCC Position: Support

Status: Governor Newsom signed SB 1087 into law.

SB 1100 (Cortese) Open meetings: orderly conduct. Addresses disruptions at public local government meetings by outlining a new process in which the presiding member of a legislative body conducting a meeting, or their designee, may remove an individual for disrupting the meeting.

CASCC Position: Provided Feedback on Early Draft

Status: Governor Newsom signed SB 1100 into law.