



APRIL 12, 2018 MEETING SUMMARY

LEGISLATIVE ACTION COMMITTEE

Legislative Action Committee Chair Marico Sayoc opened the meeting at 6:10 PM.

Consent Agenda- motion to approve the Minutes of the March 2018 meeting by Chappie Jones and a second by Gary Waldeck. The motion was unanimously approved 12-0-2 vote (Peter Leroe-Muñoz abstained, Anthony Phan absent, Greg Scharff absent.)

Cities Association President Rod Sinks discussed the VTA transit guideway study. Phase 1 has been complete and upwards of \$1 million dollars or more is needed to complete the study as VTA money is tied up in Measure B litigation. Rod Sinks request is to send a request to the VTA Board to continue the Funding for the Highway 85 study out of Measure A 2000 funds (which is where Phase I study funds came). Recent survey of employees that serve a high school district in West San Jose, Cupertino and Sunnyvale & small parts of other communities say they are 68% satisfied with their jobs and yet 56% plan on leaving their jobs within 6 years because they can't afford housing and the long commutes.

After discussion, **Rod Sinks motioned to send the VTA Board a letter requesting that the VTA Board find a way to pay for the SR 85 Study through phase 3.** Motion seconded by Mary-Lynne Bernald.

- Motion passes 11 – 0 - 2
- 11 ayes
- 0 nays
- 2 abstentions (Peter Leroe-Muñoz, Steve Tate abstained, Anthony Phan)

Legislative updates: Andi Jordan and Marico have created a league hot list and CASCCC watch list. Members are allowed to request us to follow or take action on any piece of legislation.

Larry Klein motioned, with a second by Rod Sinks, to send a letter to Senator Scott Weiner

1. Many of our member cities have opposed SB 827
2. Cities Association of Santa Clara County hasn't taken a position
3. appreciate the amendments to SB 827
4. CASCC would like to begin a dialogue with you

Anthony Phan, Milpitas, asked for the letter to say "a number" instead of "many"

Motion passes 12-0-2 with Jeff Cristina, Campbell, and Anthony Phan, Milpitas, abstaining. Greg Scharff absent.

Marico Sayoc, Rod Sinks, Larry Klein, Lenny Siegel will help formulate letter.



UPDATE: An in-person invitation was given to Senator Scott Wiener at the Regional Economic Forum on April 13th. Senator Wiener will attend if his calendar allows.

LAC Chair Marico Sayoc asked the members to review the legislative list and ballot measure list to see if there was anything they wished to discuss:

Lenny Siegel, Mountain View, asked if there has been discussion of Regional Measure 3 and asked if it could be discussed. Lenny Siegel is concerned that in the lead up to the 2016 Measure B election:

- many cities worked hard to ensure that the funding was shared throughout the county and RM3 funding is centralized in San Jose.
- While not against BART or San Jose, the funding allocation process failed to include the North County and West Valley Cities of Santa Clara County.
- Transit investments should address the real transit needs. North County & West Valley will continue to be ignored unless we are at the table with these discussions.

Rod Sinks, Cupertino, added in a discussion with Senator Beall, Senator Beall stated the funding requests came from VTA, Nuria Fernandez. Sinks stated he felt this was a bad process:

- the allocation of funding was a done deal by the time the bill was put together.
- It was a done deal before anyone new about the bill
- Bill was a “gut and stuff” as the bill began as a Cal Trains bill.
- Allocation didn’t go before VTA Board.
- No collaboration

Chappie Jones, San Jose, posed the question “are you proposing that we oppose a measure that our residents don’t pay the tax and yet they benefit?”. This particular measure is not the measure to take a stand.

Lenny Siegel, Mountain View, said we have a responsibility to our employees as well as citizens and is proposing that we take a position of “do not support”, not “opposed”.

Public Comment: Jeannie Bruins, Los Altos, VTA Chair at time this bill was proposed: Senator Beall and contingent asked transit agencies a request with very little criteria and maybe 72 hours to respond. Some of the list given was accepted and some was rejected. We were then given more definition. All of the agencies were displeased with the proposals of how to define a bridge corridor – only 2% of tolls are paid by Santa Clara residents. Bruins agreed with Chappie Jones position. I encourage you to take no action if you can’t support.

Larry Klein, Sunnyvale, asked Bruins a few questions:



1. How are future projects defined for CPI increases in the future?
 - a. Bruins responded: There is nothing in the bill. It's permanent. We need to make good on what the bill is supposed to fund. There could be ongoing fund
2. 2 project lists were mentioned, the list now and a second list of future projects. Are the lists available?
 - a. Bruins responded she does not have the lists. Seeing 101 express lanes was encouraging, SR 85 was hard pressed to make it the list because it isn't tied to a bridge. Senator Beall is a big proponent of bringing BART to San Jose.
 - b. Lenny Siegel commented that express lanes on 101 works against what we are trying to do in terms of transportation demand management, trying to limit Single Occupancy Vehicle (SOV) to North Bayshore to 45%. Express lanes (HOV) allows people to pay to drive SOV in HOV.

Motion: Rod Sinks, Cupertino, motioned to “not support” RM3, seconded by Lenny Siegel, Mountain View.

Motion failed (2-7-5, 1 absent)

- 2 ayes (Rod Sinks, Lenny Siegel),
- 7 nos (Marico Sayoc, Burton Craig, Steve Tate, Anthony Phan, Peter Leroe-Muñoz, Chappie Jones, Jeffrey Cristina)
- 6 abstentions (Mary-Lynne Bernald, Debi Davis, Larry Klein, Gary Waldeck, Jan Pepper).

Motion: Anthony Phan, Milpitas, motion to support RM3, seconded by Peter Leroe-Muñoz, Gilroy.

Motion failed (5-3-5, 1 absent)

- 5 ayes (Peter Leroe-Muñoz, Anthony Phan, Steve Tate, Burton Craig, Jeffrey Cristina, Chappie Jones)
- 3 nos (Rod Sinks, Lenny Siegel, Mary-Lynne Bernald)
- 5 abstentions (Debi Davis, Jan Pepper, Gary Waldeck, Larry Klein, Marico Sayoc)

Meeting adjourned at 7: 06 PM

BOARD OF DIRECTORS SUMMARY

Rod Sinks called the meeting to order at 7:10 PM.

The **Consent Agenda** was approved unanimously by consensus with a motion to approve from Manny Cappello and seconded by Peter Leroe-Muñoz. The Consent Agenda consisted of:

- Minutes of the March 2018 meeting



- Approve the acquisition of D&O Insurance & Fictitious Business Name

Ad Hoc Committee to form Santa Clara/Santa Cruz Community/Roundtable: Gary Waldeck and Mary-Lynne Bernald gave an update on the Roundtable. The Committee is discussing the form of organization and had been prepared to make a recommendation to the Board of Directors. After input from the City Managers, the committee is now revising the recommendation, specifically taking a second look at organizational formation, whether Memorandum of Understanding, Memorandum of Funding or Letter of Intent and the funding allocation to stand up the organization. The FAA has agreed to work with the new Roundtable when it is formed.

The Committee would like to defer this conversation and bring back a formal proposal in June.

Public Comment: Matthew Kazmierczak, Manager of Strategy & Policy, Mineta San José International Airport, introduced himself and said he would likely be the contact for Mineta San José Airport if the Roundtable forms.

President Rod Sinks introduced Girish Balachandran, the new Chief Executive Officer of Silicon Valley Clean Energy. As the Chief Executive Officer, Balachandran plans, organizes and directs the overall administrative activities and operations of SVCE, advises and assists the Board of Directors, oversees power supply planning and procurement, stays apprised of legislation and regulations impacting operations, presides over the Energy Risk Oversight Committee, and represents SVCE interests with outside agencies, local businesses and the community at large.

Firearm Safety

Legislative Action Committee Chair Marico Sayoc reported that after Parkland shooting, there were discussions of what the state laws are doing and what local jurisdictions are doing. Gifford Law Center provided information on Santa Clara County. Sayoc presented a Resolution that the City of Saratoga adopted, noting the positives of firearm safety.

Recommending adoption of the Resolution

Inviting Gifford Law Center to work with the Cities Association or individual cities.

Manny Cappello commented that the Saratoga has a Ministerial Association of Saratoga's clergy. The Ministerial Association has been reaching out to many jurisdictions and this was the City of the Saratoga's affirmation of the communities beliefs. Saratoga is now looking at Round 2. We are looking at the Gifford's Law Center Scorecard. Cappello would like us to consider producing our own scorecard based on Gifford's Law Center Data.

Sayoc reiterated that this was to bring awareness to the laws and an attempt to bring factual information.

Sayoc's recommendations:

- **Invite the Gifford's Law Center to present to the Cities Association at a future meeting and discuss if there is any work we can do in the future.**
 - Manny Cappello motioned and Chappie Jones seconded. Motion passed by consensus.



- **Adopt the resolution** presented which concludes *“NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Saratoga does hereby reaffirm its commitment to the safety of Saratoga’s residents and expresses its desire to eliminate firearm deaths in the City of Saratoga. The City Council further encourages and supports sensible, collaborative strategies that seek to prevent firearm violence while maintaining the safety, security, and rights of individuals.”*
 - Manny Cappello spoke to the recommendation that the resolution was created and not infringe on the rights to own guns and makes a values statement to the public that we are against firearm related deaths and violence.
 - Larry Klein spoke that this is similar to the resolutions that Cities Association and many cities took last year about inclusive cities.
 - Lenny Siegel noted at some point we have to make it clear that in California we have responded to this threat.
 - Rod Sinks commented some jurisdictions can do more, including Cupertino, sighting commercial gun sales and securing guns from theft.
 - Steve Preminger announced that the County is hosting a “Firearms and Safety” summit on Saturday, April 28th at the Fairgrounds which will be a facilitated community dialogue with the whole community including guns rights advocates.
 - End the day with the ice cream social in
 - Rob Rennie motioned to accept the resolution with a correction to the signature line, with a second from Peter Leroe-Muñoz. Motion passed 13 ayes – 1 nays (Jeffrey Cristina, Campbell) – 0 abstentions – 1 absent
- Defers the 3rd request to each board member, whether they would like to forward the resolution for consideration and adoption to their individual city.
- Create an informational matrix of cities of Santa Clara County of current laws and regulations, possibly with the Gifford’s Law Center.
 - Chappie Jones motions, second by Larry Klein. 13 ayes, 0 nays, 1 abstention (Gary Waldeck, Los Altos Hills). Motion carries.

**Informational Presentation: Museum of Quilts & Textiles upcoming exhibition and program:
Guns: Loaded Conversations along with a unique quilt themed gun buy-back program**

by Jane LeFevre & Nancy Bavor, San Jose Quilt & Textile Museum

This unique art exhibits are textile based by artists that are addressing 2nd amendment rights and gun violence.

Partnering with Social Justice Sewing Academy, a group of teenagers that work with adult sewing mentors and make works of art with the goal to educate students in hopes they became change agents in their community. is now involves San José city-wide initiative, including the Mayor’s office, multiple city council districts, police department. The buyback program is quilt, cash for a gun. We invite you to participate with us or take this model and create your program. Opportunities for the Cities Association: utilize the toolkit, publicize our programs, attend the fundraiser, visit the exhibition.

Measure A Report: Ky Le, Santa Clara County, Director, Santa Clara County’s Office of Supportive Housing



Santa Clara Office of Supportive Housing has 3 roles: manage and implement all of the housing development programs (housing bond, affordable; coordinate homeless services; manage and implement County funded and managed homeless and supportive housing programs. Measure A will result in 4800 affordable housing units.

Measure A, approved in 2016, allows to borrow \$950 million, \$800 million is going toward poorest in our communities for supportive housing and a first-time home-buyer program.

In August first issuance of \$250 million which funded supportive housing development program and financing loan programs. An Acquisition fund is established with \$50 million for developers, community agencies acquire and gain site control and begin to go through entitlement process and use the land to build affordable housing.

In November and December, the Board committed \$45 million for 6 developments, for 362 units.

Opportunities of what cities and county can do together: cities adopt goals proportional to the RHNA allocation and ELI, direct staff to work on goal, then land use and policy changes may be determined to accomplish the goal.

Updates from Cities Association Appointees (informational)

Silicon Valley Regional Interoperability Authority (SVRIA) – Chris Clark, Council Member from Mountain View reported that SVRIA was established with the goal is to integrate public safety communications.

The goal is on budget and on schedule and is 75% complete. The whole system should be up and running by 2019. VTA has joined the group. Each city contributes based on user count. First major use of the system was the Super Bowl.

Budget is almost \$11 million and spent \$8 million. The number of subscribers is 10,600.

Santa Clara County Emergency Operational Area Council (OAC) Rob Rennie (West Valley and South County) & Debi Davis (Central County)

– The Council is comprised of 7 elected officials, water district, county executive, city manager, public safety and health, and a representative of public infrastructure. The goal is to foster collaboration and create systems to effectively prepare, coordinate and respond to disasters.

Legislative Action Committee Report: Marico Sayoc brought 3 items forward from the Legislative Action Committee:

1. Send a request to VTA on the SR 85 Transit Guideway Study asking VTA board to complete the study. Rod sinks motions, seconded by Larry Klein. 13 ayes – 0 nays – 1 abstention (Abstention: Steve Tate - Morgan Hill).
2. Invitation to Senator Wiener requesting his participation to May 10th General Membership meeting for a constructive dialogue on housing measures. Steve Tate moved approval, Chappie Jones seconded the motion. 13 ayes – 0 nays – 1 abstention (Abstention: Jeffrey Cristina – Campbell)

City Manager's Report: David Brandt, Cupertino City Manager and SCCMA representative discussed

- Ad Hoc Committee Roundtable – Managers strongly opposed the structure of a JPA
- RHNA Subregion Taskforce – committee is looking at the RHNA Subregion being a subcommittee of the Cities Association which the Managers were open to this structure.
- Report from Ky Le, Office of Supportive Housing and looked at projects and partnership with the County.



Executive Director Report by Andi Jordan:

- May General Membership Meeting
General Membership Meeting – May 10th
Residence Inn by Marriott | Cupertino
- SV@HOME has requested that we co-sponsor Affordable Housing Week. By consensus, the Board agreed to participate as a co-sponsor.

Public Comment – there was no public comment.

Joys and Challenges:

- Rod Sinks reported a joy and challenge that Cupertino has an SB 35 project (Vallco) 230 ft tall, 1200 very low and low affordable units built into the project.

Adjournment at 8:58 PM