



**MCCMC LEGISLATIVE COMMITTEE MEETING
MONDAY, SEPTEMBER 26, 2022, 8:00 AM**

ZOOM: <https://usc.zoom.us/j/5258684574?pwd=OTNLb3RXeXpMQWJMVGtRU2pZVzVmQT09>

CALL-IN NUMBER: +1 669 900 6833

MEETING ID: 525 868 4574

PASSCODE: 072299

AGENDA

A. WELCOME/INTRODUCTIONS

B. REPORTS

Melissa Apuya, District Director – Report from Assemblymember Marc Levine’s Office

Summer Cassel, District Representative – Report from Senator Mike McGuire’s Office
Nancy Hall Bennet – Report from the League of California Cities

C. CONVERSATION WITH REP. HUFFMAN

Updates and Conversation with Congressman Jared Huffman

D. UPDATES

Budget and Legislative Update – Emanuels Jones & Associates

Updates to Bills on Committee Watch or Action List

- **AB-1445** (Levine) Planning and zoning: regional housing need allocation: climate change impacts
Cal Cities Position: Watch
Status: Enrolled and presented to the Governor
- **AB-1685** (Bryan) Vehicles: parking violations
Cal Cities Position: Oppose Unless Amended
Status: Enrolled and presented to the Governor
- **AB-2011** (Wicks) Affordable Housing and High Road Jobs Act of 2022
Cal Cities Position: Oppose
Status: Enrolled and presented to the Governor
- **AB-2097** (Friedman) Residential and Commercial Development: Remodeling, Renovations, and Additions: Parking Requirements.
Cal Cities Position: Oppose



- Status: Enrolled and presented to the Governor*

 - **AB-2449** (Rubio) Open meetings: local agencies: teleconferences
Cal Cities Position: Removal of Opposition
Status: Approved by the Governor.
 - **AB-2647** (Levine) Local government: open meetings
Cal Cities Position: Sponsor/Support
Status: Enrolled and presented to the Governor
 - **AB-2953** (Salas) Department of Transportation and local agencies: streets and highways: recycled materials
Cal Cities Position: Neutral
Status: Enrolled and presented to the Governor
 - **SB-897** (Wieckowski) Accessory dwelling units: junior accessory dwelling units
Cal Cities Position: Oppose
Status: Enrolled and presented to the Governor
 - **SB-1020** (Laird) Clean Energy, Jobs, and Affordability Act of 2022
Cal Cities Position: Watch
Status: Approved by the Governor.
 - **SB-1100** (Cortese) Open Meetings: Orderly Conduct
Cal Cities Position: Neutral
Status: Approved by the Governor.

E. CHAIRS REPORT

General Chair Committee Update

F. CALENDAR

Upcoming MCCMC Legislative Committee Meetings:

- October 24, 2022
- November 28, 2022

Upcoming MCCMC Meetings:

- October 26, 2022

G. ADJOURN



MCCMC LEGISLATIVE COMMITTEE SCOPE OF ADVOCACY:

Fiscal Protection: Protect city revenues from the State.

Local Control: Support legislation that enhances local control of resources to provide services while supporting regional cooperation. Oppose unfunded mandates, preemption of local authority, and control of land use.

Transportation Investment: Promote stable transportation finance structure for state and local government. Support multimodal transportation that enhances livable communities.

Housing and Land Use: Protect local government land use authority. Oppose punitive housing legislation and legislation that restricts or reduces local discretion on land use decisions.

Other legislation can be recommended to MCCMC at a regular meeting.



BILLS AND STATUS

[AB-1445 \(Levine\) Planning and zoning: regional housing need allocation: climate change impacts](#)

The Planning and Zoning Law requires each county and city to adopt a comprehensive, long-term general plan for the physical development of the county or city, and specified land outside its boundaries, that includes, among other mandatory elements, a housing element. For the 4th and subsequent revisions of the housing element, existing law requires the Department of Housing and Community Development to determine the existing and projected need for housing for each region. Existing law requires the appropriate council of governments, or the department for cities and counties without a council of governments, to adopt a final regional housing need plan that allocates a share of the regional housing need to each city, county, or city and county, as provided. Existing law requires that the final regional housing plan adopted by a council of governments, or a delegate subregion, as applicable, be based on a methodology that includes specified factors, and similarly requires that the department take into consideration specified factors in distributing regional housing need, as provided. Commencing January 1, 2025, this bill would authorize a council of governments, a delegate subregion, or the department, as applicable, to additionally consider among these factors emergency evacuation route capacity, wildfire risk, sea level rise, and other impacts caused by climate change, as provided. This bill contains other existing laws.

DIGEST KEY

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: no

Link to Cal Cities Bill Summary/Status: <https://ctweb.capitoltrack.com/public/search.aspx?id=ad485199-37cd-42cd-8217-d19b4d257119&session=21&s=ab%201445&t=bill>

Cal Cities Position: Watch

Status: Enrolled and presented to the Governor

Senate Appropriations Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/asm/ab_1401-1450/ab_1445_cfa_350721_sen_comm.html

Assembly Floor Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/asm/ab_1401-1450/ab_1445_cfa_344947_asm_comm.html

[AB-1685 Vehicles: parking violations](#)

Existing law authorizes a parking citation processing agency, as defined, to collect an unpaid parking penalty by requesting the Department of Motor Vehicles to place a registration hold on the vehicle to which the citations have been issued, or by obtaining a civil judgment against the registered owner of the vehicle, as specified. Existing law requires a processing agency to offer a payment plan for unpaid parking citations to qualified indigent persons. This bill would require a processing agency to forgive at least \$1,500 in parking fines and fees annually for a qualified homeless person, as specified. The bill would also require a processing agency to provide certain information regarding the parking citation forgiveness program, as specified, including on its internet website. The bill would also require each processing agency that receives an application for the citation forgiveness program to annually report specified information to the California Interagency Council on Homelessness and would require the council to compile and publish this data in a publicly accessible page on its departmental internet website. This bill contains other related provisions and other existing laws.



DIGEST KEY

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: yes

Link to Cal Cities Bill Summary/Status: <https://ctweb.capitoltrack.com/public/search.aspx?id=ad485199-37cd-42cd-8217-d19b4d257119&session=21&s=ab%201685&t=bill>

Cal Cities Position: Oppose Unless Amended
Status: Enrolled and presented to the Governor

Cal Cities Request for Veto:

<https://ctweb.capitoltrack.com/public/publishviewdoc.ashx?di=tv1cqyvXNztAZySUIiM0t%2fyAW6NeiLLqKr5Le2RHmCg%3d>

Senate Transportation Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/asm/ab_1651-1700/ab_1685_cfa_350624_sen_comm.html

Assembly Committee on Appropriations Analysis:

https://ctweb.capitoltrack.com/Bills/21Bills/asm/ab_1651-1700/ab_1685_cfa_348484_asm_comm.html

Assembly Committee on Housing and Community Development Analysis:

https://ctweb.capitoltrack.com/Bills/21Bills/asm/ab_1651-1700/ab_1685_cfa_347666_asm_comm.html

AB 2011 (Wicks) Affordable Housing and High Road Jobs Act of 2022

The Planning and Zoning Law authorizes a development proponent to submit an application for a multifamily housing development that is subject to a streamlined, ministerial approval process and not subject to a conditional use permit if the development satisfies specified objective planning standards. This bill would create the Affordable Housing and High Road Jobs Act of 2022, which would authorize a development proponent to submit an application for a housing development that meets specified objective standards and affordability and site criteria, including being located within a zone where office, retail, or parking are a principally permitted use, and would make the development a use by right and subject to one of 2 streamlined, ministerial review processes. The bill would require a development proponent for a housing development project approved pursuant to the streamlined, ministerial review process to require, in contracts with construction contractors, that certain wage and labor standards will be met, including a requirement that all construction workers be paid at least the general prevailing rate of wages, as specified. The bill would require a development proponent to certify to the local government that those standards will be met in project construction. By expanding the crime of perjury, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

DIGEST KEY

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: yes

Link to Cal Cities Summary: <https://ctweb.capitoltrack.com/public/search.aspx?id=ad485199-37cd-42cd-8217-d19b4d257119&session=21&s=ab%202011&t=bill>



Cal Cities Position: Oppose
Status: Enrolled and presented to the Governor

Cal Cities Request for Veto: <https://ct3.blob.core.windows.net/21blobs/401db747-e806-47e7-9272-0aec959eac2e>

Assembly Floor Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/asm/ab_2001-2050/ab_2011_cfa_356038_asm_comm.html

Senate Floor Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/asm/ab_2001-2050/ab_2011_cfa_355918_sen_comm.html

AB-2097 Residential and Commercial Development: Remodeling, Renovations, and Additions: Parking Requirements.

The Planning and Zoning Law requires each county and city to adopt a comprehensive, long-term general plan for its physical development, and the development of certain lands outside its boundaries, that includes, among other mandatory elements, a land use element, and a conservation element. Existing law also permits variances to be granted from the parking requirements of a zoning ordinance for nonresidential development if the variance will be an incentive to the development and the variance will facilitate access to the development by patrons of public transit facilities. This bill would prohibit a public agency, in a county with a population of 600,000 or more, from imposing or enforcing a minimum automobile parking requirement, on any of specified residential, commercial, or other development types if the project is located within 1/2 mile of public transit, as defined. The bill would also prohibit a public agency, in a county with a population of less than 600,000, and a city with a population of 75,000 or more, from imposing or enforcing a minimum automobile parking requirement on specified residential, commercial, or other development types if the project is located within 1/4 mile of public transit. For a city with a population of less than 75,000, or a county with a population of less than 600,000, the bill would authorize that city or county to adopt an ordinance or resolution that applies certain prohibitions regarding the above-described parking requirements within its boundaries. When a project provides parking voluntarily, the bill would authorize a public agency to impose specified requirements on the voluntary parking. The bill would prohibit these provisions from reducing, eliminating, or precluding the enforcement of any requirement imposed on a new multifamily or nonresidential development to provide electric vehicle supply equipment installed parking spaces or parking spaces that are accessible to persons with disabilities. The bill, notwithstanding the above provisions, would also require the development project to provide parking, as required by local ordinance, for employees and other workers of hotels, motels, bed and breakfast inns, transient lodgings, and event centers. The bill would exempt certain commercial parking requirements from these provisions if the requirements of the bill conflict with an existing contractual agreement of the public agency that was executed before January 1, 2023. This bill contains other related provisions and other existing laws.

DIGEST KEY

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: yes

Link to Cal Cities Summary: <https://ctweb.capitoltrack.com/public/search.aspx?id=ad485199-37cd-42cd-8217-d19b4d257119&session=21&s=ab%202097&t=bill>



Senate Committee on Housing Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/asm/ab_2051-2100/ab_2097_cfa_351500_sen_comm.html

Cal Cities Position: Oppose

Status: Enrolled and presented to the Governor

Notice of Opposition from Cal Cities: <https://ct3.blob.core.windows.net/21blobs/127eeaac-f2ef-4488-abec-7d7aceae064b>

Cal Cities Veto Request:

<https://ctweb.capitoltrack.com/public/publishviewdoc.ashx?di=vU%2ff64CWcZgyetLK4w58YzvJV7bcmvyQLk6A0whHTd0%3d>

AB-2449 Open Meetings: Local Agencies: Teleconferences.

The Ralph M. Brown Act requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and participate. The act generally requires posting an agenda at least 72 hours before a regular meeting that contains a brief general description of each item of business to be transacted or discussed at the meeting, and prohibits any action or discussion from being undertaken on any item not appearing on the posted agenda. The act authorizes a legislative body to take action on items of business not appearing on the posted agenda under specified conditions. The act contains specified provisions regarding providing for the ability of the public to observe and provide comment. The act allows for meetings to occur via teleconferencing subject to certain requirements, particularly that the legislative body notice each teleconference location of each member that will be participating in the public meeting, that each teleconference location be accessible to the public, that members of the public be allowed to address the legislative body at each teleconference location, that the legislative body post an agenda at each teleconference location, and that at least a quorum of the legislative body participate from locations within the boundaries of the local agency's jurisdiction. The act provides an exemption to the jurisdictional requirement for health authorities, as defined. This bill would revise and recast those teleconferencing provisions and, until January 1, 2026, would authorize a local agency to use teleconferencing without complying with the teleconferencing requirements that each teleconference location be identified in the notice and agenda and that each teleconference location be accessible to the public if at least a quorum of the members of the legislative body participates in person from a singular physical location clearly identified on the agenda that is open to the public and situated within the local agency's jurisdiction. Under this exception, the bill would authorize a member to participate remotely under specified circumstances, including participating remotely for just cause or due to emergency circumstances.

DIGEST KEY

Vote: majority Appropriation: no Fiscal Committee: no Local Program: no

Link to Cal Cities Bill Summary/Status: <https://ctweb.capitoltrack.com/public/search.aspx?id=ad485199-37cd-42cd-8217-d19b4d257119&session=21&s=ab%202449&t=bill>

Cal Cities Position: Removal of Opposition

Status: Approved by the Governor.

Cal Cities Removal of Opposition: <https://ct3.blob.core.windows.net/21blobs/89d5e4c4-d65e->



[49ab-b607-967e03d8184a](#)

Senate Governance and Finance Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/asm/ab_2401-2450/ab_2449_cfa_351570_sen_comm.html

Assembly Third Reading: https://ctweb.capitoltrack.com/Bills/21Bills/asm/ab_2401-2450/ab_2449_cfa_348330_asm_comm.html

Assembly Committee on Local Government Analysis:
https://ctweb.capitoltrack.com/Bills/21Bills/asm/ab_2401-2450/ab_2449_cfa_348097_asm_comm.html

AB-2647 (Levine) Local government: open meetings.

Existing law, the California Public Records Act, requires state agencies and local agencies to make public records available for inspection, subject to specified criteria, and with specified exceptions. Existing law, the Ralph M. Brown Act, requires the meetings of the legislative body of a local agency to be conducted openly and publicly, with specified exceptions. Existing law makes agendas of public meetings and other writings distributed to the members of the governing board disclosable public records, with certain exceptions. This bill would instead require a local agency to make those writings distributed to the members of the governing board available for public inspection at a public office or location that the agency designates and list the address of the office or location on the agenda for all meetings of the legislative body of the agency unless the local agency meets certain requirements, including the local agency immediately posts the writings on the local agency's internet website in a position and manner that makes it clear that the writing relates to an agenda item for an upcoming meeting.

DIGEST KEY

Vote: majority Appropriation: no Fiscal Committee: no Local Program: no

Link to Cal Cities Bill Summary/Status:

<https://ctweb.capitoltrack.com/public/search.aspx?id=ad485199-37cd-42cd-8217-d19b4d257119&session=21&s=ab%202647&t=bill>

Cal Cities Position: Sponsor

Status: Enrolled and presented to the Governor

Assembly Floor Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/asm/ab_2601-2650/ab_2647_cfa_355142_asm_comm.html

Senate Floor Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/asm/ab_2601-2650/ab_2647_cfa_354111_sen_comm.html

AB-2953 (Salas) Department of Transportation and local agencies: streets and highways: recycled materials



The California Integrated Waste Management Act of 1989 requires the Director of Transportation, upon consultation with the Department of Resources Recycling and Recovery, to review and modify all bid specifications relating to the purchase of paving materials and base, subbase, and pervious backfill materials using certain recycled materials. Existing law requires the specifications to be based on standards developed by the Department of Transportation for recycled paving materials and for recycled base, subbase, and pervious backfill materials. Existing law requires a local agency that has jurisdiction over a street or highway to either adopt these standards developed by the Department of Transportation or to discuss at a public hearing why the standards are not being adopted. Existing law requires the State Procurement Officer, when purchasing materials to be used in paving or paving subbase for use by the Department of Transportation and any other state agency that provides road construction and repair services, to contract for those items that use recycled material in those materials, unless the Director of Transportation determines that the use of the materials is not cost effective. This bill would require the department and a local agency that has jurisdiction over a street or highway, to the extent feasible and cost effective, to use advanced technologies and material recycling techniques that reduce the cost of maintaining and rehabilitating streets and highways and that exhibit reduced levels of greenhouse gas emissions through material choice and construction method. The bill would require, beginning January 1, 2024, a local agency that has jurisdiction over a street or highway, to the extent feasible and cost effective, to apply standard specifications that allow for the use of recycled materials in streets and highways, as specified. The bill would exempt cities and counties whose revenues do not exceed specified thresholds from these requirements. By increasing the duties of local agencies, this bill would impose a state-mandated local program.

DIGEST KEY

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: yes

Link to Cal Cities Summary: <https://ctweb.capitoltrack.com/public/search.aspx?id=ad485199-37cd-42cd-8217-d19b4d257119&session=21&s=ab%202953&t=bill>

Assembly Committee on Appropriations Analysis:

https://ctweb.capitoltrack.com/Bills/21Bills/asm/ab_2951-3000/ab_2953_cfa_349339_asm_comm.html

Cal Cities Position: Neutral

Status: Enrolled and presented to the Governor

Notice of Opposition from Cal Cities (3-30-22): <https://ct3.blob.core.windows.net/21blobs/3d01fdad-74f6-46a1-a875-10c6673f60c8>

SB-897 (Wieckowski) Accessory dwelling units: junior accessory dwelling units.

Existing law, the Planning and Zoning Law, authorizes a local agency, by ordinance or ministerial approval, to provide for the creation of accessory dwelling units in areas zoned for residential use, as specified. Existing law authorizes a local agency to impose standards on accessory dwelling units that include, but are not limited to, parking, height, setback, landscape, architectural review, and maximum size of a unit. This bill would require that the standards imposed on accessory dwelling units be objective. For purposes of this requirement, the bill would define “objective standard” as a standard that involves no personal or subjective judgment by a public official and is uniformly verifiable, as specified. The bill would also prohibit a local agency from denying an application for a permit to create an accessory dwelling unit



due to the correction of nonconforming zoning conditions, building code violations, or unpermitted structures that do not present a threat to public health and safety and are not affected by the construction of the accessory dwelling unit. This bill contains other related provisions and other existing laws.

DIGEST KEY

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: yes

Link to Cal Cities Summary: <https://ctweb.capitoltrack.com/public/search.aspx?id=ad485199-37cd-42cd-8217-d19b4d257119&session=21&s=sb%20897&t=bill>

Senate Floor Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/sen/sb_0851-0900/sb_897_cfa_356451_sen_comm.html

Assembly Floor Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/sen/sb_0851-0900/sb_897_cfa_355826_asm_comm.html

Cal Cities Position: Oppose

Status: Enrolled and presented to the Governor

Request for Veto from Cal Cities:

<https://ctweb.capitoltrack.com/public/publishviewdoc.aspx?di=oKErsClzvIhmjalQECI0VF%2fhvcA8w%2bG5XhKapLgGfto%3d>

SB-1020 (Laird) Clean Energy, Jobs, and Affordability Act of 2022

The California Global Warming Solutions Act of 2006 designates the State Air Resources Board as the state agency responsible for monitoring and regulating sources emitting greenhouse gases. The act requires the state board to prepare and approve a scoping plan for achieving the maximum technologically feasible and cost-effective reductions in greenhouse gas emissions and to update the scoping plan at least once every 5 years. The act requires the state board to conduct a series of public workshops to give interested parties an opportunity to comment on the plan and requires a portion of those workshops to be conducted in regions of the state that have the most significant exposure to air pollutants, including communities with minority populations, communities with low-income populations, or both. This bill instead would modify, with respect to the provision that a portion of the workshops be conducted in regions of the state that have the most significant exposure to air pollutants, the above-described included communities as additionally being areas designated as federal extreme nonattainment. This bill contains other related provisions and other existing laws.

DIGEST KEY

Vote: majority Appropriation: yes Fiscal Committee: yes Local Program: yes

Link to Cal Cities Bill Summary/Status: <https://ctweb.capitoltrack.com/public/search.aspx?id=ad485199-37cd-42cd-8217-d19b4d257119&session=21&s=sb%201020&t=bill>

Cal Cities Position: Watch

Status: Approved by the Governor.



Assembly Committee on Utilities and Energy:

https://ctweb.capitoltrack.com/Bills/21Bills/sen/sb_1001-1050/sb_1020_cfa_351693_asm_comm.html

Senate Committee on Appropriations Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/sen/sb_1001-1050/sb_1020_cfa_348453_sen_comm.html

Senate Committee on Energy, Utilities, and Communications Analysis:
https://ctweb.capitoltrack.com/Bills/21Bills/sen/sb_1001-1050/sb_1020_cfa_347798_sen_comm.html

SB-1100 Open Meetings: Orderly Conduct

Existing law, the Ralph M. Brown Act, requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and participate. Existing law requires every agenda for regular meetings of a local agency to provide an opportunity for members of the public to directly address the legislative body on any item of interest to the public, before or during the legislative body's consideration of the item, that is within the subject matter jurisdiction of the legislative body. Existing law authorizes the legislative body to adopt reasonable regulations to ensure that the intent of the provisions relating to this public comment requirement is carried out, including, but not limited to, regulations limiting the total amount of time allocated for public testimony on particular issues and for each individual speaker. Existing law authorizes the members of the legislative body conducting the meeting to order the meeting room cleared and continue in session, as prescribed, if a group or groups have willfully interrupted the orderly conduct of a meeting and order cannot be restored by the removal of individuals who are willfully interrupting the meeting. This bill would authorize the presiding member of the legislative body conducting a meeting or their designee to remove, or cause the removal of, an individual for disrupting the meeting. The bill, except as provided, would require removal to be preceded by a warning to the individual by the presiding member of the legislative body or their designee that the individual's behavior is disrupting the meeting and that the individual's failure to cease their behavior may result in their removal. The bill would authorize the presiding member or their designee to then remove the individual if the individual does not promptly cease their disruptive behavior. The bill would define "disrupting" for this purpose. This bill contains other related provisions and other existing laws.

DIGEST KEY

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: yes

Link to Cal Cities Summary: <https://ctweb.capitoltrack.com/public/search.aspx?id=ad485199-37cd-42cd-8217-d19b4d257119&session=21&s=sb%201100&t=bill>

Cal Cities Position: Neutral

Status: Approved by the Governor.

Assembly Floor Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/sen/sb_1051-1100/sb_1100_cfa_351803_asm_comm.html

Senate Floor Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/sen/sb_1051-1100/sb_1100_cfa_347110_sen_comm.html



Senate Committee on Judiciary Analysis: https://ctweb.capitoltrack.com/Bills/21Bills/sen/sb_1051-1100/sb_1100_cfa_346579_sen_comm.html

Senate Committee on Governance and Finance Analysis:
https://ctweb.capitoltrack.com/Bills/21Bills/sen/sb_1051-1100/sb_1100_cfa_345236_sen_comm.html