



CALIFORNIA CONTRACT CITIES ASSOCIATION

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LEGISLATIVE COMMITTEE MEETING RECAP

Monday, April 17, 2017 at 3:00 p.m.

Conference Call

Attendees: Bea Dieringer, Judy Nelson, Jorge Morales, Reva Feldman, Steve Hofbauer, Mike Spence, Hany Fangary, Marcel Rodarte

AB 1250 (Jones-Sawyer)—Counties and Cities: Contracts for Personal Services

- This bill would establish specific standards for the use of personal services contracts by counties and cities. Beginning January 1, 2018, the bill would allow a county or county agency, or a city, to contract for personal services currently or customarily performed by county employees, as applicable, when specified conditions are met. Among other things, the bill would require the county or city to clearly demonstrate that the proposed contract will result in actual overall costs savings to the county or city and also to show that the contract does not cause the displacement of county or city workers. The bill would require a contract entered into under these provisions to specify that it may be terminated upon material breach, if notice is provided, as specified. Additionally, the bill would require the county or city to provide an orientation to employees of the contractor who would perform services pursuant to the contract, and would establish liability provisions for employment law violations and torts committed in the course of providing services under contract, among other conditions. The bill would impose additional disclosure requirements for contracts exceeding \$100,000 annually, would exempt certain types of contracts from its provisions, and would require each county or city to maintain on its Internet Web site a searchable database of all of its contracts exceeding \$100,000.

COMMITTEE DECISION:

- Bea Dieringer made the motion to recommend a stance of **OPPOSITION** to the Executive Board, Mike Spence seconded. Motion carried unanimously

SB 649 (Hueso)—Wireless Telecommunications Facilities

- This bill would provide that small cell telecommunications facilities are permitted uses, not subject to city or county discretionary permits, as long as the small cell is in a public right-of-way in a commercial or industrial zone and complies with all applicable state and local health and safety regulations. Cities and counties may require administrative permits with the same requirements as similar construction permits.create a voluntary pilot program for the County of Orange to fund and house a Department of Health Care Services (DCHS) Complaint Analyst within the County.

COMMITTEE DECISION:

- Jorge Morales stated that he has been talking to the bill sponsors and they are likely to amend it to be friendlier with cities
- Judy Nelson made the motion to recommend a stance of **OPPOSE UNLESS AMENDED** to the Executive Board, Bea Dieringer seconded. Motion carried unanimously.

AB 890 (Medina)—Local Land Use Initiatives, Environmental Review

- This bill would require a proponent of a proposed initiative ordinance, at the time he or she files a copy of the proposed initiative ordinance for preparation of a ballot title and summary with the appropriate elections official, to also request that an environmental review of the proposed initiative ordinance be conducted by the appropriate planning department, as specified. The bill would require *the* elections official to notify the proponent of the result of the environmental review. The bill would require the county board of supervisors, legislative body of a city, or governing board of a district, if the initiative ordinance proposes an activity that would result in a direct or indirect physical change in the environment, as specified, to order that an environmental impact report or mitigated negative declaration of the proposed ordinance be prepared. Once the environmental impact report or mitigated negative declaration has been prepared, the bill would require the governing body to hold a public hearing and either approve or deny the proposed ordinance, instead of allowing the proposed ordinance to be submitted to the voters.

COMMITTEE DECISION:

- Steve Hofbauer made the motion to recommend a stance of **OPPOSITION** to the Executive Board, Reva Feldman seconded. Motion carried unanimously.

AB 1585 (Bloom)—Planning and Zoning, Affordable Housing: Single Application

- This bill would establish in each city, county, and city and county in the state an affordable housing zoning board and procedures by which a public agency or nonprofit organization proposing to build

affordable housing units, as defined, or a developer proposing to build a housing project that meets specified affordability criteria, could submit to that board a single application for a comprehensive conditional use or other discretionary permit. The bill would require the board to consider the general plan and zoning ordinances of the affected local agency, the share of the regional housing needs of the affected local agency, whether the applicant has made specified certifications relating to the payment of prevailing wages and employment of a skilled and trained workforce, as provided, on the affordable housing units or housing project development, documents or other evidence presented at the hearing, and the recommendations of experts or consultants, if any, retained by the board. The bill would provide that the comprehensive permit would have the same force and effect as a conditional use or other discretionary permit issued by an affected local agency, but would prohibit the board from abrogating a provision of the general plan or zoning ordinances of the affected local agency except to grant a density bonus, as provided.

COMMITTEE DECISION:

- Steve Hofbauer made the motion to recommend a stance of **OPPOSITION** to include funding to the Executive Board, Bea Dieringer seconded. Motion carried unanimously.

AB 820 (Gipson)—Emergency Medical Services Authority: task force, transportation alternatives

- This bill would authorize the Emergency Medical Services Task Force Authority to establish a task force to develop a report evaluating alternative destinations to a general acute hospital for first responders to transport a patient who may be a danger to himself, herself, or others or gravely disabled as a result of a mental health disorder. The bill would require the report to be published on the authority's website.

COMMITTEE DECISION:

- Steve Hofbauer thought this sounded good in theory but noted that there's no guarantee other facilities will accept mentally ill patients
- Steve Hofbauer made the motion to recommend a stance of **WATCH** to the Executive Board, Judy Nelson seconded. Motion carried unanimously.

SB 633 (Portantinto)—Water Quality Objectives: Stormwater

- This bill would require a regional board preparing a water quality control plan for a region having a population in excess of 10 million residents to additionally consider opportunities to convey stormwater to a regional site within the watershed in which the stormwater originated for capture and infiltration and to consider and balance the opportunity for stormwater capture when determining past and probable uses of water, as specified.

COMMITTEE DECISION:

- Steve Hofbauer made the motion to recommend a stance of **WATCH** to the Executive Board, Judy Nelson seconded. Motion carried unanimously.

AB 199 (Chu) – Public Works: Private Residential Projects

- This bill would amend existing law requiring that private residential projects built on private property pursuant to an agreement with a state agency, redevelopment agency, or local public housing authority to meet the requirements for projects that are defined as “public works” including the payment of prevailing wages to also apply to private residential projects built pursuant to an agreement with a successor agency to a redevelopment agency.

COMMITTEE DECISION:

- The Legislative Committee previously voted to oppose the bill, a stance ratified by the Executive Board. The committee discussed whether to amend our stance in light of the amended version of the bill, which caused the coalition opposing it to rescind their opposition.
- Bea Dieringer made the motion to recommend a stance of **WATCH** to the Executive Board, Judy Nelson seconded. Motion carried unanimously.