

# City of Cupertino 2020 Legislative Platform

The 2020 Legislative Platform is comprised of guiding principles that provide a framework for the City of Cupertino's regional, state, and federal legislative priorities. Adopted annually, the City's Legislative Platform serves as a reference guide for legislative positions and objectives that provides direction for the City Council, the Legislative Review Committee, and staff throughout the year. The Legislative Platform is the foundation of a focused advocacy strategy.

## Guiding Principles

### **I. Fiscal Responsibility**

The City of Cupertino has a fiduciary responsibility to its residents to ensure assets and resources are properly safeguarded and deployed in a fair, prudent, and efficient manner. As such, the City supports the protection of existing federal, state, and local funding sources and the authorities that provide revenues to the City. Likewise, the City has an interest in the solvency of public entities that provide resources to the City. The City opposes any new mandates that are unfunded or inadequately funded, and supports efforts to eliminate, or provide funding for currently unfunded mandates.

### **II. Local Control**

The City supports local decision-making authority and opposes preemption of local control. Cities are voluntarily created by the residents of a community to provide local self-government and to make decisions at a local level to best meet the needs of the community. Each community has unique needs and characteristics that are best met by policies set by its local governing body. Efforts to remove the ability to set policy at the local level should be opposed, while promoting legislation that allows flexibility in the City's effort to cost-effectively meet local priorities.

### **III. Sustainability**

The City of Cupertino is a leader in embracing sustainability efforts in response to current and anticipated environmental challenges. The City continuously looks for innovative strategies to reduce its carbon footprint and adapt to the impacts of climate change. The City supports environmentally friendly legislation and urban sustainability consistent with our Climate Action Plan (CAP). As such, the City supports environmentally friendly legislation and urban sustainability consistent with our CAP goals.

### **IV. Infrastructure and Mobility**

The City seeks to maintain existing infrastructure and enhance the safety and accessibility of sustainable, alternative mobility options for our residents and businesses. The City can accomplish this by supporting legislation that increases funding for transportation, infrastructure, operations, and maintenance in Cupertino.

The City seeks to upgrade and maintain municipal facilities so that they operate at peak energy and water efficiency. In addition, Cupertino seeks to enhance the provision of carbon-free services, such as electric vehicles and buildings that are free of fossil fuels. Cupertino supports

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legislation or rulemaking that enhances the City’s ability to procure and implement fuel-switching, on-site renewable energy deployment, and low-carbon or carbon-free critical power backup services.

## V. Healthy, Safe, and Resilient Community

One of the City’s primary goals is to provide a healthy and safe environment for our residents. The City supports legislation that protects and enhances services to the City’s most vulnerable populations, such as the economically disadvantaged, elderly, homeless, and disabled. In addition, the City supports federal and state assistance for local law enforcement, as well as any measures that would help contribute to local public safety and mental well-being such as support for parks and open spaces. In order to foster a resilient community, the City supports legislation that strengthens local disaster preparedness, emergency planning and response activities, as well as programs that invest in climate adaptation planning and deployment of adaptation strategies.

## VI. Education

The City understands that access to quality education is a key factor in maintaining a strong and vibrant community. The City supports state efforts to ensure that California schools have adequate funding to ensure that every child has access to a quality education and all schools have the personnel and materials needed to create an environment where children can succeed.

City of Cupertino - 2020 Federal Legislative Priorities	
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)	1. Support the preservation or increase of funding for the CDBG program.
ECONOMIC DEVELOPMENT	1. Support amendments to the EB5 Visa Program to ensure that investments are concentrated in target employment areas, such as Qualified Opportunity Zones, that would most benefit from economic development.
EDUCATION	1. Support education funding to support special needs students.
ENVIRONMENTAL PROTECTION	<ol style="list-style-type: none"> <li>1. Support legislation that assists regional and local governments in development and implementing energy efficiency, renewable energy, and conservation strategies. Ensure that local governments can continue, and not be preempted in, their efforts to achieve economic improvements through increased energy efficiency, renewable energy and conservation plans that seek to decrease carbon emissions.</li> <li>2. Advocate for funding for projects for potable water and reuse projects, nonpoint source pollution control, and watershed management. Accelerate authorization for indirect and direct potable reuse projects. Support legislation that generates additional revenue for water infrastructure improvements,</li> </ol>

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	provides for the funding of programs mandated for compliance, and addresses drought resilience.
<b>HEALTH AND PUBLIC SAFETY</b>	1. Support legislation to provide services to those experiencing domestic violence, addiction, or mental health issues, including mental health services for youth.
<b>LAND USE</b>	1. Oppose legislation and regulatory efforts that would diminish or eliminate the authority of cities to zone and plan for the development of telecommunications infrastructure, including the siting of cellular communications towers or transmission sites.
<b>LOCAL AUTHORITY</b>	1. Oppose preemption of local authority. 2. Oppose new program mandates that are unfunded or underfunded.
<b>TRANSPORTATION &amp; INFRASTRUCTURE</b>	1. Support adoption of a long-term federal transportation authorization that provides a stable and reliable funding stream for transportation with focus on maintenance and preservation, and funding for roads, bridges, and transit. 2. Support legislation that generates funding to support all modes of transportation, including transit, bicycles, and pedestrians. 3. Support legislation that addresses issues related to aircraft noise in communities. 4. Support legislation that generates funding for storm drain capacity and maintenance projects.

### City of Cupertino - 2020 State Legislative Priorities

<b>ECONOMIC DEVELOPMENT</b>	<ol style="list-style-type: none"> <li>1. The City embraces efforts to support legislation or obtain funding for economic development initiatives, including planning and implementation of regional transportation and traffic congestion relief projects, the creation of affordable housing, and social services.</li> <li>2. Work with elected representatives to secure funding through the State Budget for priority projects and programs in the City.</li> <li>3. Support legislation that would provide workers with a living wage.</li> <li>4. Oppose legislation that would increase local costs related to public employee retirement.</li> <li>5. Oppose legislation that limits the City's ability to collect Transient Occupancy Taxes.</li> <li>6. Oppose legislation that would burden local rate payers with increased state utility costs and mandates.</li> <li>7. Monitor legislation that would provide local governments with additional tax-increment based economic development tools,</li> </ol>
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	<p>such as Enhanced Infrastructure Financing Districts or tax increment financing districts.</p> <ol style="list-style-type: none"> <li>8. Support legislation that would clarify the ability for local governments to assess parcel taxes based on square footage.</li> <li>9. Monitor legislation that would amend sales tax or property distribution formulas.</li> <li>10. Monitor legislation that would amend the definition of independent contractors.</li> </ol>
<p><b>EDUCATION</b></p>	<ol style="list-style-type: none"> <li>1. The City understands that access to quality education is a key factor in maintaining a strong and vibrant community. The City supports state efforts to ensure that California schools have adequate funding to ensure that every child has access to a quality education and all schools have the personnel and materials needed to create an environment where children can succeed.</li> <li>2. Support legislation that ensures full funding of the State’s Proposition 98 guarantee.</li> <li>3. Support legislation that would increase funding for schools for programs and salaries.</li> <li>4. Support legislation that would amend the Leroy F. Greene School Facilities Act to ensure that facilities funding is sufficient to cover all costs of new facilities, including the acquisition of land.</li> <li>5. Support legislation that provides students access to educational resources and technology needed to be prepared for higher education or the modern workforce.</li> </ol>
<p><b>ELECTIONS</b></p>	<ol style="list-style-type: none"> <li>1. The City supports legislation that encourages and expands civic engagement and voter participation in elections.</li> <li>2. Oppose legislation that weakens voters’ right to petition through the initiative and referendum processes.</li> <li>3. Support legislation that provides resources and support for municipal elections.</li> <li>4. Monitor legislation that affects the California Voting Rights Acts.</li> <li>5. Monitor legislation that lowers the voting requirements for passage of local special purpose agency funding propositions.</li> </ol>
<p><b>EMERGENCY PREPAREDNESS</b></p>	<ol style="list-style-type: none"> <li>1. Support legislation that provides funding for local emergency preparedness planning.</li> <li>2. Support legislation that provides reimbursement for costs associated with public safety power shutoffs.</li> <li>3. Support legislation that provides funding, or other incentives, for retrofitting, and other seismic preparedness activities.</li> </ol>

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	<ol style="list-style-type: none"> <li>4. Support legislation that would ensure the City, as well as businesses and residents, have access to communications during emergency events.</li> <li>5. Support specific funding opportunities to address natural disaster mitigation and evacuation planning.</li> </ol>
<b>ENVIRONMENTAL PROTECTION</b>	<ol style="list-style-type: none"> <li>1. The City supports legislation and policies that emphasize sustainable development, improve environmental standards and the regulatory process, provide incentives and financial support for preservation of natural resources, and promote sustainable energy policies.</li> <li>2. Support sustainability efforts that are consistent with the City’s Climate Action Plan.</li> <li>3. Support legislation that assists local governments in the development and implementation of energy efficiency, renewable energy, and conservation strategies.</li> <li>4. Oppose legislation that would preempt local government efforts to achieve economic improvements through increased energy efficiency, renewable energy, and conservation plans that seek to decrease carbon emissions.</li> <li>5. Support increased funding for green buildings, electric vehicle charging stations, and related infrastructure.</li> <li>6. Support legislation to reduce plastic waste, such as plastic bags and containers.</li> <li>7. Oppose legislation that weakens environmental review policy or CEQA.</li> <li>8. Support legislation that expands, promotes, or incentivizes water conservation practices and programs, including the expanded use of local water resources such as recycled water, graywater, and rainwater harvesting.</li> </ol>
<b>GOVERNMENT TRANSPARENCY</b>	<ol style="list-style-type: none"> <li>1. The City supports government transparency, public access to records, and legislation that facilitates these principles while still allowing for necessary municipal operations and services.</li> <li>2. Oppose legislation that impacts the ability of special districts and joint powers authorities to self-regulate.</li> <li>3. Oppose legislation that expands the Public Records Act, or other disclosure legislation, without state funding to carry out the new requirements.</li> <li>4. Support legislation that improves the ability of local governments to utilize digital communication and archiving.</li> </ol>
<b>HEALTH &amp; PUBLIC SAFETY</b>	<ol style="list-style-type: none"> <li>1. The City values public health and social services. The City supports legislation and policies to access resources that</li> </ol>

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	<p>provide high quality police, fire, emergency management, and emergency medical services.</p> <ol style="list-style-type: none"> <li>2. Support legislation to provide services to those experiencing domestic violence, addiction, or mental health issues, including mental health services for youth.</li> <li>3. Support legislation to provide funding and services for vulnerable populations.</li> <li>4. Support legislation that allows for local ordinances related to commercial and recreational drone usage.</li> <li>5. Support legislation to regulate vaping devices and other e-cigarettes and their packaging, advertisement, and promotion to youth.</li> <li>6. Support legislation to regulate the potency, packaging, and advertisement of recreational cannabis products.</li> <li>7. Monitor legislation related to the regulation of mobile food vendors and businesses preparing food in home kitchens.</li> <li>8. Oppose legislation that restricts the ability for the City to adopt ordinances regarding the purchase, distribution, consumption and cultivation of tobacco or cannabis, or usage of vaping devices within the City.</li> </ol>
<p><b>HOUSING &amp; COMMUNITY DEVELOPMENT</b></p>	<ol style="list-style-type: none"> <li>1. The City acknowledges that California is currently facing a dramatic shortage of affordable housing and below market rate housing at all income levels, severe income disparity, and lack of transit options to affordable areas. The rising cost of housing is one symptom of the deeper economic problem, which can only be solved by addressing the excessive job growth, housing affordability, and lack of transit options together. The City supports legislation that addresses the root causes of these problems.</li> <li>2. Oppose legislation that may reduce municipal authority, with an emphasis on land use policy, local review, and design standards.</li> <li>3. Oppose efforts to erode local control over the appropriate location, scale, and character of residential development or that may reduce public hearing or oversight.</li> <li>4. Support legislation that requires the consideration of jobs-housing balance as part of the local planning process and/or requires reporting of any jobs-housing imbalance.</li> <li>5. Support legislation that requires reporting on elements within RHNA within the City’s control, including entitled and approved units.</li> <li>6. Support legislation that gives local municipalities credit and incentives for actions under their direct control, including the approval of housing developments.</li> </ol>

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	<ol style="list-style-type: none"> <li>7. Support legislation that provides state funding for the construction of affordable housing, including Extremely Low Income, Very Low Income, Low Income, and Moderate Income housing.</li> <li>8. Oppose legislation that limits or reduces local impact fees that fund local infrastructure.</li> <li>9. Support legislation that provides state funding to provide funding for any reduction in mitigation fees below the levels identified in nexus fee studies.</li> <li>10. Oppose legislation that would impact the ability of a local municipality to regulate ADUs.</li> <li>11. Support legislation that promotes the construction of parks, affordable housing, and other community facilities, instead of allowing in-lieu fees in place of actual facilities.</li> <li>12. Support legislation to address issues that lead to gentrification, the displacement of long-time residents, the lack of housing for full-time students, and homelessness.</li> <li>13. Monitor legislation that would impact the rental market and tenant protections.</li> <li>14. Oppose legislation that provides for by-right up-zoning.</li> <li>15. Support legislation that requires employers to contribute to the funding of affordable housing to keep pace with job growth.</li> <li>16. Support legislation to assert local authority to regulate the use of public right of ways.</li> <li>17. Oppose legislation that erodes the ability of cities to condition and deny projects that inadequately mitigate impacts to the community, including infrastructure, public safety, and schools.</li> </ol>
<p><b>QUALITY OF LIFE</b></p>	<ol style="list-style-type: none"> <li>1. The City values its ability and authority to make policies tailored to diverse local needs, enable excellent public services, and protect and enhance the quality of life for Cupertino residents and businesses.</li> <li>2. Support legislation that would provide local funding for libraries, arts and cultural expression in Cupertino.</li> <li>3. Support legislation and initiatives that provide funding for parks, trails, and visitor amenities.</li> <li>4. Monitoring legislation that affects immigration and the rights and benefits of immigrants.</li> <li>5. Oppose legislation that includes unfunded or underfunded mandates.</li> <li>6. Monitor legislation related to the overnight parking of recreational vehicles on public streets.</li> </ol>

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### TRANSPORTATION & INFRASTRUCTURE REHABILITATION

1. The City supports legislation and policies that support and fund pedestrian solutions, bicycle solutions, on-demand/paratransit solutions, and transit solutions that increase the speed and frequency of services.
2. Support new statewide funding opportunities for maintenance and repair of local roads and highways.
3. Support investments in the maintenance and rehabilitation of aging infrastructure and allow for system capacity expansion to support smart growth principals.
4. Support legislation that allows for the planning of on-site parking and other planning tools that can increase safety for pedestrians and bicycles.
5. Support legislation that ensures cap and trade funds derived from transportation fuels be used for transportation purposes.
6. Support legislation and initiatives to address regional transportation congestion.
7. Support legislation that generates funding for storm drain capacity and maintenance.
8. Oppose legislation that limits or reduces local impact fees that fund local infrastructure.
9. Oppose legislation that would impact local authority of cities to zone and plan for the development of telecommunications infrastructure.
10. Support legislation that enhances the City's ability to procure and implement fuel-switching, on-site renewable energy deployment, and low-carbon or carbon-free critical power backup services.
11. Oppose legislation that would reduce access to, or otherwise condition the receipt of, local streets and roads funding.
12. Support legislation that would allow flexibility for public contracting associated with routine public works projects.
13. Support transportation legislation that would provide direct tangible benefits to Cupertino and the surrounding region, including:
  - a. reinforcing the importance of creating new transit on SR85 as well as I-280 that bring people to the jobs-rich cities to the north and west of San Jose.
  - b. supporting the preservation of 2016 Measure B funds of \$350 million, that are dedicated to transit on SR85.
  - c. supporting funding of new transportation measures in an equitable manner.