



January 25, 2008

**SUBJECT: 2008 PRIORITY ISSUES AND LEGISLATIVE ADVOCACY
POSITIONS DRAFT**

REPORT IN BRIEF

This draft report details the City's proposed 2008 Priority Issues and Legislative Advocacy Positions (LAP) for preliminary Council review at the January 25 Study Issues and Budget Issues Workshop. The purpose of establishing City LAPs and Priority Issues is to focus staff time for advocacy on significant legislative issues.

For 2008, staff recommends three *priority* issues, not in any particular order:

- Telecommunications Tax and Regulatory Reform
- Base Realignment and Closure (BRAC) of Onizuka Air Force Station
- State Budget Deficit

Staff recommends seven *priority watch* issues, not in any particular order:

- Investment Funding for Workforce Development
- Environmental/"Green" Regulatory and Conservation Issues
- Transportation Infrastructure and Funding
- Moffett Field and NASA Ames
- Regional and State-wide Water Supply Issues, Particularly Relating to the Sacramento-San Joaquin Delta Restrictions
- Interoperability/Public Safety Communications System
- State Children's Health Insurance Program (SCHIP)

Based on Council comments and direction at the January workshop, the proposed 2008 legislative advocacy positions and priority issues will be revised and brought back to Council for final review and recommendation in February.

BACKGROUND***Priority Issues***

To focus the City's limited advocacy resources, staff annually seeks direction from Council regarding priorities. To ensure the best use of limited staff resources, the City designates two special categories for advocacy: *priority* and *priority watch*. Intergovernmental *priority* areas are those "hot" areas where activity is either already underway or expected within the upcoming calendar year, and where the pending legislation/issue is expected to have significant

impact on City business. *Priority watch* areas are those areas of significant concern that staff believes may become active, but no specific legislation/issue or activity has yet been developed. As with *priority* areas, the *priority watch* areas are also areas that could have a significant impact on the City of Sunnyvale.

The *priority* and *priority watch* areas identified in this RTC do not fully represent the complete spectrum of issues worthy of the City's attention. As resources permit, staff also conducts limited advocacy in other areas, consistent with City policy, should issues arise that impact the City. In addition, as the year unfolds and new issues arise, staff presents them to Council for direction.

Legislative Advocacy Positions

Legislative Advocacy Positions are distinguished from established City policy in that they are short-term in nature and typically speak to pending legislation and current issues.

In 1982, the City Council adopted a procedure for establishing external legislative advocacy positions based on five primary components:

- City-adopted General Plan policies and specific legislative policies
- National League of Cities policies and resolutions
- Santa Clara County Cities Association policies and resolutions
- League of California Cities policies and resolutions
- Review of state and federal budgets.

This process has traditionally provided City Council an opportunity to review and update the City's legislative advocacy positions at the Council Study Issues Workshop, and defer final adoption to a month later. To prepare the annual LAP update, staff reviews City policies during the fall of each year and recommends changes for Council review in January and approval in February.

The purpose of the LAP is to identify Council-adopted positions regarding intergovernmental and/or legislative matters. The Council-approved LAP eliminates the need for staff to request review and approval from Council on each issue as it comes up during the year. These positions are also utilized to assist Councilmembers and staff in carrying out intergovernmental duties.

May 2007 Revision of Council Policy 7.3.2 *Legislative Advocacy Positions*

On December 15, 2006 Council directed staff to review the process by which Council advocacy positions are memorialized, and to note within the LAP policy that the City should take advocacy positions only on those issues and legislation that directly affect City business. Staff followed Council direction and submitted the revised policy, edited for clarity, to Council as part of the

May 17, 2007 City Manager's Weekly Report. (See Attachment A, May 2007 Revision of Council Policy 7.3.2 *Legislative Advocacy Positions*).

This policy approach was consistent with Council's direction regarding ballot measures. At the same December meeting Council had also directed staff to only analyze ballot measures that directly impact the City.

Staff provides support to Council on the Legislative Advocacy Positions as directed by Council Policy 7.3.13 *Support for Councilmembers; Staff-Council Communications*.

EXISTING POLICY

Policy 7.3B4: Prepare and update the LAP as the shorter-term policies that support the General Plan and guide Council and staff on intergovernmental matters.

Goal 7.3C: Participate in intergovernmental activities, including national, state and regional groups, in order to represent the City's interests, influence policy and regulations, and enhance awareness.

Policy 7.3C.1: Represent adopted City policy in intergovernmental activities.

DISCUSSION

This Discussion section is divided into two parts:

- I. Priority and Priority Watch Issues -- Identification and discussion of proposed 2008 issues
- II. Legislative Advocacy Positions
 - Proposed revision of LAP Policy 7.3.2, *Legislative Advocacy Positions*.
 - Identification of proposed 2008 positions

I. Priority and Priority Watch Issues

One of the primary goals of the City's intergovernmental relations program is to efficiently and effectively advocate for City interests on pending legislation and issues. The identified priority and priority watch issues do not represent all of the issues worthy of the City's attention. Instead, the lists are designed for purposeful and focused advocacy. The prioritization should serve to keep the Council and staff focused on the City's designated high priority issues given limited staffing resources.

Staff is proposing three priority issues for 2008:

1. Telecommunications Tax and Regulatory Reform

Over the past several years, a complex array of technological advances has merged data transmission, Internet access, telecommunications, and video (cable) services. The convergence of these industries, each with

disparate, multi-level governmental frameworks for taxation and regulation, has blurred the lines between what is taxable and non-taxable, and is precipitating regulatory review and change that could have far-reaching negative implications for California cities. Woven into the evolving conversations are varying themes of tax and regulatory simplification, uniformity, and even complete removal of local taxation authority. These reform efforts are spearheaded by powerful industry lobbies with strong ties to Congress and growing influence in state legislatures across the country.

At risk are a wide range of local taxes and fees including utility users taxes, cable franchise fees, rights-of-way fees, and 9-1-1 fees and regulatory surcharges, as well as local control over these revenue sources. For Sunnyvale, the two main revenue sources most likely affected by tax and regulatory reform in this arena are utility users tax on telecommunications and cable franchise fees.

At least 15 States, including California, have now enacted statewide cable franchising legislation and more will likely follow suit. At the national level, industry lobbying efforts are expected to continue to enact nationwide cable franchising. Of particular concern for Sunnyvale is the potential erosion of cable franchise fee revenue over time due to the new definition of "gross revenues" for statewide franchise holders for the purpose of calculating franchise fees (the new definition more narrowly defines gross revenues subject to franchise fees).

Also at risk is the City's utility users tax (UUT) on telecommunications services. The threat of revenue erosion is mainly due to several factors: the rapid technological advances for wireless and Internet phones and their proliferation (and resulting decrease in the number of landline phones), the inability of Federal and State government to keep pace with regulation, and prevailing anti-tax sentiments/aggressive industry lobbying efforts.

The City of Sunnyvale receives approximately \$2.7 million in revenue associated with telecommunications services; approximately \$1.7 million in UUT from telecom services, and approximately \$1 million in cable franchise fees. Any loss of these important revenue sources, or the ability to locally control them, could have significant negative consequences for Sunnyvale.

2. Base Realignment and Closure (BRAC) of Onizuka Air Force Station

Sunnyvale will need to continue to lead, and advocate for, Air Force cooperation in City efforts to plan for the eventual closure of Onizuka Air Force Station.

As part of the 2005 Base Realignment and Closure (BRAC) process, the Department of Defense (DoD) identified the Onizuka Air Force Station (AFS) to be closed by September 15, 2011. The Office of Economic Adjustment (OEA) designated the City of Sunnyvale as the Onizuka Local Redevelopment Authority (LRA) for planning for the reuse of Onizuka upon its conversion to civilian use.

BRAC statutes included a Federal mandate for both a Federal screening process and a local screening process. During the federal screening process, the Department of Veteran Affairs requested the Air Force headquarters office building which is centrally located and limits reuse and redevelopment options. Following the Federal screening, the Department of the Air Force approved the VA request and declared the remaining 18 acres of land and 3 acres of easement as surplus property. The City LRA then conducted a local screening process and solicited Notices of Interest (NOIs) from public benefit entities as required by Federal mandate. Two housing agencies proposed a public benefit conveyance of about 7 acres for homeless and affordable housing. Both VA and homeless proposals are an encumbrance on site sale and reuse that result from Federal mandates. Nevertheless, the Onizuka BRAC process represents an unprecedented opportunity for Sunnyvale to support a public benefit conveyance that would address the problems of our homeless, or in lieu thereof, to work with the Air Force to devise a creative strategy that helps Air Force, VA and the homeless.

OEA has granted LRA funding for analysis of conceptual reuse options, including both the VA and homeless proposals, during Phase II (September 2007 – August 2008). One strategy that is being explored is a framework for a multi-agency agreement in which the LRA will grant density and zoning entitlements that would increase the value of the AF/VA property, in return for a portion of these proceeds being used to fund the gap in actual costs of VA offices and homeless housing at another location. With Air Force and VA concurrence, the LRA can approve a Final Plan that will create benefits to VA, Air Force and homeless agencies.

The Onizuka LRA will submit its Reuse Plan to the Department of Housing and Urban Development and DoD at the end of 2008 for review and approval; DoD is then expected to issue its Record of Decision which will allow the disposition and conversion process to proceed in 2011. While the Onizuka Reuse Plan is likely to take several years to implement, during the interim, an agreement could expedite VA's construction of offices and homeless agencies' acquisition of property at alternate locations.

3. State Budget Deficit

According to a recent budget forecast by the Governor's office, the State is potentially facing a \$14 billion budget deficit by the end of FY 08/09, a figure which is 40% more than the nonpartisan Legislative Analyst's estimate from just one month ago. The State's budget deficit is structural in nature and is expected to continue for several years absent substantial corrective action.

Historically the State sought to address its budget shortfalls by taking local revenues, but in 2004 California voters approved Proposition 1A, an amendment to the Constitution that protects local revenues such as property tax, sales tax, the vehicle license fee and state mandate reimbursements. These protections may be temporarily suspended if the Governor declares a "severe fiscal hardship." Should this occur, the State would be allowed to borrow local property tax revenue and repay the loan with interest within three years. A similar measure was passed by California voters in 2006 (also called Proposition 1A) which protects Proposition 42 transportation funding in the same manner as stipulated in Proposition 1A (2004).

Though local governments are better protected from State revenue takeaways, cities may not be immune from negative fiscal impacts associated with the State's structural budget deficit. It is anticipated that the Governor will declare a fiscal emergency in January 2008 in order to accelerate State budget reductions. Additionally the Governor's FY 08/09 proposed budget will be released on January 10, 2008. Until these actions occur, it will be unclear what impacts to Sunnyvale may result from the State's current fiscal crisis. Such impacts, if any, would likely be felt in FY 08/09. Staff will continue to closely monitor this issue and keep Council apprised of any attempts by the State to borrow or take local funds.

Staff is proposing seven priority watch issues for 2008 (in no particular order):

1. Investment Funding for Workforce Development

As in the past several years, "Investment Funding for Workforce Development" will continue to be a Priority Watch Issue for the City in 2007. Financial resources from federal and state governments for workforce development/education and training programs are critical to address the continuous churning of industries and companies that takes place here in Silicon Valley, the impact on the re-employment of dislocated workers, and the successful transition of downsized businesses. These vital resources are also essential to the economic sustainability of this community. Given the current financial climate at

the federal and state levels, funding for workforce development for this region continues to be vulnerable in 2008 and could potentially threaten the very survival of these local and essential programs.

2. Environmental/“Green” Regulatory and Conservation Issues

State and federal environmental issues continue to have potentially significant impacts on the City. Monitoring efforts will include issues such as solid waste/recycling and non-point source discharge legislation and regulations; hazardous materials regulations; regulations which facilitate clean-up of toxic sites; water pollution control; National Pollutant Discharge Elimination System permit regulation; flood control issues; energy deregulation (or re-regulation); and clean air regulations.

Another process that will require close monitoring is the rulemaking process by which the California Air Resources Board will implement the policy direction given in AB 32, the California Climate Act, which was signed into law by Governor Schwarzenegger. New controls on emissions of greenhouse gases have potential to affect City operations and should be prioritized based on the relative costs and benefits of the various emissions reductions options.

The City supports League of California Cities’ and National League of Cities’ suggested modifications of the Federal Clean Water Act to limit frivolous lawsuits designed for personal gain. Also supported are provision of discharge permits that are attainable and reflect local conditions and circumstances. Along the same lines, new regulations and/or permit requirements that include numerical limits for municipal urban runoff discharge should be opposed as infeasible and a very expensive way to address the problem. Policies by Regional Water Quality Boards should recognize the goals of the Clean Water Act but apply an appropriate standard based on local circumstances.

The salt pond conversion project is ongoing and needs to be watched carefully, due to its proximity to the Water Pollution Control Plant, and in order to address other City interests.

The City supports legislative efforts to exempt storm water utility fees from Proposition 218 requirements. Proposition 218, passed by California voters in 1996, requires voter approval for property-related fee or charge increases, except for charges and fees for sewer, water and refuse collection. The case can be made that storm water fees are commensurate with level of service provided relative to the amount of impervious surface on a property, and not merely a fact of property ownership.

3. Transportation Infrastructure and Funding

Protection and stabilization of transportation infrastructure funding sources will continue to be a critical issue in 2007.

Sunnyvale has developed an excellent transportation infrastructure, but regional and local growth and the passage of time put continual strain on capacity and maintenance needs. Support for all modes of transportation enhances livable local communities, balances housing and jobs, keeps existing facilities in a state of good repair, and supports economic development.

The key legislative issues are protection and stabilization of transportation funding including sales tax funds and other previously earmarked transportation funding and legislation. Transportation funds have proven especially vulnerable during economic downturns:

1) Transportation sales tax funds are a primary source of capital improvement and transit operations. Proposition 42, which was approved by voters in March 2002, dedicated all gasoline sales tax revenue for local and state transportation needs; however, the same Proposition allowed for the Governor to divert gasoline sales tax funds in times of fiscal crisis. Since 2002, the funds have been diverted from the FY 2003-04 and 2004-05 budgets. A measure on the November 2006 State ballot eliminated this diversion on a permanent basis. The City wrote several letters campaigning for this change.

2) State transportation funding sources must be protected from transfers to non-transportation needs. The Transportation Development Act is an example of legislation that continues to be vulnerable given the budget realities at the State level. Previous proposals by the Governor's office make clear that virtually all transportation infrastructure funding should be considered highly vulnerable to transfers for State budget relief needs.

The transportation funding arena as a whole (roadway improvements, infrastructure maintenance, transit expansion, transit operations, and alternative transportation initiatives) is a highly dynamic area requiring constant vigilance.

Locally, Sunnyvale's local transit service provider, the Santa Clara Valley Transportation Authority (VTA), has a major shortfall in its operating funding that has been exacerbated by overcapitalization. Pressure will exist to continue to fund growth of the system, primarily expansion of BART to Santa Clara County, while maintaining as lean an operation as

possible. Reconfiguration of service and imposition of new funding mechanisms both have the potential to have significant local effects. Efforts to implement a new countywide sales tax measure for both operations and capital expansion failed in 2006. The VTA will likely continue to pursue new funding sources for transit improvements that may have potential for significant changes to transit service in Sunnyvale, or significant taxation or economic effects in Sunnyvale.

The November 2006 State ballot also included a \$20 billion general obligation bond measure to fund transportation projects to relieve congestion, improve the movement of goods, improve air quality, and enhance the safety and security of the transportation system. This measure was approved by voters. While the City is slated to directly receive about \$4 million from the measure, much of this funding will be allocated by the California Transportation Commission. Funds will be allocated to regionally significant projects on a discretionary basis, with input from regional agencies. It will be important for the City to utilize its participation on VTA technical and policy committees to advocate for improvements that provide some measure of benefit to the City.

4. Moffett Field and NASA Ames

The Moffett Federal Complex continues to warrant significant monitoring from the City.

During the past several years, working in partnership with the City of Mountain View, Sunnyvale has focused efforts on ensuring that the Moffett Federal Airfield, which the Navy transferred to NASA in 1994, maintains its status as a limited-use federal airfield. The City of Sunnyvale will continually review proposed partnerships as they are explored by NASA Ames and, in line with City policy, provide direction on the impact such partnerships may have on the City and its residents.

The City is also working with NASA Ames and the City of Mountain View in reviewing NASA's plan to develop and implement plans for NASA Research Park, a world-class, shared use research and development and education campus with universities, industry and non-profits. The NASA Research Park will benefit NASA, our local community, and the nation.

5. Regional and State-wide Water Supply Issues, Particularly Relating to the Sacramento-San Joaquin Delta Restrictions

Over 80% of Sunnyvale water comes from either the San Francisco Water Department (SFWD) through the San Francisco Public Utilities Commission (SFPUC), or through the Santa Clara Valley Water District (District). Supplies for water are being significantly impacted by the past 1½ years of dry weather, with uncertainty as to how long these dry

conditions will last. In addition, the State and Federal Water Projects were dealt a blow when a court order in August ordered major restrictions on the taking of water from the Bay Delta. These are major impacts to the ability of our suppliers to provide us with needed water.

The Governor has ordered a study of water supplies for the State, and the Legislature will be dealing with short term and long term issues in legislation that will be proposed this year. Sunnyvale is impacted through the impact on our suppliers. There should be enough water to go around, but there may be cut-backs on non-essential uses, and other water conservation programs ordered to guarantee that there is water for everyone, and waste is removed from the process.

SFPUC and the District will take the lead on the primary issues around the water supply. However, it is important for the Council to stay current on the water resource issues as they develop, in order to lend support wherever needed by the suppliers. The issue is being addressed in all areas of our State government. Support may involve meetings, letters of support, public testimony, and assignment of staff so that the City can best respond as a retailer, and work with our suppliers in the interests of the City's residential and commercial water consumers.

6. Interoperability/Public Safety Communications System

One of the prominent issues in public safety communications today is interoperability, defined by many as "the ability for public safety first responders to communicate with whom they need to, when they need to, when authorized." Ensuring that our nation's emergency responders can communicate effectively is of the utmost importance, whether during everyday situations, localized emergencies, statewide emergencies or national emergencies. It is a priority for the City to support resolving interoperability problems that affect emergency communications systems, remedying the current shortage of broadcast spectrum availability for public safety needs, and providing funding for interoperable equipment.

Since September 11, 2001, the struggle facing our nation's emergency responders when faced with multi-jurisdiction responses has received increased attention – often responders can't talk to one another, hindering the response effort, and putting the safety of responders, and all citizens, in jeopardy. California's residents deserve reliable public safety services. Today there are regions of significant interoperability within California, but much remains to be done to address both systems modernization and interoperability.

A sufficiently robust and secure public safety radio communications voice and data infrastructure supporting federal, state, and local agency communications is critical to California's future security, health, welfare and vibrancy. California's size and diverse geography create unique challenges in designing and providing public safety communications systems to meet the needs of the state's population in a cost-effective manner.

The City will monitor and perform advocacy on action by Congress and/or the Federal Communications Commission to develop comprehensive and interoperable emergency communications and set equipment with open standards, fund the purchase of emergency and interoperable communications equipment, and provide additional radio spectrum that will allow first responders to communicate over long distances using the same radio frequencies and equipment.

The City will participate in advocacy led by the National League of Cities (NLC) that urges the federal government to lead the efforts to resolve interoperability problems that affect emergency communications and data systems throughout the nation. The NLC believes that the federal government must remedy the current shortage of broadcast spectrum availability for public safety needs across the nation and that the federal government must provide adequate funding for interoperable equipment to better facilitate coordinated and effective emergency response in cities and across jurisdictions.

The City of Sunnyvale will closely monitor state and federal legislation and/or regulations to implement efficient wireless voice and data communications systems to receive the public's requests for service, to coordinate the delivery of those services, and to communicate life-safety information among responders.

7. State Children's Health Insurance Program

In early October, the Senate and House passed a bill to reauthorize and substantially expand the State Children's Health Insurance Program (SCHIP). SCHIP helps to provide health coverage to low-income uninsured children whose parents do not qualify for Medicaid but who cannot afford private health insurance.

Under the bill passed by the Congress, funds would be increased by \$35 billion to \$60 billion over five years, and increase the number of low-income children enrolled by four million to ten million. The President vetoed the bill and the House, having failed to override the veto, introduced and passed a modified version of SCHIP reauthorization. While the bill would maintain funding and enrollment levels, it would

clarify income eligibility requirements (up to 300 percent of poverty), prohibitions on enrolling children who are illegally in the US and prohibit insurance coverage for non-pregnant adults. The President has indicated that he will veto the revised version of SCHIP reauthorization because it continues to be funded with 61 cent per pack increase in the cigarette tax.

As a result of the lack of SCHIP funding, the County of Santa Clara reassigned one work unit, including one county staff at Columbia Neighborhood Center (CNC), who assisted families with enrollment and retention into Healthy Kids/Healthy Families/Medi-Cal insurance programs; the reassignment was in effect, at the time, until January 8, 2008. Whether the county staff person returns to CNC depends on a number of factors, one of which is the result of the SCHIP reauthorization bill. MayView Community Clinic, a non-profit organization that operates a community health clinic at CNC, estimates that over half of the children they serve at CNC are insured through Healthy Kids/Healthy Families/Medi-Cal insurance programs and their ability to serve Sunnyvale children will be significantly impacted if children lose their medical insurance. In fiscal year 2006-07, 351 children were enrolled into Healthy Kids/Healthy Families at CNC. In fiscal year 2006-07, MayView Community Clinic at CNC served a total of 631 community members operating an average of 24 hours per week.

The City, in collaboration with the National League of Cities, Children's Defense Fund, and Voices for America's Children, will continue in 2008 to support the reauthorization of SCHIP, recommend that the House override the President's veto, support the new version of SCHIP legislation, and continue to support a bill that ensures that ten million low-income uninsured children have health insurance.

II. Legislative Advocacy Positions (LAP) Policy (Council Policy 7.3.2)

The LAP Policy identifies the City's platform for short-term, current positions not covered by existing policy, i.e. the Council Policy Manual, General Plan Sub Elements, Municipal Code, etc. Policy 7.3.2 both explains the purpose of the City's legislative advocacy and identifies priorities and specific positions. The positions are reviewed annually for currency and when appropriate, may be deleted or incorporated into more formal, long-term policy, such as the Council Policy Manual and, as it is updated, the General Plan.

1. Proposed revision of LAP Policy 7.3.2, *Legislative Advocacy Positions*

As noted in the Background section of this report, during 2007 staff conducted a comprehensive review of the LAP Policy for effectiveness and efficiency. As a result of that review staff clarified the policy language to:

- Get closer the original intent of the policy as referenced in other policy documents
- Focus the policies only on those issues and legislation that directly affect City business
- Increase the utility of the advocacy positions by making them broad, as opposed to narrow
- Integrate the definition of City business, “All matters directly related to service delivery, or otherwise contributing to the City’s operations success” into the policy.

Examples of specific LAP revisions and edits are included in Attachment B, *Revised LAP: Examples of Position Revisions*. The *Proposed 2008 Legislative Advocacy Positions* are found in Attachment C.

As staff has edited individual legislative advocacy positions to conform to the revised policy language, two additional policy revisions have emerged to further support the effectiveness of the clarified policy:

- The LAP Policy should include the City’s annual priority and priority watch issues to consolidate documents, underscore important issues, and focus the City's limited advocacy resources.
- The League of California Cities and National League of Cities annual resolutions should be incorporated as an attachment to the LAP and updated annually. This will ensure that the City’s positions are distinguished from the positions taken by associations of which the City is a member.

Finally, when staff reviews the LAP again in the winter of 2008 in preparation for developing the proposed 2009 LAP, IGR staff will propose to archive the historical reference document which will be attached to the 2008 LAPs. Staff recommends the archiving of these positions to ensure they are maintained and accessible. All positions in the 2008 historical reference document will be proposed for inclusion in the archived document, added to long-term Council policy, or retained in the short-term Legislative Advocacy Positions. Positions which are no longer relevant to the City will be maintained only in the archived historical reference document, which will be accessible for viewing in the Intergovernmental Relations Office.

Identification of proposed 2008 positions

The proposed 2008 Legislative Advocacy Positions are identified in Attachment C, *Proposed 2008 Legislative Advocacy Positions*. Proposed additions to the existing LAP are noted in **bold** and underline, while proposed deletions are noted in ~~striketrough~~. Recommended changes include such items as: addition of new positions; deletion of positions that are no longer relevant; clarifications and simplifications. Examples of new positions include those that result from

new or emerging issues, ballot measures, League of California Cities (LCC) resolutions, and National League of Cities (NLC) resolutions.

If approved by Council in February, the updated positions will be inserted into the Council Policy Manual as part of Council Policy 7.3.2.

FISCAL IMPACT

There is no fiscal impact related to this report.

PUBLIC CONTACT

Public contact was made by posting the Council agenda on the City's official-notice bulletin board, the Senior Center and Community Center; posting the agenda and report on the City's Web site; and making the report available at the Library and the Office of the City Clerk.

ALTERNATIVES

- 1) Review the draft *2008 Legislative Advocacy Positions* and the proposed Priority and Priority Watch issues, and provide direction for development of the final report to be presented to Council in February 2008.
- 2) Adopt the proposed, revised Council Policy 7.3.2 *Legislative Advocacy Positions* policy.
- 3) Other action as provided by Council.

RECOMMENDATION

Staff recommends:

Alternative 1) Review the draft *2008 Legislative Advocacy Positions* and the proposed Priority and Priority Watch issues, and provide direction for development of the final report to be presented to Council in February 2008.

Alternative 2) Adopt the proposed Council Policy 7.3.2 *Legislative Advocacy Positions*.

The proposed LAP Policy provides an effective and efficient tool for Council and staff, and reflects the original, short-term, intent of the policy.

Reviewed by:

Robert Walker
Assistant City Manager

Prepared by: Yvette Agredano

Intergovernmental Relations Officer

Approved by:

Amy Chan
City Manager

Attachments

- A. May 2007 Revision of Council Policy 7.3.2 Legislative Advocacy Positions
- B. Revised LAP: Examples of Position Revisions
- C. Proposed 2008 Legislative Advocacy Positions

May 2007 Revision of Council Policy 7.3.2 Legislative Advocacy Positions

The Legislative Advocacy Positions identify the City's advocacy positions on issues and legislation. They are a component of the City's Council Policies, which provide guidelines for current or future City action in all areas of City business. City business is defined as all matters directly related to service delivery, or otherwise contributing to the City's operational success.

The Legislative Advocacy Positions (LAP) provide direction for the City's legislative and intergovernmental activities. The LAP is utilized by Councilmembers and staff throughout the year to determine City positions on legislation and intergovernmental issues. The Council-approved LAP minimizes the need for staff to request direction from Council on legislation and issues as they arise.

The LAP Policy identifies the broad advocacy policies approved by Council; Attachment A is a historical reference document which memorializes the specific advocacy actions and positions taken by City staff and Council over time.

The LAP should not duplicate policies already cited in other Council Policy documents, i.e. the Council Policy Manual, General Plan, Municipal Code, etc.

While the LAP is updated to reflect Council direction throughout the year, a comprehensive review is conducted annually. At the Council Workshop each year, staff recommends changes, deletions and/or additions to the LAP for preliminary review and feedback by Council. Staff then incorporates Council feedback into the LAP and the LAP is adopted by Council. Attachment A to the LAP is an administrative document that staff updates throughout the year to reflect the specific advocacy actions taken by the City.

The LAP is organized by General Plan element. For example, Council positions that relate to land use are found under Section 1, "Land Use and Transportation." Changes or additions made to the LAP are generally based on Council positions taken during the calendar year on issues or legislation, ballot measures, League of California Cities resolutions, and/or National League of Cities resolutions.

Council developed the concept of the LAP in 1982 (RTC 82-590). Following annual Council approval, the current year's Legislative Advocacy Positions are attached to this policy.

(Adopted: RTC 95-018 (1/17/1995); Amended: 96-016 (3/23/1996), 97-002 (1/14/1997), 98-008 (1/13/1998), 98-246 (7/14/1998), 98-264 (7/21/1998), 98-304 (8/18/1998), 99-009 (1/12/1999), 00-020 (1/25/2000), 01-002 (1/9/2001), 02-018 (1/15/2002), 03-021 (1/14/2003), 04-018 (1/13/2004) 05-009 (1/11/2005); (Clerical/clarity update, Policy Update Project 12/2005); 06-038 (2/7/2006); (Index added 5/22/06); 07-036 (01/30/2007); (Clarity update, 6/21/07))

Lead Department: Office of the City Manager

Revised LAP: Examples of Position Revisions

The following are examples of the kinds of revisions that have been made to legislative advocacy positions as part of the 2007 review and update:

- *LAPs that duplicate other City policy documents have been deleted:*

DELETED LAP 2.2 (3) Support the completion of the Bay Trail (including NASA property). [1998 Moffett Study Session]

Duplicated General Plan Policy 2.2.C.4: Support a regional trail system by coordinating with adjacent jurisdictions to facilitate trail connections wherever possible. (See also City of Sunnyvale Bicycle Plan.)

- *LAPs that do not affect City business have been deleted:*

DELETED LAP 5.4 (33) Oppose any legislation related to creating a waiting period and parent notification before termination of a minor's pregnancy. Oppose legislation that attempts to amend California's Constitution, defining and prohibiting abortion for an un-emancipated minor until 48 hours after a physician notifies minor's parent/guardian, except in medical emergency or with parental waiver; mandates reporting requirements and authorizes monetary damages against physicians for violation.

- *LAPs that were too narrow in focus have been broadened:*

ORIGINAL LAP 7.3B (1) Support balanced representation of cities on LAFCOs

NEW LAP 7.3B(1) Support balanced representation of the City of Sunnyvale on any regional/sub regional government body or entity which is created, and cooperative analysis and negotiation among neighboring and overlapping jurisdictions, prior to promulgating laws, regulations, permits and fees that will have an impact on City business, residents, property owners and/or businesses in Sunnyvale.

COUNCIL POLICY MANUAL

CITY OF SUNNYVALE
PROPOSED 2008 LEGISLATIVE ADVOCACY POSITIONS

1. LAND USE AND TRANSPORTATION

1.1 The Region

- (1) Support efforts to provide a permanent, direct percentage of federal transportation funds to local government transportation departments for priority work in urban areas. ~~Support federal funding appropriations at the highest levels.~~ *[Added as ISTE in 1991/Expanded 1993 NLC Resolution/Modified 2003]* Lead Dept. DPW
- (2) ~~Support state funding for regional transportation projects; oppose eliminating or reducing state or federal funds due to local contributions. Support local input in determining project priorities. Oppose transfers of local and statewide transportation funds to balance the State General Fund budget.~~ *[*/Modified 1995/Modified 2003]* Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (3) ~~Seek local policy participation on regional rail projects and support efforts to bring light rail or other fixed guideway or rapid transit service to downtown Sunnyvale.~~ *[*/Modified 1993, 2006 Public Works staff recommendation]* Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (4) ~~Support efforts to change the representation on the Metropolitan Transportation Commission to reflect the relative population of Bay Area counties.~~ *[First Appeared 1995]* Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (5) ~~Support upgrading Caltrain service to provide faster and more frequent service to Sunnyvale; support transportation policies and funding that would provide and improve connections between Light Rail, Caltrain and industrial neighborhoods.~~ *[*/Modified 1998 July/Modified 2001]* Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (6) Support continued operation of the Santa Clara Valley Transportation Authority bus transit and paratransit service at service levels sustainable to meet the needs of transit dependent populations. *[*/Modified 1996 Ballot Initiative-Measure D/Modified 2001/Modified 2003]* Lead Dept. DPW
- (7) ~~Oppose changes in laws that allow increasing the size and weight of commercial trucks.~~ *[Council Resolution April 1991/ Modified 1994 and 1998 July]* Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (8) ~~Support the concept of a proposed water transit system. However, Sunnyvale believes that any water transit system should be funded through new revenue sources only, that local officials should be directly involved in governing any water transit system, and the interests of its residents should be protected.~~ *[Council RTC 98 264/Modified 2000]* Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (9) ~~Support the continuing efforts of the San Francisco Bay Area Water Transit Authority to explore San Francisco Bay Ferry Expansion, with reasonable and feasible alternatives for multimodal access to a South Bay ferry terminal.~~ *[*/Modified 2003]* Lead Dept. DPW (MOVE TO ATTACHMENT A)

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- (10) Support efforts to ~~create and maintain allow Bay Area voters to decide upon a regional gas tax that would raise funds for~~ regional funding sources for critical transportation needs, improvements. [1998- staff suggestion] Lead Dept. DPW
- (11) Support flexible spending of state and federal transportation funds for locally determined needs. Oppose project or program specific earmarking of funds from existing funding sources. [First Appeared 2001/ Modified 2003/2006 NLC Resolution] Lead Dept. DPW
- (12) ~~Support the concept of Smart Growth that promotes a stronger integration of land use and transportation on state, regional and local levels. Integrate local priorities in land use and transportation into Smart Growth actions.~~ [First Appeared 2003] Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (13) ~~Build consensus, on a sub-regional level, on methods to address regional~~ Advocate for local control of transportation, housing, and land use ~~challenges and advocate those solutions~~ issues affecting Sunnyvale. [2003 Public Works staff recommendation] Lead Dept. DPW
- (14) ~~Support new funding and support programmatic and coordination efforts to e~~ Enhance the mobility of the growing senior population. [2003 Public Works staff recommendation] Lead Dept. DPW
- (15) ~~Support identification and pursuit of limited term revenue sources for transit capital and operating purposes only after stabilization of revenue and service levels sustainable to meet the needs of transit dependent populations.~~ [2004 Public Works Staff Recommendation] Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (16) ~~Support the use of Federal Transportation Trust Funds for the delivery of transportation system improvements and distribution of the funds being done on the principle of "return to source". Oppose retention of trust funds for the purpose of "masking" the federal deficit or actual budgetary imbalances.~~ [1998 December staff suggestion; 2004 Finance & Public Works Staff Recommendation; Moved from Section 7, Planning & Management, (i) Federal] Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (17) ~~Communicate to the VTA Board of Directors information on the 1993 Cooperative Agreement Concerning the Tasman Corridor Light Rail Project, and specify that VTA transit corridor improvement priorities shall abide by the terms of the Agreement.~~ [2005 DPW Staff Recommendation based on Council action August 24, 2004; 2007 DPW staff modification] Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (18) ~~Research and document compliance with the 1993 Cooperative Agreement concerning the Tasman Corridor Light Rail Project and, in the event that non-compliance by the VTA impacts the fulfillment of the Agreement, file for alternative dispute resolution.~~ [2005 DPW Staff Recommendation: Based on Council action August 24, 2004; 2007 DPW staff modification.] Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (19) ~~Support Caltrain electrification concurrent with grade separation of roadway crossings in the City of Sunnyvale and elsewhere on the Peninsula corridor for a future four track configuration. Electrification should also fully accommodate future high speed rail.~~ [DPW Staff Recommendation based on Council action May 11, 2004.] Lead Dept. DPW (MOVE TO ATTACHMENT A)

- (20) ~~Monitor the implementation of the California High Speed Rail Plan and advocate for a financially self-sustaining system using proven cost effective technology and based on the conservative rider ship assumptions, that does not require significantly increasing the State's bonded indebtedness. The City should actively participate in planning and design to minimize the impact of high speed rail operations in Sunnyvale. The City supports a southern route without identifying a specific route at this time, but one that does not impact the Henry Coe State Park or the Orestimba wilderness. [DPW Staff Recommendation based on Council action May 11, 2004.]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (21) Support streamlining or otherwise provide sufficient resources to expeditiously process local agency federal and state-aid projects through Federal and State environmental and regulatory requirements. [2005 DPW Staff Recommendation] Lead Dept. DPW
- (22) ~~Urge Congress and the Administration to appoint local elected officials to the Future of Surface Transportation System Study Commission and the National Surface Transportation Infrastructure Financing Commission. [2006 NLC Resolution]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (23) ~~Oppose the creation of a new Santa Clara County Roads and Airports Department Bicycle and Pedestrian Advisory Committee, unless the body is comprised of bicyclist and pedestrian representatives from all Santa Clara County cities. [2007 DPW Recommendation]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)

1.2The City

- (1) Support ~~roadway operations by agencies with facilities in metering ramps to freeways and expressways~~Sunnyvale as long as they do not adversely affect ~~local surface traffic on Sunnyvale streets.~~ [First Appeared 1993] Lead Dept. DPW
- (2) ~~Oppose exclusionary city practices regarding~~ Support provisions to allow group and residential care homes within the City, but ~~support legislation authorizing increased city land use~~allow local control or participation in possible over concentration of such ~~uses, facilities.~~ Support increased federal funding to states for adequate licensing and oversight of group homes. [First Appeared 1992/Modified 1996/2002 NLC Resolution] Lead Dept. CDD
- (3) ~~Support the ability of cities to address neighborhood concerns regarding shopping cart retrieval to reduce urban blight. [1997 LCC Resolution]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (4) ~~Allow cities and counties to address land use matters in mobile home parks based on circumstances unique to the local jurisdiction. Support clarification where uniform regulations are necessary on a statewide basis. [First Appeared 1993/Modified 1998 January]~~ Lead Dept. CDD (DELETE – SHOULD BE OTHER POLICY)
- (5) ~~Strengthen the control of cities over development within or contiguous to their sphere of influence. [*]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (6) Support efforts to assure that California cities' interests continue to be appropriately reflected in the adoption of uniform codes. [1998 LCC Resolution/Modified 2000] Lead Dept. CDD

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- (7) ~~Oppose broad exemptions from the National Environmental Policy Act (NEPA). [2003, 2004 NLC Resolution]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (8) ~~Support the rights of cities to request that the United States Postal Service develop and implement zip codes that do not overlap municipal boundaries. [2002 LCC Resolution]~~ Lead Dept. OCM (DELETE – COVERED BY BROADER LAP 7.3F(6))
- (9) ~~Support efforts to clarify the ZIP Code designation process, and related matters, and support a directive to the USPS to reform, formalize, and standardize the process in which municipalities can appeal their assigned ZIP Code boundaries, default ZIP Code city designation, and other related ZIP Code matters. [2006 NLC Resolution]~~ Lead Dept. OCM (DELETE – COVERED BY BROADER LAP 7.3F(6))

2. COMMUNITY DEVELOPMENT

2.1 Economic Development

- (1) Support ~~housing, transportation and other fees and exactions to mitigate the impacts of development and provide infrastructure to actions that~~ address quality of life issues ~~provided that such action does~~ not place Sunnyvale at a competitive disadvantage among other Silicon Valley cities in the attraction and retention of major growth industries. [First Appeared 1998-January; Modified 2003/Community Development Staff Recommendation]_Lead Dept. CDD
- (2) Oppose actions that would negatively impact the allocation of tax increment revenue to redevelopment agencies. [*/Modified 1998-December, 2006 Community Development staff recommendation] Lead Dept. CDD
- (3) ~~Support state and federal economic development strategies with sufficient funding for new economic development initiatives, and in consultation with local governments, develop strategies for economic viability (e.g. tax credits, workers comp, employee training). [First Appeared 1993/Modified 1994/1998 July combined with policy that existed at least since 1989/2002, 2004, 2006 NLC Resolution, 2005 modified by staff]~~ Lead Dept. CDD (MOVE TO ATTACHMENT A)
- (4) ~~Oppose federal efforts to preempt state and local authority to provide tax incentives for business and economic development purposes. [First Appeared 1993; Modified 2003/Community Development Staff Recommendation/2007 NLC Resolution]~~ Lead Dept. CDD (MOVE TO ATTACHMENT A)
- (5) Encourage federal cooperation with local governments if planning to restore, replace, close, or relocate a federal or a postal facility. [1999/2000 NLC Resolution; 2002 NLC Resolution, 2005 modified by staff] Lead Dept. CDD
- (6) ~~Advocate at the state and federal levels for adequate funding for basic research and for programs that will strengthen the region's R & D infrastructure. (BAEF/Bay Area Science Innovation Consortium) [First Appeared 2003, 2005 modified by staff]~~ Lead Dept. CDD (MOVE TO ATTACHMENT A)
- (7) Advocate and Support research and development funding that increases and capitalizes on the capabilities of our existing industries or emerging technology business development, including bioscience, information technology, nanotechnology, and stem cell research, and increase the role of federal research and development in civilian research and technology. Support

programs that promote continued/increased research and development that is innovative, entrepreneurial and has growth potential. Support investment in research and business opportunities to enhance homeland security and promote local security-related products and services that have applications by government at the local, state and federal levels. *[Combined from two policies that first appeared in 1994; Modified 2003 Community Development Staff Recommendation; 2003 Community Development Staff Recommendation, 2005 modified by staff]* Lead Dept. CDD

- (8) ~~Support local, state and federal initiatives that will enhance Sunnyvale's competitiveness for emerging technology business development, including bioscience, information technology, nanotechnology and stem cell research. [2003 Community Development, Staff Recommendation, modified 2004 by staff, 2005 modified by staff based on Council action 10/19/04/2006 NLC Resolution]~~ Lead Dept. CDD (MOVE TO ATTACHMENT A)
- (9) Support the creation of a state economic development strategy that emphasizes business retention, promotes investment and business development opportunities, and promotes California as a good place to do business. *[2003 Community Development Staff Recommendation]* Lead Dept. CDD
- (10) Support efforts to identify, assess, and mitigate key obstacles to business development in California, including workers compensation insurance, government regulations negatively impacting business, and the lack of a state economic development strategy. *[2003 Community Development Staff Recommendation/2006 NLC Resolution]* Lead Dept. CDD
- (11) ~~Urge the federal government to provide national defense and economic stimulus assistance to include small business and local economies that experience economic injury because of terrorist attacks and/or natural disasters. [2002 NLC Resolution; 2003 Community Development & Public Works Staff Recommendation; 2006 Community Development staff recommendation]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (12) The Administration and Congress should consult with state and local officials prior to negotiating any provisions of the Free Trade Area of the Americas to ensure that trade negotiators do not undermine the scope of local governmental authority under the Constitution, while assessing the impact of a proposed agreement on state and local laws and future law-making authority, and, when necessary, providing general exceptions to safeguard local sovereignty and protect effective local programs and initiatives. *[2007 NLC Resolution]* Lead Dept. CDD

2.2 Open Space

- (1) ~~Support state and federal funding programs for the acquisition development and preservation of parklands and open space including river parkways, creeks, stream improvements and wetland habitats. Support legislation to prohibit the sale, exchange, or transfer of park land already held in the public trust and urge the adoption of comprehensive federal policies for protection and management of all park lands. Support full funding annually, and encourage Congress to allocate 40% of the funds for state and municipal projects. Urge Congress to authorize 20% of Outer Continental Shelf revenues to fully fund the Land and Water Conservation Fund and designate \$125 million to the Urban Park and Recreation Recovery Program to assist the recreation needs of economically distressed communities. [First Appeared 1993/2002,2003,2006 NLC Resolution; Modified/2003 Parks & Recreation Staff Recommendation]~~ Lead Dept. DPR (MOVE TO ATTACHMENT A)

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- (2) ~~Oppose changes to state law that would adversely impact the City's ability to acquire school playgrounds, playing fields and recreational real property from school districts. [*/Modified 1998 July]~~ Lead Dept. DPR (MOVE TO ATTACHMENT A)
- (3) ~~Support the completion of the Bay Trail (including NASA property). [1998 Moffett Study Session]~~ Lead Dept. DPR (DELETE – DUPLICATED POLICY – COVERED BY OPEN SPACE AND RECREATION SUB-ELEMENT REGIONAL APPROACH POLICY C.4)
- (4) ~~Support and encourage the completion of the Salt Pond Restoration Project by the consortium of agencies managing the project, and including adequate opportunities for public input on alternatives for restoration and use of ponds. [2005 staff recommendation]~~ Lead Dept. DPR (DELETE – DUPLICATED POLICY – COVERED BY OPEN SPACE AND RECREATION AND COMMUNITY PARTICIPATION SUB-ELEMENTS)
- (5) ~~Encourage open space districts to purchase urban/suburban land as appropriate and feasible. [1998 Council suggestion]~~ Lead Dept. DPR (MOVE TO ATTACHMENT A)
- (6) Support efforts to minimize the impacts of waterfowl hunting on the Don Edwards San Francisco Bay National Wildlife Refuge where hunting is in proximity to public access areas or adjacent to City of Sunnyvale operations. [Council action on 12/7/04, 2006 Public Works staff recommendation] Lead Dept. DPW

2.3 Housing and Community Revitalization

- (1) ~~Support efforts to address the affordable housing issue in cities by continuing efforts to maintain local control, opposing federal and state mandates, bureaucratic layers, and attempts to remove local control of land use, zoning, and impact fees. Support uniform enforcement of the federal Fair Housing Act. [First Appeared 1992/ Modified 1994/2002 NLC Resolution]~~ Lead Dept. CDD (MOVE TO ATTACHMENT A)
- (2) Support full continued funding and increase funding of the federal CDBG ~~program and continue~~, HOME and other similar programs; ~~with increased funding, while urging federal, state and municipal governments to make the maximum use of the programs through partnerships with non-profit organizations and the private sector. Support enhanced local priority setting and administrative flexibility.~~ [First Appeared 1993/2002/2006 NLC Resolution] Lead Dept. CDD
- (3) Support the continuance of the Section 8 rental assistance program, maintaining the supply of Section 8 and other predominantly multi-family housing threatened by the expiration of federal housing subsidy contracts, and efforts to ensure HUD sets a fair market rent standard that is reflective of actual housing market conditions. [1989 LCC Resolution/2003 NLC Resolution] Lead Dept. CDD (MOVE TO ATTACHMENT A)
- (4) ~~Support state reimbursement to local agencies for low income housing projects, and the appropriation of funds in the state budget for reimbursements to local governments that provide property tax exemptions for low income housing projects. [1990 LCC Resolution]~~ Lead Dept. CDD (DELETE – LAW PASSED)
- (5) Support the Low Income Housing Tax Credit (LIHTC) all Federal and State programs; and regulations that encourage the development of housing. ~~oppose efforts to weaken or eliminate it. [1998 LCC Resolution]~~ Lead Dept. CDD

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- (6) ~~Oppose modifications to the home mortgage interest deduction. [1989 LCC Resolution]~~ Lead Dept. CDD (MOVE TO ATTACHMENT A)
- (7) ~~Oppose efforts to weaken the 1977 Community Reinvestment Act (CRA) by exempting most banking institutions from its coverage and support equal reporting of business and residential loans. [First Appeared 1992]~~ Lead Dept. CDD (DELETE – NOT CITY BUSINESS AND DUPLICATED POLICY – COVERED BY HOUSING AND COMMUNITY REVITALIZATION SUB-ELEMENT)
- (8) ~~Support full funding for the McKinney Homeless Act or other similar programs. Increase the recognition of the need for long term solutions to the homeless problem. Urge the federal government to act to honor our veterans by immediately funding necessary steps to eliminate the root cause of veterans' homelessness, including funding research, treatment, and support programs. [1988/1989/2006 NLC Resolutions/ Modified in 1994/2007 NLC Resolution]~~ Lead Dept. CDD (MOVE TO ATTACHMENT A)
- (9) ~~Support exemption from the school impact fee for all publicly subsidized housing, including low and moderate income housing for senior citizens. [*]~~Lead Dept. CDD ((MOVE TO ATTACHMENT A)
- (10) ~~Support efforts to make surplus federal property available to cities for affordable housing at up to 100% public benefit allowance. [1993 NLC Resolution]~~ Lead Dept. CDD (DELETE – DUPLICATED POLICY: HOUSING AND COMMUNITY REVITALIZATION SUB-ELEMENT GOAL A)
- (11) ~~Support efforts to remove the mandatory voter approval for all low rent housing projects. [1993 Ballot Initiative Prop. 168]~~ Lead Dept. CDD (DELETE – – DUPLICATED POLICY: HOUSING AND COMMUNITY REVITALIZATION SUB-ELEMENT GOAL A)
- (12) ~~Urge establishment of a federal government permanent, dedicated revenue stream to help state and local officials increase the availability of affordable housing within the Housing Trust Fund. [2002 NLC Resolution/2003 modification]~~ Lead Dept. CDD (MOVE TO ATTACHMENT A)
- (13) ~~Support expeditious enactment of the Historic Homeownership Assistance Act. [2002, 2003, 2004 NLC Resolution]~~ Lead Dept. CDD (DELETE– DUPLICATED POLICY: HOUSING AND COMMUNITY REVITALIZATION SUB-ELEMENT GOAL D)
- (14) ~~Oppose administration efforts to reduce CDBG allocations to wealthiest communities and oppose efforts that would reduce program flexibility. [First Appeared 2003/2006 NLC Resolution; 2007 CDD staff modification]~~ Lead Dept. CDD (MOVE TO ATTACHMENT A)
- (15) ~~Support reforming HUD's accounting and projection procedures to ensure that families and senior citizens in need of affordable housing are not affected by miscalculations. [2004 NLC Resolution]~~ Lead Dept. CDD (DELETE)
- (16) ~~Support legislation that requires the federal government to provide flexible funding and technical expertise to enable communities to design and lead neighborhood revitalization projects. [2004 NLC Resolution]~~ Lead Dept. CDD (DELETE)
- (17) Support the use of eminent domain on non-residential properties only as a last resort to further the City's effort to alleviate blight, enhance the economic vitality of the Redevelopment Project Area and to carry out the goals and objectives of the Redevelopment Plan for the

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benefit of the community. [Council RTC 04-011 on 1/6/2004 and Ordinance 2742-04 on 1/13/2004] Lead Dept. CDD

- (18) ~~Oppose the replacement of housing vouchers with a dollar-based block grant that eliminates most federal protections for low income families and support proposals to allow the Department of Housing and Urban Development (HUD) to provide more flexibility for local Public Housing Authorities (PHAs). [2006 NLC Resolution]~~ Lead Dept. CDD (DELETE)
- (19) Encourage and support a process by ABAG, the Bay Area Council, and other organizations to provide reports that accurately reflect the jobs and housing in the region through validation of data with local communities (e.g. number of housing units approved, recognition of development of affordable housing, number of jobs). [CDD Staff recommendation 2007] Lead Dept. CDD

2.4 Safety and Seismic Safety

- (1) Support effective earthquake mitigation programs for all housing through a pre-funded disaster recovery program. [1990 Ballot Initiatives–Props. 122 and 127/Modified 1993 and 1996] Lead Dept. CDD
- (2) Support statewide efforts to coordinate disaster preparedness programs in local jurisdictions and support guidelines to identify the strengths and weaknesses of local preparedness efforts. [1990 LCC Resolution/2006 NLC Resolution] Lead Dept. CDD
- (3) Support the posting of specific emergency procedures in apartment buildings and signs in international signage or other language if appropriate. [1993 LCC Resolutions] Lead Dept. CDD
- (4) ~~Support adoption of the International Codes published by the International Code Council. [2003 Community Development Staff Recommendation]~~ Lead Dept. CDD (DELETE – COVERED BY BROADER LAP 1.2 (6))
- (5) ~~Support State legislation to permit owners of rental property to evict or refuse housing to registered sex offenders, provided that any additional cost incurred by local government is reimbursed by the State. [Council action October 18, 2005 (AB 438) RTC 05-287]~~ Lead Dept. OCM (DELETE – DUPLICATED POLICY – COVERED BY RTC 05-287)
- (6) ~~Support legislation aimed at prohibiting a licensed community care facility receiving state funds and located within one mile of any school from accepting juveniles undergoing treatment, therapy, or counseling for sexual disorders, deviancy, or sexual misbehavior of any kind, and expanding the 1/4 mile distance restriction to one mile for purposes of maximizing the protection of our communities' youth against potential attacks by sexual predators. [2005 LCC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)

2.5 Community Design

- (1) ~~Support the authority of local government to remove on-premise advertising signs on the basis of height or size after a reasonable period of time. [1997 LCC Resolution]~~ Lead Dept. CDD (MOVE TO ATTACHMENT A)

3. ENVIRONMENTAL MANAGEMENT

- (1) Support incentives to limit all types of pollution at their source. [*]Lead Dept. DPW

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- (2) ~~Support efforts to develop and require a peer review process for the development of environmental regulations. [1989 LCC & NLC Resolutions]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (3) ~~Support a study on the relative costs and benefits of current overlapping environmental review procedures and streamlined procedures to the National Environmental Policy Act. [1989 LCC Resolution; Modified/2003 Public Works Staff Recommendation]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (4) ~~Encourage reasonable regulations on all types of~~ Support regulations against pollutants with known health risks ~~to humans~~ (e.g. cancer, birth defects, etc.). [1990 Ballot Initiative-Prop. 135/ Modified 1998-December] Lead Dept. DPW
- (5) ~~Oppose creating separate sentencing guidelines for local government officials convicted on environmental offenses. [1994 NLC Resolution]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (6) ~~Support the development and implementation of outreach, educational, financial, and technical assistance programs as part of an overall compliance strategy in order to assist businesses of all sizes to better understand and comply with environmental regulations. [First Appeared 1992]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (7) ~~Support strengthening wetlands protection. [First Appeared 1994 HR 350]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (8) ~~Support full funding by the federal government for environmental remediation of closed federal facilities. [2002, 2003, 2004 NLC Resolution]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (9) ~~Support the voluntary inclusion of green building design and strategies in residential public and private development projects and endorse voluntary, statewide Residential Green Building Guidelines as developed by State Green Residential Environmental Action Team (GREAT) and California Integrated Waste Management Board (CIWMB). [2005 LCC Resolution]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (10) ~~Encourage California mayors to: sign the Urban Environmental Accords; collaborate with the California League of Cities to implement the Accords; commit to encourage their city governments to adopt the Accords; and commit their best efforts to achieve the actions called for in the Accords; and in so doing, aim to realize the right to a clean, healthy, and safe environment for all members of our society. [2005 LCC Resolution]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)

3.1 Water Resources

- (1) ~~Support a statewide action plan for addressing water related issues, including availability, quality and recycling. [1990 LCC Resolution/2001 clarification]~~ Lead Dept. DPW (DELETE)
- (2) Support reauthorization of the intent and application of the federal Clean Water Act, including reauthorization, as necessary, and support to continue to regulate municipal storm water programs thru the implementation of best management practices to the “maximum extent practicable” and to include an amendment to the municipal storm water program regulations and permitting requirements to establish combined with financially

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- ~~responsibilities and realistic guidelines based on best management practices~~ limitations without exposure to frivolous third party law suits. [1990 NLC Resolutions/Modified 1993, 2006 Public Works staff recommendation] Lead Dept. DPW
- (3) ~~Support efforts by the federal and state governments to work cooperatively with municipal governments to ensure safe drinking water~~ Maintain a sufficient supply of high quality water at acceptable cost through contracts, and supporting the Bay Area Water Supply and Conservation Agency (BAWSCA), and Santa Clara Valley Water District (SCVWD) in acquiring, negotiating for, maintaining and purchase sufficient water supplies. [2006 Public Works staff recommendation] Lead Dept. DPW
- (4) ~~Support and participate in the Bay Area Water Supply and Conservation Agency (BAWSCA), intended to:~~
- ~~Plan for and acquire supplemental water supplies;~~
 - ~~Encourage water conservation and use of recycled water on a regional basis;~~
 - ~~Assist in the financing of essential public works in a coordinated and cost effective manner, and;~~
 - ~~Negotiate with the San Francisco Public Utilities Commission (SFPUC) on behalf of Sunnyvale and the other suburban agencies for a new water purchase agreement to supply the regional customers with a reliable source of high quality water at a fair price, to replace the 1984 agreement that will expire in 2009.~~
- ~~Actively participate as a member of the San Francisco Bay Area Regional Water System Financing Authority (Authority) to make contracts, as appropriate, and to borrow money and issue notes and bonds, including revenue bonds, when necessary, to fund projects to improve the reliability of the regional water system.~~ [2003, Modification based on Council Recommendation; Modified/2003 Public Works Staff Recommendation; 2007 DPW staff modification] Lead Dept. DPW (DELETE – DUPLICATED POLICY – COVERED BY LAP 3.1 (3))
- (5) ~~Oppose requiring cities and counties to conduct a water supply analysis every five to ten years.~~ [First Appeared 1993] Lead Dept. DPW (DELETE – COVERED BY BROADER LAP – OUT OF DATE)
- (6) ~~Support efforts to give the state the flexibility to adopt toxicity standards based on site specific conditions which will provide reasonable, cost effective protection to aquatic organisms and human health. Support a more cooperative approach between all levels of government and the private sector to determine environmental priorities and standards.~~ [1990 NLC Resolution] Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (7) ~~Support financial incentives for recycled water and legislation that encourages the treatment of municipal wastewater for non potable reuse and promote the development of reasonable regulations to encourage and maximize the responsible use of recycled water as an alternative to California's fresh water supply. Support revisions to existing restrictions on the use of recycled water under Title 22 of the California Code of Regulations to include technical quality standards and broaden the spectrum of acceptable water applications.~~ [*/Combined with existing policy in 1994/modified 2001; modified/2003 Public Works Staff Recommendation] Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (8) Support the efforts of regional water quality and recycling organizations, such as the Bay Area Regional Water Recycling Program (BARWRP) to support, encourage, publicize, and apply for funding for expansion and continued support of recycled water and water quality in the region. [2003 Public Works Staff Recommendation] Lead Dept. DPW

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- (9) ~~Support~~Promulgate the continued practice and expansion of water conservation ~~efforts to extend the availability of potable water supply in times of drought and in normal conditions. Actively participate in rebate and cost-sharing water conservation programs that are shown to be cost-effective. Work with Santa Clara Valley Water District (SCVWD), BAWSCA, SFPUC and any other agency that has jurisdiction and sponsors programs for the conservation of and recycled water, investing in new and expansion of existing programs as viable, including supporting and participating with regional and state organizations that can provide clout and funding for better effectiveness and efficiency, and increased savings of costs and potable water. [2003 Public Works Staff Recommendation; 2007 DPW staff modification]~~
Lead Dept. DPW
- (10)~~Encourage the installation of reasonable water conservation devices in a building prior to transfer of title provided there are economic impact criteria. [First Appeared 1993; Modified/2003 Public Works Staff Recommendation]~~ Lead Dept. DPW (DELETE – COVERED BY LAP 3.1.9)
- (11)~~Support the right of retail water users to transfer water allocations among themselves. Work with water agencies to devise means of effective transfers that will not risk existing water rights, but will augment water supplies of drought impacted areas. [First Appeared 1993/Modified 2000]~~ Lead Dept. DPW (DELETE – COVERED BY LAP 3.1.9)
- (12)~~Support a moratorium on the promulgation and implementation of certain drinking water regulations under the Safe Drinking Water Act until such time as studies are completed and the reauthorization of the Act is carried out. [First Appeared 1993]~~ Lead Dept. DPW (DELETE – COVERED BY LAP 3.1.9)
- (13)~~Support increased federal support for municipal water infrastructure needs. Support reversing the decline in funding for municipal water infrastructure, and close the \$23 billion annual spending gap between funding levels and actual appropriations. [2002, 2003, 2004, 2006 NLC Resolution]~~ Lead Dept. DPW (DELETE – COVERED BY LAP 3.1.9)
- (14)~~Support~~ programs to maintain, repair, replace, and manage water and sewer infrastructure including working together with regional agencies efforts of San Francisco Public Utility Commission (SFPUC), Santa Clara Valley Water District (SCVWD), and BAWSCA, (Bay Area Water Supply and Conservation Agency), BARWRP to develop plans, analyze systems, and complete critical infrastructure improvements and replacements to ensure reliable water service for programs and projects to benefit local and regional systems. [2000 Staff Recommendation; Modified/2003 Public Works Staff Recommendation; 2007 DPW staff modification] Lead Dept. DPW
- (15)~~Request modification of California SB 709 and the Federal Clean Water Act to limit mandatory penalties and frivolous citizen lawsuits. [LCC-2001 #5]~~ Lead Dept. DPW (DELETE – COVERED BY LAP 3.1.2)
- (16)Support efforts to negotiate with state and regional water quality control boards attainable discharge permits rather than only zero tolerance standards. [LCC-2001 #4] Lead Dept. DPW
- (17)Urge the federal government, including FEMA and the Federal Insurance Administration, to amend the underwriting requirements to allow public water and wastewater treatment facilities to be eligible for flood insurance coverage at affordable rates. [2002 NLC Resolution] Lead Dept. DPW

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- (18) Support legislation that requires the federal government to provide sufficient funds for clean up of estuaries and bodies of water. [*2004 NLC Resolution*] Lead Dept. DPW
- (19) ~~Support County wide solutions for implementation of the Santa Clara Valley Water District's Clean, Safe Creeks and Natural Flood Protection Plan that respect the traditional land use authority of local government. [*Resolution No. 143-03, Staff Recommendation 2004, 2005 modified by staff*]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (20) ~~Oppose efforts to allow the permanent draining of Hetch Hetchy reservoir by breaching of O'Shaughnessy Dam, as suggested by several groups, including a group called "Restore Hetch Hetchy," due to the need to continue to provide the high quality of water available from San Francisco Public Utility Commission (SFPUC) at a reasonable price to over 2 million customers that is available due to the existence of the dam and reservoir unless this source of supply is replaced by an alternative supply of equal or greater reliability and quality, at no additional price. [*2005 staff recommendation; 2007 DPW staff modification*]~~ Lead Dept. DPW (DELETE – COVERED BY LAP 3.1.3)
- (21) ~~Oppose increases in the "rental fee" paid by the San Francisco Public Utilities Commission for the use of the Hetch Hetchy valley for the O'Shaughnessy Dam and Hetch Hetchy Reservoir that are not based upon rational, consistently applied federal policies. [*2005 staff recommendation; 2007 DPW staff modification*]~~ Lead Dept. DPW (DELETE – COVERED BY LAP 3.1.3)
- (22) ~~Support use of the Ahwahnee Water Principles for Resource Efficient Land Use in making future land use decisions. [*2005 LCC Resolution*]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (23) ~~Support efforts by the State to provide funding for the repair, refurbishment, reconstruction and replacement of critical infrastructure necessary for the capture, containment, control, conveyance, storage and distribution of valuable water resources through various funding mechanisms, such as bonds, grants, and loans, at the State, regional and local levels, including critical work on facilities under the control of the San Francisco Public Utilities Commission, Santa Clara Valley Water District, the Cal Fed Water Project (including the Central Valley Project and the State Water Project), and the City of Sunnyvale. [*Proposition 1E, November 2006 ballot*]~~ Lead Dept. DPW (DELETE – COVERED BY LAP 3.1.14)

3.2 Solid Waste Management

- (1) Oppose taxes or fees on local refuse programs to fund statewide programs. [*] Lead Dept. DPW
- (2) ~~Support the development of markets for recycled materials and products through methods such as procurement requirements, tax policies, and permit assistance, and support legislation to increase manufacturer minimum recycled content requirements. [*1989 LCC and NLC Resolutions; Modified/2003 Public Works Staff Recommendation*]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (3) ~~Support administrative and legislative decisions regarding the state beverage container recycling program that provide financial support for jurisdictions for local recycling programs. [*1997 LCC Resolution*]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (4) ~~Support eliminating local government liability under Superfund for the disposal of ordinary municipal waste; provide expedited *de minimis* settlements for hazardous material generated~~

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- ~~by local government operations; and allocate costs on the basis of toxicity rather than the volume of municipal waste. Superfund reform should also provide a level of protection to third party investors, lenders, and developers of brownfields sites. [1990 NLC Resolution]—Lead Dept. DPW (MOVE TO ATTACHMENT A)~~
- (5) ~~Support federal legislation and legal appeals that would authorize state and local governments to use flow control ordinances, franchises and contracts to direct solid waste to specific transfer stations, landfills, and other solid waste management facilities. [1993 NLC Resolution; Modified 1998 December; Modified/2003 Public Works Staff Recommendation] Lead Dept. DPW (DELETE – NO LONGER AN ISSUE DUE TO 4/30/07 U.S. SUPREME COURT DECISION)~~
- (6) Support expanded Product Stewardship and Producer Responsibility that reduce the amount and toxicity of solid waste generated and finance the recovery and advance disposal of problem wastes. fees (ADFs) on the purchase of hazardous household products, with revenues to help support local household hazardous waste management programs. [RTC 02-097, Adoption of Principles of Product Stewardship 1995 staff suggestion] Lead Dept. DPW
- (7) Support cooperation between state and local jurisdictions on source reduction and recycling to meet state solid waste reduction goals. (AB 939) [First Appeared 1995] Lead Dept. DPW
- (8) ~~Maintain federal and state financial support for beneficial use of landfill gas and other biomass energy. [1998 December staff suggestion; Modified 2003 Public Works Staff Recommendation]—Lead Dept. DPW (MOVE TO ATTACHMENT A)~~
- (9) ~~Support Federal legislation and legal appeals to clarify that solid waste and recyclable materials are not “property” as that term is used in the Federal Aviation Administration Authorization Act. [2001 staff suggestion/2003 Modified] Lead Dept. DPW (DELETE – NO LONGER AN ISSUE)~~
- (10) Support requirements that prohibit the disposal of radioactive materials along with municipal solid waste and release of radioactive materials into the recycling stream. [2001 staff suggestion] Lead Dept. DPW
- (11) Support requirements that promote waste reduction and reuse. removal of barriers to medical reimbursement for reusable products and services for Incontinent Medical Supplies. [2001 staff suggestion] Lead Dept. DPW
- (12) ~~Support efforts to require vendors of sharps to take back and dispose of sharps that they sell, in order to protect the health and safety of the public and solid waste workers. [2003 Public Works Staff Recommendation, 2007 DPW staff modification]—Lead Dept. DPW (DELETE – DUPLICATED POLICY – COVERED BY LAP 3.2 (6))~~
- (13) Make businesses responsible for control of their own shopping carts. Require the use of removal prevention devices on carts to prevent their use beyond the limits of the business’ influence. Return the costs of shopping cart control to the businesses that create the problem by supplying shopping carts but refusing to install removal prevention devices. [2003 Public Works Staff Recommendation] Lead Dept. CDD

3.3 Wastewater Management

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- (1) Support increased federal support for municipal wastewater infrastructure needs including both treatment and collection systems. [2003 Public Works Staff Recommendation/2007 DPW staff modification] Lead Dept. DPW
- (2) ~~Provide for the financing of the continual investigation and repair of deficiencies in the sewer collection system to prevent or eliminate infiltration, exfiltration, overloading of the Water Pollution Control Plant (WPCP) or the contamination of surface and ground water resources. [2003 Public Works Staff Recommendation]~~ Lead Dept. DPW (DELETE – DUPLICATED POLICY – COVERED BY LAP 3.3 (1))

3.4 Surface Runoff

- (1) Support reduced pollutant loads in runoff and develop a risk-based approach to storm water permitting and management (NPDES). [1990 NLC Resolution] Lead Dept. DPW
- (2) ~~Support intergovernmental efforts to address the danger of tidal flooding, and encourage federal study of the issue for the San Francisco Bay. [1998 December Council suggestion]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (3) ~~Support efforts to mitigate fresh water flooding. [1998 December Council suggestion]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (4) Oppose any efforts to include numerical limits for pollutants in permits for storm water discharges and to modify California State law and/or regulations to allow for the development of numerical effluent limits for incorporation into storm water permits. [2003 Public Works Staff Recommendation, 2006 Public Works staff recommendation] Lead Dept. DPW
- (5) ~~Support efforts to exempt storm water utility fees from requirements of Proposition 218. [2005 staff recommendation]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)

3.5 Energy

- (1) ~~Support state and federal actions allowing for diversity of new fuels research, development and application, including the promotion of technical improvements in current energy sources and increased fuel efficiency standards for mobile sources. [1989 LCC Resolution]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (2) Support the development and use of sustainable alternatives to conventional motor vehicle transportation fuels; ~~support the involvement of local governments in efforts to identify and define markets for alternatively fueled vehicles. [First Appeared 1998-January]~~ Lead Dept. DPW
- (3) ~~Encourage efforts to reduce energy consumption through the application of available technologies in the field of traffic signal control and street lighting. [First Appeared 1993]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (4) Support solar and energy conservation tax credits. [*] [Modified/2003 Public Works Staff Recommendation] Lead Dept. DPW
- (5) ~~Support cities' efforts to implement cost-effective energy efficiency standards that also consider air pollution impacts whenever possible for buildings, industry and the transportation sector that would substantially reduce the consumption of energy. [First Appeared 1992]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)

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- (6) ~~Support the adoption of a national comprehensive energy strategy that includes energy conservation, education, research and development of renewable and alternative energy sources, and encourages reduced dependence on foreign oil and the use of domestic energy sources. [First Appeared 1992]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (7) ~~Encourage the participation of local governments in the development, deployment and commercialization of energy efficiency and renewable energy technologies. [First Appeared 1992/Modified 1998 December]~~ Lead Dept. DPW (DELETE – COVERED BY LAP 3.5 (1))
- (8) ~~Support a review of electric utility deregulation to assure reliability, consistency and reasonable pricing. [1996 NLC Resolution]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (9) ~~Support the State and California Public Utilities Commission to develop and implement a plan for the underground conversion of overhead utility lines within the next 25 years. [2002 LCC Resolution]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)

3.6 Noise

- (1) Encourage airport operation policies that reduce the level and frequency of noise and support federal funding to alleviate the effects of aircraft noise. [*2003 Moved to current section] Lead Dept. DPW
- (2) Support funding for highway-rail grade separations and railroad noise attenuation. [2002, 2003 & 2004 NLC Resolution/2003 Moved to Current Section, 2005 modified by staff, 2006 Public Works staff recommendation] Lead Dept. DPW
- (3) Engage the Peninsula Corridor Joint Powers Board to assure that local noise conditions do not worsen as a result of changes to commuter train operations, and impacts are mitigated consistent with regulatory requirements. [Staff recommendation based on Council action 1/11/05] Lead Dept. DPW
- (4) ~~Urge Congress to oppose reauthorization of the Surface Transportation Board (STB) unless and until the law is amended to ensure that railroads are subject to the same federal, state, and local environmental laws under which interstate highways and airports must abide that provide the opportunity for mitigation of negative impacts of new or enhanced facilities and/or operations. [2006 NLC Resolution]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)

3.7 Air Quality

- (1) ~~Continue to support Bay Area cities', counties', regional agencies', and districts' vehicle license fee subventions for air pollution control programs. Support use of vehicle license fee subventions for a broad range of air quality improvement programs. [First Appeared 1991/Modified 1998 January/2003 Modified, 2006 Public Works staff recommendation]~~ Lead Dept. DPW (DELETE – COVERED BY BROADER LAP [1.1.10](#))
- (2) ~~Support vehicle registration fees for regional and local transportation projects that are consistent with the City's existing policies. [March 2005 RTC 05-081]~~ Lead Dept. DPW (DELETE – COVERED BY BROADER LAP [1.1.10](#))
- (3) Support requiring local government participation on the governing bodies of unified and county air pollution control districts in California. [First Appeared 1992] Lead Dept. DPW

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- (4) ~~Support prohibiting the use of ozone-depleting methyl bromide for any reason. [First Appeared 1993]~~Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (5) ~~Oppose redirecting state and regional revenue used by local government for locally based air quality programs. [1996 LCC Resolution, 2005 modified by staff]~~Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (6) ~~Support cost-effective emission reductions from regional and national air pollution sources and encourage controls on international sources. [1997 LCC Resolution, 2005 modified by staff]~~Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (7) ~~Support actions for meeting ambient standards for air and noise pollution emissions. [1991 LCC Resolution/Modified 1994/2003 Modified]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (8) Support efforts to manage and reduce risks from air toxics.[First Appeared 2003] Lead Dept. DPW
- (9) ~~Support federal legislation that requires the federal government to provide sufficient funds to remediate or otherwise relieve identified problems with indoor air quality in schools. [2003, 2004 NLC Resolution]~~Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (10)Support efforts to improve or strengthen regional and local regulation of mobile source emissions. [2003 Public Works Staff Recommendation] Lead Dept. DPW
- (11)Support efforts to improve regulation of greenhouse gases. [2005 Public Works staff recommendation] Lead Dept. DPW
- (12)~~Support the development of implementation regulations for the California Global Warming Solutions Act of 2006 (AB 32) to reduce greenhouse gas emissions by 2020. Encourage the Secretary for Environmental Protection and the California Air Resources Board to work in partnership with all sectors of the community to ensure that the implementation regulations do not have a negative, long term impact on the resources and services provided by the City of Sunnyvale or the California economy. [DPW & CDD Housing staff collaboration and recommendation 2007]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)

4. PUBLIC SAFETY

4.1 Law Enforcement

- (1) ~~Support legislation that limits the availability of high capacity weapons and ammunition. Encourage stricter sentences for convictions involving firearms use. Support requiring locking devices on firearms and stricter gun control legislation to ensure adequate safeguards prior to purchases. [1993 LCC Resolution]~~Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (2) Support legislation that imposes stricter guidelines for the sale and/or purchase of weapons. [DPS Staff 2007] Lead Dept. DPS
- (3) ~~Support local regulation for public health, safety, and welfare to assist localities in controlling sexual material and prostitution in support of the state law. [*/Modified 1998 December]~~Lead Dept. DPS (MOVE TO ATTACHMENT A)

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- (4) ~~Support efforts to enhance response to domestic violence incidents, including allowing local agencies to destroy or retain firearms or deadly weapons involved in such incidents. [*/Modified 1994/2006 LCC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (5) Support requirements for persons convicted of crimes or other illegal offenses to be financially responsible for enforcement, and support surcharges on criminal sentences to pay for lab services and booking fees. [**/Modified by DPW staff 1994, 2007*] Lead Dept. DPS
- (6) ~~Support adequate financing of jails and criminal justice facilities but address the need to devote equal time and energy to develop effective alternatives to incarceration, including early intervention of at-risk youth and counseling and rehabilitation programs. Oppose eliminating the option of incarceration for first time drug offenses. [1989 LCC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (7) ~~Require any person, who is released on probation, parole, conditional sentence or suspended sentence on the condition that he/she participate in a drug or alcohol abuse program, to participate in a licensed residential or out patient treatment facility. [1997 LCC resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (8) ~~Support a coordinated and cooperative program between the courts and US Citizenship and Immigration Services to identify and deport illegal immigrants convicted of felonies in the State of California, either after they have served their sentence or with the understanding they will be incarcerated in their home country. Support federal reimbursement to local agencies for cost of incarcerating criminal illegal aliens. [1990 & 1996 LCC Resolutions/Modified 1995]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (9) ~~Support the ability of local government to benefit from federal adoptive seizure programs for drug related enforcement and educational purposes. Oppose measures to modify or restrict forfeiture and seizure laws for drug arrests. [1990 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (10) ~~Support efforts to ensure that all court levied penalties are not applied in a racially discriminatory manner. [1990 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (11) ~~Support requirements for specified airline industry employees to report the presence of drugs or large quantities of cash during lawful inspections at security check points. [1990 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (12) ~~Oppose efforts to enact a federal Police Officers' Bill of Rights (the City is already covered by state law). [1993 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (13) ~~Support special restrictions and requirements with respect to indeterminate sentencing, parole, and release for convicted criminals. [1994 LCC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (14) Support programs that deter graffiti. [*First Appeared 1998-January*] Lead Dept. DPS
- (15) ~~Support efforts to promote city sponsored programs to educate citizens concerning the social costs of allowing their pets to breed and to restrict indiscriminate breeding through permit systems, licenses, fines, spaying and neutering. [Added 1992 to an existing policy]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)

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- (16) ~~Support programs and efforts aimed at assisting with the clean up of abandoned vehicles and protect City's right to impose abandoned vehicle fees. [*Modified 1994/clarification 2001]~~
Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (17) Oppose the legalization and or decriminalization of all controlled substances, as defined by Title 21 of the US Code. [**/2001 clarification*] Lead Dept. DPS
- (18) Support efforts to provide local law enforcement all necessary tools for investigation and prosecution of suspected felonies, including access to encryption as appropriate. [*1998-December-staff suggestion*] Lead Dept. DPS
- (19) ~~Support providing local government the ability to double fines for traffic violations in school zones. [2000 LCC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (20) ~~Support past actions by, and future legislation, that enables the federal government and transportation agencies to take immediate action to enhance security practices. [2002 NLC Resolution; modified by DPS Staff 2007]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
Explanation: amended for clarification; modified to remove the reference to companies.
- (21) ~~Request federal resources to mitigate local government cost to respond to terrorist threats. Balance the cost of security against terrorist threats with ongoing needs for water and wastewater infrastructure. [2002 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (22) ~~Support efforts to enhance 911 services to reduce time required for locating and processing wireless 911 calls. Request funding for wireless emergency locator services. [2002 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (23) Support legislation that allows cities to collect fees to recover costs associated with providing 911 Emergency Communications Services. [*DPS Staff 2007*] Lead Dept. DPS
- (24) ~~Urge the federal government to assist municipalities in funding and training for public health and safety risks resulting from terrorist acts. [2002 NLC Resolution/ 2003 Modification/DPS 2007 Modification]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (25) Support a strong intergovernmental partnership that ensures effective communications, long-term financial support to municipalities for their roles in national defense, and true collaboration in preventing and responding to any disasters, natural or man-made, acts of terrorism in America's cities and towns. [*2003/2006 NLC Resolution*] Lead Dept. DPS
- (26) ~~Support efforts by Congress to assist state and local governments with developing and funding integrated criminal justice information systems. [2002, 2003, 2004, 2006 NLC Resolution]~~
Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (27) ~~Support revision of the "Extradition Treaty" (1980) to resolve the issue of extradition of those suspected of committing violent crimes against people in the United States. [2002, 2003, 2004, 2006 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (28) ~~Support efforts by Congress to restore the State and Local Law Enforcement Block Grant to full funding. [2003 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (29) ~~Support efforts by Congress to restore the State Criminal Alien Assistance Program to full funding. [2003 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)

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- (30) ~~Support the national AMBER plan. [2003 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (31) Support legislation that provides supplemental funding to cities for local law enforcement programs (i.e. Supplemental Law Enforcement Services, SLES) [2003 Public Safety Staff Recommendation] Lead Dept. DPS
- (32) ~~Oppose the Criminal Alien Removal Act of 2003 (The Clear Act). Oppose legislation requiring local police to be responsible for the enforcement of federal immigration laws. If the federal government requires that local law enforcement work as immigration officers, the federal government must pay all associated expenses. [2004/2006 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (33) ~~Support resolving interoperability problems that affect emergency communications systems, remedying the current shortage of broadcast spectrum availability for public safety needs, and providing funding for interoperable equipment. [2004/2006 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (34) ~~Support a nationally coordinated effort to target illegal substance production and abuse involving federal, state and local law enforcement and support federal resources dedicated to curbing the production and distribution of illegal substance. [Based on a 2006 NLC Resolution; modified by DPS staff in 2007]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (35) ~~Encourage the federal government to provide grant money for community based intervention and treatment programs focusing on the areas of housing, education, mental health treatment, substance abuse counseling, employment opportunities and health care. [2006 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (36) ~~Support legislation that allows for the constitutional seizure and law enforcement use of property that is used in crimes and causes a safety risk to the public. [Based on a 2006 LCC resolution and modified by DPS staff]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (37) ~~Support efforts to provide adequate funding resources to assist local law enforcement agencies with the deployment of state of the art non lethal technologies such as electronic control devices in an effort to promote public safety and further, provide adequate funding resources to assist with the development and promulgation of policies governing appropriate training, use and placement of electronic control devices in the local use of force continuum. [2007 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (38) ~~Support all efforts to punish to the fullest extent of the law criminals who posses, use and traffic illegal guns; target and hold accountable gun dealers who break the law by knowingly selling guns to straw purchasers; work to develop and use technologies that aid in the detection and tracing of illegal guns; Support all local state, and federal legislation that targets illegal guns; and expand the number of local officials engaged in the effort to combat illegal guns. [2007 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (39) ~~Support efforts to provide for equal treatment and due process for all immigrants. [Based on a 2007 NLC Resolution and modified by DPS staff]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (40) ~~Support federal consideration of municipal tow truck authority. [2007 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)

4.2 Fire Services

- (1) ~~Promote fire safe construction methods to reduce injuries and fire loss. [1989 LCC Resolution/2001 simplification]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (2) Prohibit sales and use of all fireworks except those approved for commercial use. [*/2001 simplification] Lead Dept. DPS
- (3) ~~Support ongoing funding for reimbursable State Fire Training Programs. [1990 LCC Resolution/2001 simplification]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (4) ~~Support legislation deleting organ donor verification searches by first responders. [1993 LCC Resolution/2001 clarification]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (5) ~~Oppose adoption of staffing, response time, or other standards for fire or medical services that would preempt local authority to set appropriate standards. [2002 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (6) ~~Support federal funding to combat terrorist threats as well as to meet current or future Department of Homeland Security Directives. [DPS Staff 2007]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)

A. Hazardous Materials

- (1) Support community safety through regulation of hazardous materials transportation and storage consistent with local regulations, with advance local notification and funding for local hazardous spill response. [*]Lead Dept. DPS
- (2) Support proper management and controls on hazardous materials and waste products, while allowing local flexibility for alternative compliance methods. [*]Lead Dept. DPS
- (3) ~~Support adequate funding for toxic substance clean up. [*/Modified 1991 NLC Resolution/2001 Simplification]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (4) Support consolidation of regulatory programs at the local level and limit actions on local government liability in implementing mandates in regard to toxics control. [*/2001 Clarification] Lead Dept. DPS
- (5) ~~Support optional involvement of local government in abatement of hazardous materials with appropriate liability immunities. [*]~~Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (6) ~~Support state reorganization of hazardous materials abatement emphasizing Regional Water Quality Control Boards as having primary responsibilities. [*]~~Lead Dept. DPS (MOVE TO ATTACHMENT A)
- (7) ~~Support continued clean up of former military and other federal properties consistent with the General Plan and established zoning on adjacent property. Support federal legislation to allow the federal government to expeditiously sell or lease environmentally safe areas/parcels of closed military bases and other federal properties to local communities or the private sector; allow for transfer of~~

~~contaminated parcels while clean up proceeds, provided it can be done safely; indemnify purchasers/lessors provided they don't continue to add to the contamination; and emphasize and/or enhance existing regulations and funding which hold the federal government responsible for clean up of hazardous waste on a timely basis. [First Appeared 1993/Modified 1996/2001 clarification/2003 Modification]~~

~~Lead Dept. DPS (MOVE TO ATTACHMENT A)~~

- ~~(8) Request priority assistance from state and regional agencies which must approve removal of toxic substances or provide remedial plans for hazardous waste sites when the condition was caused by a previous owner of the property. [1989 LCC Resolution]~~

~~Lead Dept. DPS (MOVE TO ATTACHMENT A)~~

- ~~(9) Oppose requirements for cities and counties to develop and maintain land use histories on all commercial or industrial property where toxic or hazardous materials have been utilized. [staff suggestion, 2000]~~

~~Lead Dept. DPS (MOVE TO ATTACHMENT A)~~

4.3 Support Services

- ~~(1) Support efforts to ensure protection of sufficient radio spectrum to meet public safety's current and future needs. Public safety needs should have priority over private or for-profit communication systems. [1998 NLC Resolution]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)

- ~~(2) Support legislation that provides funding mechanisms to local governments to pay public safety communication system upgrades or changes mandated by the Federal Communications Commission. [1998-December-staff suggestion]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)

- ~~(3) Support legislation that protects the current amateur radio bandwidth within the radio spectrum to ensure amateur radio communications support during disasters. [1998-December-staff suggestion]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)

- ~~(4) Support the use of low earth orbiting satellites when those systems will not cause interference to public safety communications systems or their supporting amateur radio communications systems. [1998-December-staff suggestion]~~ Lead Dept. DPS

- ~~(5) Support legislation that requires developers to fund the costs of radio communications infrastructure upgrades to allow emergency communications within new buildings or structures. [1998-December-staff suggestion]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)

- ~~(6) Support efforts to require local dial tone providers to maintain 24-hour contact numbers for Public Safety emergency phone traces. [1998-December-staff suggestion]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)

- ~~(7) Support legislation that requires that local competitive dial tone providers to display exact locations rather than global addressing for all users including PBX (Private Branch Exchange) users within their ALI (Automated Location Information) database accessed by 911 Centers. [1998-December-staff suggestion]~~ Lead Dept. DPS (MOVE TO ATTACHMENT A)

- ~~(8) Support collaborative efforts to enhance emergency preparedness planning, coordination and disaster mitigation, particularly to the extent any such effort can be located at the Moffett~~

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- ~~Federal Complex and/or compliment the tenants at Moffett. [Council action in September, 2000/2006 NLC Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- (9) ~~Support State legislation/funding that enhances Public Safety officer's training in the areas of ethics and conduct. [Staff Recommendation, 2001] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- (10) ~~Oppose FEMA regulations regarding insurance for public buildings unless a comprehensive cost benefit analysis of the availability, affordability and insurance market capacity is conducted and local concerns are addressed. Ensure that local governments are consulted and their issues considered and resolved prior to any changes in federal insurance requirements. [NLC 2000 & 2002 Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- (11) ~~Urge the federal government to work collaboratively with local governments to increase security of telecommunications infrastructure to remotely control water, power facilities, and other public utility systems that may be targets of terrorism. [2002 NLC Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- (12) ~~Encourage creation of a "Coordinator for Public Protection and Safety Communication" within the office of the U.S. Secretary of Homeland Security. Urge implementation of the recommendations of the Public Safety Wireless Advisory Committee Report (1996). [2002 NLC Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- (13) ~~Support efforts to secure funding for hazardous materials equipment and training that reduce occupational health issues associated with methamphetamine lab seizures and clean up. [2002, 2003, 2004 NLC Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- (14) ~~Encourage prompt reimbursement of approved disaster recovery expenses by FEMA to cities determined to be part of a declared disaster area. [2002 NLC Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- (15) Support 311 services – non-emergency direct line to Department of Public Safety. Support is limited to situations where all surrounding cities adopt it. Otherwise particular legislation must address our processing, cost, privacy and misdial concerns. [2001, Study Issues Recommendation/2003 Modification] Lead Dept. DPS
- (16) ~~Support remedying the current shortage of broadcast spectrum availability. Support adequate funding for interoperable equipment to better coordinate emergency response. [2004 NLC Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- (17) ~~Support the improvement of the Homeland Security Advisory System (HSAS) and consolidate it with the Emergency Alert Systems (EAS). Support federal funding to local governments to cover costs associated with heightened threat levels. [2004 NLC Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- (18) ~~Support an extension of Terrorism Risk Insurance Act (TRIA) and a continued federal role in terrorism insurance. [2006 NLC Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- (19) ~~Urge the Department of Homeland Security to streamline the application process to facilitate rapid designation/certification of mission critical anti terrorism technology that is being considered by local government. [2006 NLC Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~

- ~~(20) Support efforts to provide swift and efficient resources to state and local governments when natural or man-made disasters strike, as well as efforts to promote social and economic sustainability in times of crisis within states and localities. [2006 NLC Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- (21) Continue to support interoperability initiatives as they relate to public and private industry. Interoperability is the ability of diverse agencies (police, fire, EMS, and local government) to communicate directly with each other by radio. [DPS Staff 2007] Lead Dept. DPS
- ~~(22) Support efforts by congress to assist state and local governments with developing and funding integrated criminal justice information systems, and further to enact legislation that will establish uniform standards for criminal justice information systems and provide financial assistance to state and local governments willing to implement integrated criminal justice information systems that incorporate the established standards. [2007 NLC Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- ~~(23) Support efforts to provide swift and efficient resources to state and local governments when natural or man-made disasters strike and promote social and economic sustainability in times of crisis within states and localities, and further strengthen the intergovernmental partnership through the creation of a permanent venue for constructive discussion and action among stakeholders for the improvement of intergovernmental relations in order to meet the needs of the public during such times of crisis. [2007 NLC Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- ~~(24) Support federal effort to further develop and coordinate a comprehensive research and containment strategy to address “Pandemic Flu” that involves commitments of funding and necessary resources as well as clear guidance, criteria, and decision tools to inform state, local and private sector of protective measures, provide planning and response actions through strong communication and coordination. Further, support efforts to provide information to aid and maintain continuity of operation in all state and local governments and in the event of a pandemic flu, including that the deferral government must be prepared to supplement and support state and local efforts. [2007 NLC Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- ~~(25) Support efforts to strengthen the nation’s emergency response system through better alignment of FEMA resources, sufficient funding for infrastructure improvements, and support of Citizen Corps programs to encourage individual disaster plans as well as adequate funding for all emergency response initiatives. [2007 NLC Resolution] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~

5. SOCIO-ECONOMIC

- ~~(1) Support mandates to provide benefits to domestic partners equal to those provided to married couples. [1989 LCC & NLC Resolution/2001, Simplification, 2005 modified by staff based on Council action 1/11/05]. Lead Dept. OCM (DELETE – NOT CITY BUSINESS)~~
- ~~(2) Support community and county government efforts to encourage legal immigrants to become United States citizens. [Council RTC 97-262] Lead Dept. OCM (DELETE – DUPLICATED POLICY – RTC 97-262)~~
- ~~(3) Oppose cutting off education, health, and social services to undocumented immigrants and requiring educators, health care providers, and public safety officials to report suspected illegal~~

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~~aliens to federal authorities. [1994 Ballot Initiative Prop]~~ Lead Dept. OCM (DELETE – COVERED BY BROADER LAP 5.0(8))

- (4) ~~Oppose legislation restricting state and local governments from collecting or using information on a person's race, ethnicity, color, or national origin for the purposes of public education, public contracting, public employment, and other government operations. [October 2003 Ballot Initiative Proposition 54]~~ Lead Dept. OCM (DELETE – COVERED BY BROADER LAP 7.3F(6))
- (5) Support federal and state funding to assist with implementing 2-1-1, the three-digit phone code that was designated in 2000 by FCC to be exclusively used for information and referral for health and human services. [Council Resolution; RTC 03-109] Lead Dept. OCM
- (6) ~~Urge Congress to recognize the traditional state and local authority regarding marriage. [2005/2006 NLC Resolution]~~ Lead Dept. OCM (DELETE – COVERED BY BROADER LAP 7.3F(6))
- (7) Support legislation that improves the quality of life for children and families through increased access to educational support, health care, housing, emancipation transition services for foster youth, and vocational training programs. [OCM Staff Recommendation, 2007] Lead Dept. OCM
- (8) Urge the federal government to provide local governments with financial and technical assistance to alleviate the local impact of new immigrants, including the costs of providing social services, health care, education, language services, and civic integration. [2007 NLC Resolution] Lead Dept. OCM

5.1 Demographics and Neighborhoods

5.2 Economy and Employment

- (1) ~~Provide county government with the maximum flexibility to design welfare to work programs that address unique local circumstances that remove potential barriers to entry into the job market for assisted individuals and increase their learning potential. [Council RTC 97-262]~~ Lead Dept. NOVA (DELETE – DUPLICATED POLICY AND SHOULD BE OTHER POLICY – COVERED BY COUNCIL RTC 97-262)
- (2) Support coordinated economic development efforts to increase employment opportunities and increase quality of jobs including coordination with the existing employment and training resources funding. [*/Modified in 1998-July and December; Modified/2003 Community Development Staff Recommendation] Lead Dept. CDD
- (3) ~~Support development of U.S. congressional legislation to approve funding to continue the School to Work Opportunities Act. [2003, 2004 NLC Resolution]~~ Lead Dept. NOVA (MOVE TO ATTACHMENT A)

5.3 Education and Training

- (1) Support expanded education and training programs at all educational levels (high school, community colleges, undergraduate, graduate, adult re-entry and dislocated workers) that increase access to and competitiveness for high technology demand, high wage jobs and develop new job fields. [*/Modified 1998-January/2001, Clarification, 2006 NOVA and Community Development staff recommendation] Lead Dept. NOVA

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- (2) ~~Oppose school voucher plans that provide funding to private and parochial schools if they weaken the public school system. [1993 Ballot Initiative Prop. 174]~~ Lead Dept. OCM (DELETE – NOT CITY BUSINESS)
- (3) ~~Support expanding the use of interactive technologies for lifelong learning and education. [1993 LCC Resolution]~~ Lead Dept. NOVA (MOVE TO ATTACHMENT A)
- (4) ~~Support expanding employment training services for dislocated workers and expand eligibility for such services. Provide funding to alleviate immediate needs of dislocated workers; strengthen commitment to existing programs that provide for transitional workers. [1989 NLC Resolution/2002 NLC Resolution]~~ Lead Dept. NOVA (MOVE TO ATTACHMENT A)
- (5) ~~Support a coordinated strategy to improve employer access to employment training, and federal and state initiatives that augment local autonomy on employment training (retain the strong role of the chief elected officials and Workforce Investment Boards). [1993 LCC & NLC Resolutions/2001 modification]~~ Lead Dept. NOVA (MOVE TO ATTACHMENT A)
- (6) Support greater flexibility and simplicity in administrative procedures and eligibility requirements to ~~increased state and federal appropriations for~~ and client access to adult education, job training, job retention, employment support and welfare programs. [*Council RTC 97-262, 2005 modified by staff*] Lead Dept. NOVA

Support increased state and federal appropriations and allocations based on funding formulas and regulatory guidelines that will fully fund local workforce development programs and workforce system infrastructure. Lead Dept. NOVA

- (7) ~~Support federal reimbursement to local school districts for up to 40 percent of the costs of special education programs mandated by federal law. [2002, 2003, 2004 NLC Resolution]~~ Lead Dept. OCM (MOVE TO ATTACHMENT A)
- (8) ~~Support reauthorization of the Workforce Investment Act and urge Congress to fully fund the Act's employment and training programs. [2003, 2004, 2006 NLC Resolution]~~ Lead Dept. NOVA (MOVE TO ATTACHMENT A)
- (9) ~~Support increased funding for local labor market research that ensures a demand driven local workforce investment system has timely and relevant information on workforce trends. [2005 staff recommendation]~~ Lead Dept. NOVA (MOVE TO ATTACHMENT A)
- (10) ~~Support increased flexibility and resources for the local community college system that will enhance retraining of the dislocated worker adult population. [2005 staff recommendation]~~ Lead Dept. NOVA (MOVE TO ATTACHMENT A)
- (11) ~~Support the standardization of prerequisite requirements and enhanced flexibility and resources for higher education's nursing programs to facilitate increased graduation and certification of nurses and the elimination of the nurse workforce shortage. [2006 NOVA staff recommendation]~~ Lead Dept. NOVA (DELETE – COVERED BY BROADER LAP – 5.3 (12))
- (12) Support increased flexibility and resources for local an allied health initiative, a collaborative of NOVA and neighboring workforce investment boards, local hospitals, the Hospital Council, and higher education, and the NASA Ames Research Center, among others to address

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the current nurse workforce shortage and other allied health occupations experiencing shortages in the future. [2006 NOVA staff recommendation] Lead Dept. NOVA

- (13) ~~Support education benefits for members of the California National Guard and encourage alternative sources of funding other than current educational institution budgets to provide the benefits. [Council RTC 06-125; 4-25-06]~~ Lead Dept. NOVA (DELETE – DUPLICATED POLICY AND SHOULD BE OTHER POLICY – COVERED BY COUNCIL RTC 06-125; 4/25/06)
- (14) Support California's Education, Diversity and Growth in the Economy (EDGE) campaign, a statewide nonpartisan initiative, launched to raise the visibility and importance of the challenges facing the workforce development community during the gubernatorial campaign and in the next Governor's policy agenda in 2007 and beyond. [CDD/NOVA staff recommendation 2007] Lead Dept. NOVA

5.4 Health and Social Services

- (1) Support community-based efforts to develop health education and training programs for the general public, local officials and city employees. [*/Modified 1995] Lead Dept. OCM
- (2) Support State and national health programs to ensure all citizens have adequate coverage at an affordable cost, incorporating the principles of simplicity and local flexibility, without making the employer solely responsible for funding the program. Oppose "single-payer" health care proposals. ~~Support legislation to address the disparities in health care access and treatment between racial and ethnic minority population groups and Caucasians by following the recommendations of the National Healthcare Disparities Report, the Institute of Medicine and the President's New Freedom Commission. [First Appeared 1989/Modified 1994/2006 NLC Resolution/2007 NLC Resolution]~~ Lead Dept. OCM
- (3) ~~Support full or partial state funding of general welfare assistance program. [Council RTC 97-262]~~ Lead Dept. OCM (DELETE – DUPLICATED POLICY – RTC 97-262)
- (4) ~~Support efforts to improve the health of California's children, including preventive health check ups, immunizations, and prenatal care. [1995 staff suggestion]~~ Lead Dept. OCM (DELETE – COVERED BY BROADER LAP – 5.0 (7))
- (5) ~~Oppose legislation that would require tax exempt hospitals to provide specified levels of charity care and care to Medicaid and Medicare patients in order to keep that tax exempt status. [First Appeared 1998 January]~~ Lead Dept. OCM (DELETE – NOT CITY BUSINESS)
- (6) ~~Support efforts to improve and increase funding for mental health programs and services which would not negatively impact City budgets or revenues. [1990 LCC Resolution]~~ Lead Dept. OCM (DELETE – COVERED BY BROADER LAP – 4.1 (35))
- (7) ~~Oppose measures aimed at requiring doctors, blood banks and others to report to local health officers any patients and blood donors whom they reasonably feel have been exposed to AIDS or who have tested positive for it. [1988 Ballot Initiative-Prop. 102]~~ Lead Dept. OCM (DELETE – NOT CITY BUSINESS)
- (8) ~~Support funding for AIDS programs and research, and support the expansion of Medicaid for low income HIV infected persons. [1990/2006 NLC Resolution]~~ Lead Dept. OCM (DELETE – DUPLICATED POLICY – POLICY 5.1H.2C)

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- (9) ~~Encourage stores selling tobacco products to remove advertising and promotions that are near candy and to remove tobacco advertising that is below counter level. [Council RTC 96-111] Lead Dept. OCM (DELETE – NOT CITY BUSINESS)~~
- (10) ~~Urge Congress not to block grant the Head Start program to the states. Support reauthorization of the Head Start and Early Head Start programs, within the current structure of federal administration of local centers. Support maintaining high performance standards, continuing the requirement for parental involvement, and providing comprehensive social and health services, as the best means of providing early learning components of literacy and numeracy. Support funding to allow for the expansion of the federal Head Start program to all eligible children. [1989/2006 NLC Resolution/2007 NLC Resolution] Lead Dept. OCM (DELETE – DUPLICATED POLICY – POLICY 5.1H.1C)~~
- (11) ~~Support efforts to increase the availability and affordability of childcare, including economic incentives for cities that develop child care facilities. Support efforts to better coordinate local government and private agencies' children's services. [1989 LCC & NLC Resolutions/1993 LCC Resolution] Lead Dept. OCM (DELETE – DUPLICATED POLICY – COUNCIL POLICY 5.1.2)~~
- (12) ~~Support the establishment of quality standards for childcare providers and programs. [1989 NLC Resolution/Modified in 1993, 1995 and 1998 December] Lead Dept. OCM (MOVE TO ATTACHMENT A)~~
- (13) ~~Support funding of the Child Care and Development Block Grant program (federal funds allocated to subsidize child care needs). [1989 NLC Resolution/Modified in 1993, 1995 and 1998 December] Lead Dept. OCM (DELETE – DUPLICATED POLICY – POLICY 5.1H.1C)~~
- (14) ~~Support increased elder care at the local level, including family leave policies, development of adult day care facilities, and transitional housing for victims and those at risk of elder abuse. Support efforts to expand the availability of family centered adult day care facilities and intergenerational care facilities. [1990 LCC Resolutions] Lead Dept. OCM (DELETE – DUPLICATED POLICY 5.1J.1)~~
- (15) ~~Support legislation to prohibit or further restrict the manufacture and sale of certain fortified wine products, and support strengthening comprehensive alcohol detoxification, prevention, recovery and rehabilitation programs. [1989 LCC Resolution] Lead Dept. OCM (DELETE – DUPLICATED POLICY – GENERAL PLAN POLICY 5.1H.5)~~
- (16) ~~Support the continuance of the availability of medical and food stamp benefits for all current legal immigrants meeting the needs test. [Council RTC 97-262] Lead Dept. OCM (DELETE – DUPLICATED POLICY - COVERED BY COUNCIL RTC 97-262)~~
- (17) ~~Support the Food Stamp Program, the School Breakfast and Lunch Program, the WIC Program, senior nutrition programs, and support services for homeless families. [First Appeared 1992/Modified 1995] Lead Dept. OCM (MOVE TO ATTACHMENT A)~~
- (18) ~~Oppose cuts in CALWORKS payments and cutting off additional grants for children conceived while the family is on welfare. [First Appeared 1993/Modified 1998 July] Lead Dept. OCM (DELETE – DUPLICATED POLICY - COVERED BY COUNCIL RTC 97-262)~~

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- (19) ~~Support extending the eligibility period for food stamps for unemployed single adults 18-50 who are making a good faith effort to find employment from three months in a three year period. [Council RTC 97-262] Lead Dept. OCM (DELETE – DUPLICATED POLICY - COVERED BY COUNCIL RTC 97-262)~~
- (20) ~~Support the reinvestment of cost savings from the redesigned state welfare system into employment services and other services that transition people from welfare to work and augment self sufficiency. Support the funding and implementation of welfare to work programs that include the following kinds of activities: [Council RTC 97-262] Lead Dept. OCM (DELETE – DUPLICATED POLICY – RTC 97-262)~~
- ~~a. Job creation through public or private sector wage subsidies;~~
 - ~~b. On the job training;~~
 - ~~c. Contracts with job placement companies or public job placement programs;~~
 - ~~d. Job vouchers; and/or;~~
 - ~~e. a. Job retention or support services.~~
- (21) ~~Support reauthorization of funding for Temporary Assistance for Needy Families (TANF). [2002, 2003, 2004, 2006 NLC Resolution] Lead Dept. OCM (DELETE – DUPLICATED POLICY - COVERED BY COUNCIL RTC 97-262)~~
- (22) ~~Support the use of state Proposition 10 funds (tobacco tax funds), for the development or enhancement of educational and social services for the prenatal through five population and their families. [First Appeared 2003] Lead Dept. OCM (MOVE TO ATTACHMENT A)~~
- (23) ~~Support childcare providers having a voice in the development of potential Universal Preschool legislation. [2003 Office of the City Manager Staff Recommendation]. Lead Dept. OCM (MOVE TO ATTACHMENT A)~~
- (24) ~~Support Universal Preschool legislation that requires the provision of free, voluntary preschool for all four year olds, provided that the legislation does not have a negative financial impact on the City of Sunnyvale. [Council action 11-1-05 RTC05-326] Lead Dept. OCM (DELETE – DUPLICATED POLICY - COVERED BY COUNCIL RTC 05-326)~~
- (25) ~~Support El Camino Hospital District plans to issue bonds, payable from the proceeds of a tax levied on taxable property within the District, to make seismic upgrades to El Camino Hospital, and to expand and enhance emergency and other hospital facilities. [November 2003 Ballot Initiative – Measure D] Lead Dept. DPS (MOVE TO ATTACHMENT A)~~
- (26) ~~Support Congressional action to rectify the current Medicare payment formula inequities and reduce geographic disparities. [2004 NLC Resolution] Lead Dept. OCM (MOVE TO ATTACHMENT A)~~
- (27) Support the Administration's goal to end chronic homelessness in the United States in 10 years. [2004/2006 NLC Resolution] Lead Dept. CDD
- (28) ~~Support legislation that requires the federal government to fully fund the “No Child Left Behind” Act including corrective program, and the Dream Act. Urge the Federal Government to improve access to fund funding for early education programs and services such as Head Start and for English language learner students and farm worker children. [2004 NLC Resolution/ 2006 Modified by OCM staff/2007 NLC Resolution] Lead Dept. OCM (MOVE TO ATTACHMENT A)~~

(29) Support childcare related legislation that:

- Provides funding targeted to address the child care needs of low-income individuals;
- Establishes demonstration projects to test alternative child care delivery models;
- Establishes employer incentives, such as tax credits to encourage employers to share in providing child care for employees;
- Provides adequate funding of existing child care programs, including appropriate cost-of-living increases;
- Establishes the public school system as the primary delivery agent of state sponsored child care programs;
- Establishes quality child care programs by appropriate regulations to protect health and safety, but minimizes regulatory obstacles;
- Provides incentives to increase the quality and wages of child care workers;
- Advocate for and support measures to encourage and involve industry in providing child care and/or child care benefits to their employees.

Lead Dept. OCM (PENDING COUNCIL ACTION ON 11/27/07)

~~(30) Support improved health care benefits and services for Hispanics. Support education and training programs for Hispanics that enhance job skills that will lead to jobs that provide health benefits. Support more funding for community and migrant health centers; promote the use of translation and interpretation services in health care settings, and encourage Latinos to enter the health care fields. [2005/2006 NLC Resolution/2007 NLC Resolution] Lead Dept. OCM (DELETE - COVERED BY BROADER LAPs 5.0 (7), 5.3 (12), Policy 5.1H.8)~~

~~(31) Urge the federal government to work diligently to reduce the cost of prescription drugs, including finding a safe and reliable way for U.S. citizens to obtain prescription drugs from sources outside of the United States. [2005/2006 NLC Resolution] Lead Dept. OCM (DELETE - COVERED BY BROADER LAP 5.4 (2))~~

~~(32) Support legislative efforts to develop State or National health insurance programs designed to assure that all citizens have an adequate form of health insurance available at an affordable cost. Legislation drafted to develop such a program must recognize the following principles:~~

- ~~• The responsibility for funding the program should not be the major responsibility of employers. It is understood that there may be some additional costs that employers must share in order to establish the program, but employers should not be called upon to share the major burden for funding the program.~~
- ~~• The program should encourage competitiveness among the insurance companies in the private marketplace.~~
- ~~• The benefits mandated under the program should be limited to basic major medical care and preventive medicine. Additional options may be available, but not mandated.~~
- ~~• The program should not interfere with the existing collective bargaining process, and the legislation must take this relationship into account.~~
- ~~• Where an employment relationship is involved, employees should be required to match an employer's contribution, unless a collective bargaining agreement states otherwise. Where an employee is unable to pay, State or Federal funds should subsidize the employee's costs.~~
- ~~• Employers should not be required to cover at their expense occasional, part-time employees or seasonal employees who work less than 12 consecutive weeks and less than an average of 17 1/2 hours per week. The specific thresholds that define who must be covered may differ from this statement somewhat, but the intent is to limit those employees that employers are required to cover to a reasonable standard. The availability of part-time employment must be protected.~~

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- ~~The legislation should take into account dual employment relationships and, if possible, not require family members to be covered by more than one employer. [Adopted: RTC 88-021 (1/12/1988), Previously Legislative Policy 5.1.5 State or National Health Insurance Programs, 2005 staff incorporated Legislative policy into Legislative Action Positions]~~ Lead Dept. OCM (DELETE – DUPLICATED POLICY – GENERAL PLAN POLICY 5.1G.3a)
- (33) ~~Oppose any legislation related to creating a waiting period and parent notification before termination of a minor's pregnancy. Oppose legislation that attempts to amend California's Constitution, defining and prohibiting abortion for an unemancipated minor until 48 hours after a physician notifies minor's parent/guardian, except in medical emergency or with parental waiver; mandates reporting requirements and authorizes monetary damages against physicians for violation. [2005 Ballot Initiative Prop 73]~~ Lead Dept. OCM (DELETE – NOT CITY BUSINESS)
- (34) ~~Support federal legislation that creates pilot health Information Technology (IT) networks while protecting patient security and privacy, and support health information technology that ensures systems are developed to use new information capabilities to improve outcomes and decrease health care costs. [2006 NLC Resolution]~~ Lead Dept. OCM (DELETE – DUPLICATED POLICY – GENERAL PLAN POLICY 5.1G.3a)
- (35) ~~Support the federal government in making one of its highest domestic priorities to obtain comprehensive health care reform by restructuring the health care system, reducing costs, and assuring that every American can obtain adequate health care coverage, and that the federal government's focus must include a substantial reduction in the costs that local governments and their taxpayers must bear for health care for their employees and dependents. [2007 NLC Resolution]~~ Lead Dept. OCM (DELETE – DUPLICATED POLICY – GENERAL PLAN POLICY 5.1G.3a)

5.5 Human Service Planning and Policy

- (1) Support formal relationships with schools, non-profit agencies, the business community and other government organizations to assess human service needs. [First Appeared 1993] Lead Dept. OCM
- (2) ~~Support funding of programs dedicated to the prevention of child abuse. [Council RTC 97-205]~~ Lead Dept. DPS (DELETE – DUPLICATED POLICY - COVERED BY COUNCIL RTC 97-205)
- (3) ~~Support the provision of foster care and adoption benefits to legal immigrants during the first five years after arriving in the United States. [Council RTC 97-262]~~ Lead Dept. OCM (DELETE – DUPLICATED POLICY - COVERED BY COUNCIL RTC 97-262)
- (4) ~~Support the establishment of state assistance eligibility and time limits that are no more restrictive than those of the federal government. [Council RTC 97-262]~~ Lead Dept. OCM (DELETE – DUPLICATED POLICY - COVERED BY COUNCIL RTC 97-262)
- (5) ~~Support the development of a comprehensive statewide youth service plan without duplication and increased funding to cities for expansion of services for teen youth. [First Appeared 1993/Modified 1994 LCC Resolution]~~ Lead Dept. OCM (DELETE – DUPLICATED POLICY - COVERED BY POLICY 2.2.B.5)

- (6) ~~Support reauthorization of the Older Americans Act including an allocation increase proportional to the increase in the older population and a provision for greater eligibility of cities to apply for OAA funding. Support efforts to enhance minority participation in Older Americans Act services. [1990 LCC & NLC Resolutions]~~ Lead Dept. DPR (MOVE TO ATTACHMENT A)
- (7) ~~Support the initiation and expansion of local volunteer programs as an efficient means of maximizing public safety. [2002 LCC Resolution]~~ Lead Dept. OCM (DELETE – DUPLICATED POLICY: REVISED COMMUNITY ENGAGEMENT GENERAL PLAN SUBELEMENT B.4a AND B.4b)

6. CULTURAL

6.1 Recreation

- (1) Support efforts to ensure resources are available to perform background checks (i.e.: fingerprinting) of volunteers and coaches working directly with school aged children in order to enhance the participant's safety. [2003 Parks & Recreation Recommendation] Lead Dept. DPR

6.2 Library

- (1) Support full funding for the State Public Library Fund. [*/Modified 1994] Lead Dept. LIB
- (2) ~~Support the "Library Bill of Rights" as established by the American Library Association. [Adopted in Library Sub Element, 2003; 2003 Library Staff Recommendation]~~ Lead Dept. LIB (DELETE – DUPLICATED POLICY – COVERED BY LIBRARY SUB-ELEMENT)
- (3) ~~Support collaborative and innovative efforts to provide effective public library services with stable funding. [1995 staff suggestion/Modified 1996]~~ Lead Dept. LIB (DELETE – DUPLICATED POLICY – COVERED BY LIBRARY SUB-ELEMENT POLICY 6.2F.1)
- (4) ~~Support cooperative efforts between public libraries, educational agencies, civic organizations, individuals, and the business community to promote literacy and greater support for local library programs. [First Appeared 1993/Modified 1995/2006 Library staff recommendation]~~ Lead Dept. LIB (DELETE – DUPLICATED POLICY – COVERED BY LIBRARY SUB-ELEMENT POLICY 6.2F.1)
- (5) ~~Support adequate funding and reauthorization of the Library Services and Technology Act (LSTA). [2001, Staff recommendation]~~ Lead Dept. LIB (MOVE TO ATTACHMENT A)
- (6) ~~Actively monitor and oppose any state or federal mandate that restricts open access to information [in any format]. Oppose federal government programs that direct libraries to provide filtering for Internet access. [2001, Modification/ 2002 NLC Resolution]~~ Lead Dept. LIB (MOVE TO ATTACHMENT A)
- (7) ~~Actively monitor and oppose legislation that jeopardizes the confidentiality of library patron information, including certain provisions of the USA Patriot Act. Support the U.S. campaign against terrorism and affirm a commitment to the U.S. Constitution and respective state constitutions while urging the U.S. Congress to amend the PATRIOT ACT in order to restore and protect our nation's fundamental and inalienable rights and liberties. [2003 Library Staff Recommendation; 2004 Modification, 2005 modified by staff/2006 NLC Resolution]~~ Lead Dept. LIB (MOVE TO ATTACHMENT A)

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- (8) Support full funding for the State's Transaction Based Reimbursement Program which reimburses public libraries for loaning books and materials to other libraries' residents. [*First appeared 1994; Re-added, 2003 Library Staff Recommendation; 2007 Library staff modification*] Lead Dept. LIB
- (9) ~~Support the United States Patent and Trademark Office (USPTO) efforts to streamline and simplify the application process of applying for and obtaining protection for new patents or trademarks. [2003 Library Staff Recommendation]~~ Lead Dept. LIB (DELETE – NO LONGER AN ISSUE)
- (10) ~~Support the USPTO efforts to retain 100% of the fees collected for its services [2003 Library Staff Recommendation]~~ Lead Dept. LIB (DELETE – NOT CITY BUSINESS)
- (11) Support passage of Public Library Construction and/or Renovation Bond Acts which would, if approved by the voters, authorize the issuance of bonds for the purpose of financing library construction and renovation [2007 Library Recommendation] Lead Dept. LIB
- (12) Monitor efforts underway to provide a statewide subscription and funding for online tutoring services - if legislation is initiated, review and support if appropriate. [2008 Library Staff Recommendation] Lead Dept. LIB

6.3 Heritage Preservation

- (1) ~~Support State and Federal funding for development and/or operation of the Sunnyvale Heritage Museum. [2005 staff recommendation based on Council action 1/11/05]~~ Lead Dept. DPR (DELETE – DUPLICATED POLICY – COVERED BY OPEN SPACE AND RECREATION SUB-ELEMENT PROGRAMMING, POLICY B.6)

7. PLANNING AND MANAGEMENT

7.1 Fiscal Management

- (1) Support efforts to reduce and make uniform grant regulations and reporting requirements.[*]
Lead Dept. FIN
- (2) ~~Encourage government entities to establish full cost accounting systems. [First Appeared 1992; Modified/2003 Finance Staff Recommendation].~~ Lead Dept. FIN (DELETE – DUPLICATED POLICY AND SHOULD BE OTHER POLICY – COVERED BY FISCAL SUB-ELEMENT)
- (3) ~~Oppose requiring cities to give local tax exemptions to non-profit organizations. [1994 Ballot Initiative Prop. 176]~~ Lead Dept. FIN (MOVE TO ATTACHMENT A)
- (4) ~~Support legislative bodies' ability to delegate investment responsibility to the treasurer of the local agency. [First Appeared 1996/Modified 1998 January]~~ Lead Dept. FIN (MOVE TO ATTACHMENT A)
- (5) ~~Support efforts to recover the full and reasonable cost of providing City services through establishing new fees (including user fees and/or charges based on valuation), or increasing existing fees and charges (including user fees and/or charges based on valuation), as allowable by law. [2003 Finance Staff Recommendation]~~ Lead Dept. FIN (MOVE TO ATTACHMENT A)

* The policy goes back at least to 1989.

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- (6) ~~Support efforts to streamline the civil service system and authorize the state to competitively contract for public services (allow state agencies to bid for those services). [First Appeared 1996]~~Lead Dept. FIN (MOVE TO ATTACHMENT A)
- (7) Support the voluntary formation of regional partnerships ~~which could include tax sharing around specific issues: e.g., solid waste, air pollution, water pollution, transportation, etc.~~ [1990 NLC Resolution; Modified/2003 Finance Staff Recommendation]_Lead Dept. FIN
- (8) Support uniform collection of the Utility User Tax and franchise fees on all providers of public utilities. [1998-December-staff suggestion] Lead Dept. FIN
- (9) Oppose unfunded or underfunded state or federal mandates. Support full reimbursement of legislation that would require an extraordinary vote for any state or federal mandates, that does not fully fund the local obligation. [Added to existing policy 1998-January/Modified 1998-December/2001Clarificaiton] Lead Dept. FIN
- (10)~~Support funding for local governments and schools that are not in conflict with each other. [1990 League Resolution]~~Lead Dept. FIN (MOVE TO ATTACHMENT A)
- (11)~~Support the ability of public agencies to contract out to save money and/or expedite projects. [2001, Staff recommendation]~~Lead Dept. FIN (MOVE TO ATTACHMENT A)
- (12)Support uniform and consistent application of sales taxes and laws to all sales transactions. [2001, Staff Clarification] Lead Dept. FIN
- (13)~~Oppose extension of Internet tax moratorium; support efforts to simplify remote collection of sales and use taxes. [2001, Staff recommendation/2003 NLC Resolution]~~_Lead Dept. FIN (MOVE TO ATTACHMENT A)
- (14)Oppose attempts to limit the City’s ability to manage and administer its locally prescribed pay and benefits systems. [First Appeared 2003] Lead Dept. FIN
- (15)~~Support legislation requiring voter approval before state government may take local tax funds. [November 2003 City Council Resolution No. 153-03]~~_Lead Dept. FIN (DELETE – DUPLICATED POLICY AND SHOULD BE OTHER POLICY – COVERED BY COUNCIL RESOLUTION 153-03)
- (16)Support ~~adding the Federal Home Loan Banks to the list of organizations in section 149 of the Internal Revenue Code so that the Federal Home Loan Banks can efforts by the federal and state government to provide standby purchase agreements, letters of credit, and other credit enhancements to cities.~~ [2004 NLC Resolution] Lead Dept. FIN
- (17)~~Support legislation which would permit municipalities and other issuers of tax exempt bonds an additional opportunity to advance refund outstanding tax exempt bonds. [2004 NLC Resolution]~~_Lead Dept. FIN (MOVE TO ATTACHMENT A)
- (18)Oppose actions by the federal or state government that would reduce or erode local revenues or local control. [2006 Finance staff recommendation] Lead Dept. FIN

A. Federal

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- (1) ~~Support maintaining a federal balanced budget and reducing the national debt. [1989 NLC Resolution]~~ Lead Dept. FIN (DELETE – NOT CITY BUSINESS)
- (2) ~~Oppose reducing funds to state and local governments through charging administrative costs against intergovernmental transfers. [First Appeared 1992]~~ Lead Dept. FIN (MOVE TO ATTACHMENT A)
- (3) ~~Support governmental actions to reform the tax code to eliminate taxation on non-realized income. [2006 Council Recommendation]~~ Lead Dept. FIN (DELETE – NOT CITY BUSINESS)
- (4) ~~Support governmental actions to reform the Alternative Minimum Tax (AMT). [2006 Council Recommendation]~~ Lead Dept. FIN (DELETE – NOT CITY BUSINESS)

B. State

- (1) ~~Protect the authority of charter cities to control local revenues. Oppose the reconfiguration of revenue distribution formulas to take revenues away from local government to fund state programs. [1989 LCC Resolution/2001 Clarification]~~ Lead Dept. FIN (MOVE TO ATTACHMENT A)
- (2) Support reform to Proposition 13 that would be more equitable to post-Proposition 13 property owners. ~~Oppose selective exceptions from reassessments for special groups. [1988 & 1990 Ballot Initiatives-Props. 90, 93, 110]~~ Lead Dept. FIN
- (3) ~~Oppose a mandated reduction in local property assessments for property owned by utility companies. [1989 NLC Resolution]~~ Lead Dept. FIN (MOVE TO ATTACHMENT A)
- (4) ~~Support proposals aimed at the development of multiple criteria for determining bonded indebtedness at the state level so as to protect the solvency of the state's general fund. Review bond proposals on the state ballot on a case by case basis, considering the overall need, the ability to cover operating costs, the impact on Sunnyvale, and the impact on the state general fund. [First Appeared 1991/Modified 1993 LCC Resolution]~~ Lead Dept. FIN (MOVE TO ATTACHMENT A)
- (5) ~~Support a comprehensive state performance review and audit system and long range financial planning and performance budgeting to enhance accountability, efficiency, and responsiveness at all levels of government. [1993 LCC Resolution/Modified 1996]~~ Lead Dept. FIN (DELETE – NOT CITY BUSINESS)
- (6) ~~Support efforts that prohibit the state from borrowing to finance budgetary deficits. [First Appeared 1996, 2006 Finance staff recommendation]~~ Lead Dept. FIN (MOVE TO ATTACHMENT A)
- (7) Support full state repayment of local property tax revenues taken through Educational Revenue Augmentation Funds (ERAF) shifts to fund state obligated education costs. [1997 LCC Resolution, 2006 Finance staff recommendation] Lead Dept. FIN
- (8) Support efforts to ~~amend the California Constitution to~~ provide local government with protected and predictable revenue sources; ~~Support passage of ballot measures that stabilize and protect local revenues and~~ positively reform the state-local fiscal

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relationship. [*Added to existing policy 1994/LCC-2001, #7, 2006 Finance staff recommendation*] Lead Dept. FIN

- (9) ~~Support the ability of local governments and school districts to raise additional revenues through simple majority voter approval requirements; oppose efforts to place greater controls on the revenue raising authority of local governments and school districts. [*Added 1998 December staff suggestion/2001 clarification; Modified/2003 Finance Staff Support Recommendation*]~~ Lead Dept. FIN (MOVE TO ATTACHMENT A)
- (10) ~~Oppose attempts to earmark funding for local governments that may result in local funding reductions in other areas. [*2003 Finance Staff Support Recommendation*].~~ Lead Dept. FIN (MOVE TO ATTACHMENT A)
- (11) ~~Support reforms to the property tax appeals process so that:
 - a. ~~Each public agency receiving property tax revenue shall be given reasonable notice of appeals, have legal standing to appear and be heard in connection with any property tax appeal affecting property tax revenue to be received by such agency.~~
 - b.a. ~~At least one member of the property tax assessment appeals board shall be a representative of cities and redevelopment agencies within the county. [*1998 LCC Resolution*]~~~~ Lead Dept. FIN (MOVE TO ATTACHMENT A)

7.2 Community Participation

7.3 Legislative/Management

A. Elections

- (1) In cooperation with County Registrar of Voters, contain costs of elections as long as the elections process is not adversely affected (i.e., purge voter rolls, limit costs for candidate statements, prevent abuse of absentee ballot process). Support continued state reimbursement of absentee ballot costs. [**/Modified 1993 LCC Resolution*] Lead Dept. OCM
- (2) In cooperation with County Registrar of Voters, support practices which would increase voter turnout in local elections (e.g., mail ballots, more information to voters for judicial elections). [**/*]Lead Dept. OCM
- (3) Support requiring absentee ballot applications to be submitted 14 days prior to an election. Support efforts to simplify and to expedite the counting of absentee ballots. [*1994 LCC Resolution*] Lead Dept. OCM
- (4) Support efforts to achieve the goals of the Political Reform Act of 1974 (reporting conflict of interest statements to the Fair Political Practices Commission) in a more cost-effective way. [*1994 LCC Resolution*] Lead Dept. OCM
- (5) Oppose initiatives that would take away the state legislature's ability to reform the state initiative process and that would make any changes contingent upon the approval of the electorate. [*1990 Ballot Initiative-Prop. 137*] Lead Dept. OCM

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- (6) Support Instant Runoff Voting if/when it is determined to be economically and technologically feasible for the county. [1998 Ballot Initiative-Measure F] Lead Dept. OCM
- (7) Support the reauthorization of the key enforcement provisions of the 1965 Voting Rights Act and urge Congress to conduct the appropriate due diligence to investigate and establish a record of evidence to determine the need for reauthorization of the Act's key provisions. [2006 NLC Resolution] Lead Dept. OCM

B. Intergovernmental Relations

- (1) ~~Support balanced representation of cities on LAFCOs. [*Modified 1998 January/2003 Moved to Current Section]~~ Lead Dept. OCM (DELETE – CITY REPRESENTATION)
- (2) ~~Monitor and take an active role in the formulation of any regional/subregional government and growth management proposals. Support a reasonable, broad-based, participatory process for the discussion and/or implementation of regional policies consistent with Council policies and direction. [First Appeared 1992/Modified 1993 and 1998 January/2003 Moved to Current Section]~~ Lead Dept. OCM (DELETE – COVERED BY BROADER LAP 7.3F(6))
- (3) ~~Support enhancing diversity and maintaining presidential discretion in League of California Cities appointments. [1996 LCC Resolution/2003 Moved to Current Section]~~ Lead Dept. OCM (DELETE – NOT CITY BUSINESS)
- (4) ~~Support cooperative analysis and negotiation among neighboring and overlapping jurisdictions prior to promulgating laws, regulations, permits and fees that impact residents, property owners and businesses in locations receiving service from multiple agencies. [2003 Public Works Staff Recommendation]~~ Lead Dept. DPW (MOVE TO ATTACHMENT A)
- (5) Support balanced representation of the City of Sunnyvale on any regional/sub regional government body or entity which is created, and cooperative analysis and negotiation among neighboring and overlapping jurisdictions, prior to promulgating laws, regulations, permits and fees that will have an impact on City business, residents, property owners and/or businesses in Sunnyvale. [2007 OCM Staff Recommendation] Lead Dept. OCM

C. Human Resources

- (1) ~~Public Employee Retirement System:~~
 - a. ~~Limit cost of living increases and other benefits for retirees to those negotiated by cities (not state legislation); require contract amendments before any such benefit can become effective; and assure that payments for benefits are paid from assets of each employer's plan. [1990 LCC Resolution]~~ Lead Dept. HRD (MOVE TO ATTACHMENT A)
 - b. California Public Employees' Retirement System (CalPERS) - sSupport efforts that maintain or increase local contracting agency control for the use of assets in individual Ensure that any excess revenue in funds is credited to employers' accounts, and oppose any actions that would divert assets from individual

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- employer accounts, including opposing any benefit enhancements for participants that are mandated by the State. [1990 LCC Resolution] Lead Dept. HRD
- c. ~~Oppose any benefit enhancements for PERS participants that are mandated by the State. [2001, Staff recommendation]~~ Lead Dept. HRD (MOVE TO ATTACHMENT A)
 - d. ~~Oppose PERS loans to the state general fund[*]~~Lead Dept. HRD (MOVE TO ATTACHMENT A)
 - e. ~~Encourage PERS to continue to develop programs to reduce the rate of medical premium increases and control medical insurance costs. [1990 LCC Resolution]~~ Lead Dept. HRD (MOVE TO ATTACHMENT A)
 - f. ~~Support efforts to urge the PERS Board to make available a centralized Medicare reimbursement program to local agencies that elect to participate. [First Appeared 1992/Modified 1995]~~Lead Dept. HRD (MOVE TO ATTACHMENT A)
 - g. ~~Support the PERS Board contract with HMOs for fee for service plans, licensed and doing business in other states, to provide health benefits for retired employees who choose to reside out of California. Seek also to request the PERS Board to require contracts with out of state providers to provide substantially equivalent health services to those offered in California for members. [First Appeared 1992]~~ Lead Dept. HRD (MOVE TO ATTACHMENT A)
 - h. Oppose any form of mandatory enrollment in Social Security coverage for employees covered under another retirement program and oppose any form of mandatory enrollment in Medicare for employees currently excluded as a result of being employed by the City prior to April 1, 1986. [*]Lead Dept. HRD
 - i. ~~Oppose expansion of Medicare coverage of local employees beyond the current requirement for new hires. [*]~~Lead Dept. HRD (MOVE TO ATTACHMENT A)
 - j. ~~Seek a more active and equal voice for local contracting agency employers on the PERS board. [2001, Staff recommendation]~~ Lead Dept. HRD (MOVE TO ATTACHMENT A)
 - k. ~~Support legislation or other efforts to allow local agencies the option to utilize excess PERS investment assets as determined exclusively by the affected local contracting agency, and as permitted by law. [LCC 2001, #3]~~ Lead Dept. HRD (MOVE TO ATTACHMENT A)
 - l. ~~Support efforts to help ensure PERS maintains actuarial soundness to minimize short and long term negative impacts to cities. [First Appeared 2003]~~ Lead Dept. HRD (MOVE TO ATTACHMENT A)
 - m. ~~Oppose attempts to limit the City's ability to ensure adequate provision of competitive retirement plans. [First Appeared 2003]~~ Lead Dept. HRD (MOVE TO ATTACHMENT A)
 - n. ~~Oppose efforts to limit the City's ability to negotiate two-tier retirement plans. [2003 Finance Staff Recommendation]~~ Lead Dept. HRD (MOVE TO ATTACHMENT A)

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- (2) ~~Support appropriate efforts to increase employment in local government for the disabled. [*/Modified 1998 January and July]~~ Lead Dept. HR/OCM (DELETE – DUPLICATED POLICY: ADMINISTRATIVE POLICY CHAPTER 3, ARTICLE 13 EQUAL EMPLOYMENT OPPORTUNITY)
- (3) ~~Encourage appropriate balance of management/employee rights within context of the Meyers Milius Brown Act. Oppose actions that would usurp or override the local collective bargaining process and support actions that maintain protection of management rights. [*/]~~Lead Dept. OCM (DELETE – COVERED BY BROADER LAP 7.3F(6))
- (4) ~~Oppose Public Employee Relations Board review of alleged unfair labor practices because the courts offer sufficient remedies. [*/]~~Lead Dept. HRD (MOVE TO ATTACHMENT A)
- (5) ~~Oppose mandated "peace officer time banks," but support the right of local agencies to negotiate those. [*/]~~Lead Dept. HRD (MOVE TO ATTACHMENT A)
- (6) ~~Support eliminating the "salary basis" test for public employment with regard to the Fair Labor Standards Act. [First Appeared 1993]~~Lead Dept. HRD (MOVE TO ATTACHMENT A)
- (7) ~~Oppose taxability of employee benefits, including employer provided education assistance (Section 127). [*/Modified 1995 staff suggestion]~~Lead Dept. HRD (MOVE TO ATTACHMENT A)
- (8) ~~Support federal Employment Non-Discrimination legislation to prohibit job discrimination on the basis of sexual orientation. [2000 NLC. 2001 Clarification]~~Lead Dept. HRD (MOVE TO ATTACHMENT A)
- (9) ~~Support equal opportunity regardless of age, sex, race, religion, etc. [*/Modified 1997 due to Prop. 209]~~Lead Dept. HR/OCM (DELETE – DUPLICATED POLICY: ADMINISTRATIVE POLICY CHAPTER 3, ARTICLE 13 EQUAL EMPLOYMENT OPPORTUNITY)
- (10) ~~Support legislation on pension portability to allow public employers to compete more vigorously with the private sector. [2000 NLC resolution]~~Lead Dept. HRD (MOVE TO ATTACHMENT A)
- (11) ~~Oppose legislation geared toward limiting Cities ability to establish Payroll deduction programs and determine appropriate deduction programs. [First Appeared 2003]~~Lead Dept. OCM (MOVE TO ATTACHMENT A)
- (12) ~~Oppose legislation that would extend Labor Code 4850 Benefits for longer than one year. [2003 Human Resources Staff Recommendation]~~Lead Dept. HRD (MOVE TO ATTACHMENT A)
- (13) Support legislation regarding worker's compensation reform that reduces or does not increase costs to the City, and which continues to provide reasonable and necessary medical treatment to the injured employee. [2003 Human Resources Staff Recommendation] Lead Dept. HRD

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- (14) ~~Support a statewide Mentoring Program that can be accessed via the League of California Cities website. [2005 LCC Resolution]~~ Lead Dept. OCM (DELETE – NOT CITY BUSINESS)

D. Telecommunications

- (1) ~~The Federal Communication Commission's involvement in cable television issues shall not encroach on or supersede local authority to regulate basic costs and enforce customer service standards. [1989 LCC Resolution]~~ Lead Dept. ITD (MOVE TO ATTACHMENT A)
- (2) Oppose ~~cable television~~ rate protection for some groups at the expense of others. [First Appeared 1989] Lead Dept. ITD
- (3) Support federal and state legislation that strengthens, recognizes and protects local government's authority to control the public rights-of-way for delivery of data, video and voice services, and to be adequately compensated for the use of such public infrastructures. *RTC 94-453/Modified 1998 January and July; 2007 IT staff modification*] Lead Dept. ITD
- (4) ~~Support retaining the franchising authority granted to cities by the 1984 and 1992 Cable Acts and extending it to any agency offering video, voice, and data services. [Council RTC 94-453/2006 NLC Resolution]~~ Lead Dept. ITD (MOVE TO ATTACHMENT A)
- (5) ~~Urge the FCC to require access code before accessing "900" business numbers, and impose penalties on the businesses/providers for non compliance. [1994 NLC Resolutions]~~ Lead Dept. ITD (MOVE TO ATTACHMENT A)
- (6) ~~Oppose prohibiting the freedom of expression using the Internet and similar electronic communications more than other vehicles of communications. [First Appeared 1996]~~ Lead Dept. ITD (DELETE – NOT CITY BUSINESS)
- (7) ~~Oppose using telecommunications technology to access data which results in weakening individual privacy or security. [First Appeared 1996]~~ Lead Dept. ITD (DELETE – NOT CITY BUSINESS)
- (8) ~~Urge the federal government to work vigorously with local governments to develop and make available compatible and affordable technology that will maximize efficiency in local government. [LCC 2001, #8]~~ Lead Dept. OCM (DELETE – DUPLICATED POLICY – COUNCIL POLICY 7.2.16)
- (9) ~~Work with telephone companies and with state and federal regulatory agencies to improve telephone area code planning in California. [LCC 2001, #9]~~ Lead Dept. OCM (DELETE – DUPLICATED POLICY – COUNCIL POLICY 7.2.16)
- (10) ~~Support efforts that overrule the Federal Communications Commission (FCC) Declaratory Order finding that cable modem service is an "interstate information service" and is not subject to state or federal telecommunications regulation or subject to local cable franchise requirements. [2003 Information Technology Staff Recommendation]~~ Lead Dept. ITD (MOVE TO ATTACHMENT A)

- (11) ~~Oppose legislation or FCC rulings that define Voice over Internet Protocol (VoIP) as an “interstate information service”, which would preempt any state or local government’s authority to regulate it. Encourage the federal government to retain the local government’s ability to regulate and/or impose taxes and fees on communications companies doing business within their community regardless of the technology employed to code the transmission of a voice, video or data signal. [2005 staff recommendation/2006 NLC Resolution]~~ Lead Dept. ITD (MOVE TO ATTACHMENT A)
- (12) ~~Support state and federal legislation to ensure the continued ability of local governments to offer broadband Internet service access to citizens in an effort to promote and increase competition for those services. [2005 LCC Resolution]~~ Lead Dept. OCM (DELETE – DUPLICATED POLICY – COUNCIL POLICY 7.2.16)
- (13) Support legislation that would prohibit the publishing of personal information of elected or appointed officials, including first responders, in newspapers or similar periodicals and on web sites. [2006 NLC Resolution; 2007 IT staff modification] Lead Dept. ITD
- (14) ~~Urge the federal government to encourage deployment of broadband networks in a competitive and technologically neutral manner and to support federal proposals that promote municipal broadband. Oppose any federal proposals that serve to preempt municipal authority to act in the interest of its citizens, by preventing local governments from installing and operating municipally owned cable or telecommunications systems. [2006 NLC Resolution]~~ Lead Dept. ITD (MOVE TO ATTACHMENT A)

E. Ames/Moffett Federal Complex

- (1) ~~Support NASA/Ames as the lead tenant of the Moffett Complex and steward of a federal, limited use airfield. [2001 simplified]~~ Lead Dept. OCM (DELETE – SHOULD BE OTHER POLICY - NEW COUNCIL POLICY)
- (2) Support ongoing cooperation between the City of Sunnyvale, the City of Mountain View and NASA/Ames, including developing and partnering with current or potential tenants, and working on the following areas of partnership: [1998 Moffett Study Session 2001 modified] Lead Dept. OCM (DELETE – SHOULD BE OTHER POLICY - NEW COUNCIL POLICY)
 - a. California Air and Space Center
 - b. Support the University Affiliated Research Center at the NASA Research Park
 - c. Support the university partnerships at the NASA Research Park to meet future workforce needs of Sunnyvale businesses through internship programs, onsite continuing education and the development of new education curricula to support emerging technologies.
 - d. Support the development of the NASA Research Park as an incubator of emerging industry business start ups and new products for existing industry clusters:
 - i. Astrobiology
 - ii. Biotechnology
 - iii. Information technology
 - iv. Nanotechnology

_____ [Modified 2003 Community Development Staff Recommendation]

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- (3) ~~Support ancillary and limited use of a government airfield for tenants of a government facility. [1998 Moffett Study Session] Lead Dept. OCM (DELETE – SHOULD BE OTHER POLICY - NEW COUNCIL POLICY)~~
- (4) ~~The City of Sunnyvale (and the City of Mountain View) will be the lead local government agencies to examine the issues related to alternative land uses at the Ames/Moffett Federal Complex. Oppose efforts that would allow non-contiguous jurisdictions to determine future uses. [First Appeared /Modified 1998 Moffett Study Session] Lead Dept. OCM (DELETE – SHOULD BE OTHER POLICY - NEW COUNCIL POLICY)~~
- (5) ~~Oppose commercial aviation, general aviation and air cargo at Moffett Federal Airfield. [*/Modified 1998 January] Lead Dept. OCM (DELETE – SHOULD BE OTHER POLICY - NEW COUNCIL POLICY)~~
- (6) ~~Provide support to NASA as the lead agency in analysis and development of alternative uses, recognizing that NASA and the federal government are the ultimate decision makers on implementation of feasible uses and future decisions related to Moffett Federal Complex. [Council RTC 98 102] Lead Dept. OCM (DELETE – DUPLICATED POLICY AND SHOULD BE OTHER POLICY - NEW COUNCIL POLICY)~~
- (7) ~~Participate in any regional or other discussions and decisions (including legislation or administrative action) on potential uses of NASA Ames/Moffett Federal Complex, including any aviation uses. [Council RTC 98 102/Modified 1998 Moffett Study Session] Lead Dept. OCM (DELETE – DUPLICATED POLICY AND SHOULD BE OTHER POLICY - NEW COUNCIL POLICY)~~
- (8) ~~Support efforts to remove Moffett Field as a reliever airport for San Jose International Airport and from the Regional Airport System Plan. [First Appeared 1997/Modified 1998 December] Lead Dept. OCM (DELETE – COVERED BY BROADER LAP AND SHOULD BE OTHER POLICY - NEW COUNCIL POLICY)~~
- (9) ~~Support adequate funding for NASA programs that strengthen the overall research and development programs at the NASA Ames/Moffett Federal Complex. [First Appeared 1998 January] Lead Dept. OCM (DELETE – COVERED BY BROADER LAP AND SHOULD BE OTHER POLICY - NEW COUNCIL POLICY)~~
- (10) ~~Support safety policies and procedures, for removing and/or storing ordnance from the Moffett complex, that ensure the protection of surrounding populations and the environment. Lead Dept. OCM (DELETE – SHOULD BE OTHER POLICY - NEW COUNCIL POLICY)~~
- (11) ~~Support efforts to utilize assets at the Moffett Federal Complex in the national effort to combat weapons of mass destruction. Lead Dept. OCM (DELETE – SHOULD BE OTHER POLICY - NEW COUNCIL POLICY)~~
- (12) ~~Support efforts to maintain the 129th Rescue Wing [or similar military presence] at Moffett Federal Airfield. Oppose relocation efforts. [2003 Office of the City Manager Staff Recommendation] Lead Dept. OCM (DELETE – SHOULD BE OTHER POLICY - NEW COUNCIL POLICY)~~

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- (13) ~~Support the use of Federal funds to clean and restore Hangar One at Moffett Field so that it is habitable and code compliant. [OCM staff recommendation 2005]~~ Lead Dept. OCM (DELETE – SHOULD BE OTHER POLICY - NEW COUNCIL POLICY)

F. Miscellaneous

- (1) Support efforts to revise the California Constitution to enhance accountability, efficiency, and responsiveness for state and local government. [*First Appeared 1996*] Lead Dept. OCM
- (2) ~~Support long term strategic planning by the state and balanced, multiple year budgets with a prudent reserve and outcome based performance measures. [First Appeared 1996]~~ Lead Dept. OCM (DELETE – NOT CITY BUSINESS)
- (3) Limit the expansion and proliferation of special districts. [**/Modified 1997 and 1998-December*] Lead Dept. OCM
- (4) Support the provisions in the Brown Act regarding closed sessions and oppose expansion of closed sessions beyond existing exemptions. Oppose narrowing of attorney-client privilege statutes. Support efforts to require the State Legislature, public commissions, boards, councils, and other public agencies of the state to conduct deliberations and meetings in accordance with the Brown Act. Oppose amendments to the Brown Act that put undue burdens on local government. [**/Modified in 1993 and 1994*] Lead Dept. OCM
- (5) ~~Support efforts to require Congress and State Legislature to specifically declare when it is intending to preempt local government authority. [First Appeared 1992]~~ Lead Dept. OCM (DELETE – COVERED BY BROADER LAP 7.1 (18))
- (6) Support home-rule authority of charter cities and oppose any efforts to reduce local control. Support strengthening "home rule" provisions in the State Constitution. [*First Appeared 1996/Modified 1998-January; Modified/2003 Community Development & Finance Staff Recommendation/ 2006 NLC Resolution*] Lead Dept. CDD
- (7) ~~Support the American Community Survey and the Census Bureau's 2010 Re-engineering effort, and seeks continued partnership with the Census Bureau as the 2010 Re-engineering effort develops throughout the decade. [2006 NLC Resolution]~~ Lead Dept. OCM (DELETE – DUPLICATED POLICY: 2008 NLC RESOLUTIONS, SEE ATTACHMENT C)

G. Tort Liability

- (1) ~~Limit the power of the courts to award attorney fees in cases of public agency liability. [*/Modified 1996]~~ Lead Dept. OCA (MOVE TO ATTACHMENT A)
- (2) ~~Provide and support strengthening immunity for public agencies and city employees acting within the scope of their employment from liability, based on occurrences resulting from emergencies/disasters and enforcement of state toxic regulations. [*/Modified 1996/modified 2001]~~ Lead Dept. OCA (MOVE TO ATTACHMENT A)
- (3) ~~Support strengthening the ability of cities to recover attorney fees and costs when successfully defending frivolous lawsuits. [*/Modified 1996]~~ Lead Dept. OCA (MOVE TO ATTACHMENT A)

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- (4) ~~Limit tort liability and provide certain tort immunities for public entities for unauthorized use of public property. [First Appeared 1993]~~ Lead Dept. OCA (MOVE TO ATTACHMENT A)
- (5) ~~Support comprehensive tort reform, including limiting the joint and several liability of governmental agencies to a liability equal to the percentage of their wrong doing. [1989 LCC Resolution]~~ Lead Dept. OCA (MOVE TO ATTACHMENT A)
- (6) ~~Oppose prohibiting contractors from bidding on municipal construction projects solely because they are involved in legal proceedings against the municipality. [1994 LCC Resolution]~~ Lead Dept. OCA (MOVE TO ATTACHMENT A)

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* The policy goes back at least to 1989.