



Council Meeting: February 26, 2008

**SUBJECT: 2008 Priority Issues and Legislative Advocacy Positions (LAP)
and Revised LAP Policy 7.3.2**

REPORT IN BRIEF

This report details the City's proposed 2008 Priority Issues and Legislative Advocacy Positions (LAP) for Council review and recommendation. Council received draft copies of both this report and the 2008 LAP 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)

The LAP is intended, as referenced in General Plan Policy 7.3B4, to be short-term in nature; the proposed revisions to Council Policy 7.3.2 *Legislative Advocacy Positions* will help to ensure that the original intent of the policy is followed. The proposed policy also reinforces that the LAPs typically speak to pending legislation and current issues.

BACKGROUND

Priority Issues

To focus the City's limited advocacy resources, staff annually seeks direction from Council regarding legislative 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 other 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 revise the LAP policy to

reflect that the City should take advocacy positions only on those issues and legislation that directly affect City business; further revisions are reflected in Attachment A1.

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 of proposed 2008 issues
- II. Legislative Advocacy Positions
 - Discussion of proposed revision to 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. Following is a summary of each priority and priority watch issue; full text of these issues is found in Attachment A2.

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. 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.

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

Sunnyvale will need to continue to lead, and advocate for, stakeholder and legislative support in City efforts to plan for the eventual closure of Onizuka Air Force Station. The Onizuka LRA will submit its Reuse Plan to the Department of Housing and Urban Development and DoD in 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 \$14.5 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 several months ago. The State's budget deficit is structural in nature and is expected to continue for several years absent substantial corrective action. 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.

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 2008. 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.

3. Transportation Infrastructure and Funding

Protection and stabilization of transportation infrastructure funding sources will continue to be a critical issue in 2008. 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.

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 feedback on the impact such partnerships may have on the City and its residents.

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.

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.

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. 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.

Council received a draft of this report for review at the January 25 Study Issues and Budget Issues Workshop. During that presentation, some additional priority issues for consideration were discussed: advocating for the City's transportation efforts on a regional scale, CO₂ emissions caps, reform of California's Solar Shade Control Act, supporting majority rule for particular legislative votes, and review of the proposed Santa Clara County budget. Although there was some discussion, there was no Council action on these items.

II. Legislative Advocacy Positions (LAP)

The Legislative Advocacy Positions identify the City's platform for short-term, current positions not covered by other established City policy (i.e. the Council Policy Manual, General Plan Sub Elements, Municipal Code, etc.). Council Policy 7.3.2 *Legislative Advocacy Positions* both explains the purpose of the City's advocacy policy, and identifies current 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.

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, and subsequent Council direction, in May staff clarified the policy language to:

- Get closer to the original intent of the LAP as referenced in the General Plan (i.e. short term, and focused on current issues or legislation)
- Focus the positions 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.

As staff continued to review and edit advocacy positions to conform to the revised policy language, two additional revisions emerged to further support the effectiveness of the 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 (Attachment A2).
- The League of California Cities and National League of Cities annual resolutions should be incorporated as an attachment to the LAP and updated annually (Attachment A5). This will ensure that the City’s positions are distinguished from the positions taken by associations of which the City is a member.

The final proposed Policy 7.3.2 *Legislative Advocacy Positions* is Attachment A; the Attachment is split into five sections, including the proposed revised policy (Attachment A1), proposed 2008 priority issues (Attachment A2), legislative advocacy positions (Attachment A3), the Reference Attachment (Attachment A4), and the LCC/NLC Resolutions (Attachment A5).

Final Update Activity Pending: 2008 LAP Review for 2009

As staff conducted the 2007 update, many positions appeared to be out of date or warrant integration into long term City policy. To ensure these positions are correctly handled, they have been collected into a temporary Reference Attachment to the LAP (Attachment A4), and will continue as City advocacy policy through 2008.

When staff reviews the LAP again in the winter of 2008 in preparation for developing the proposed 2009 positions, staff will recommend archiving the Reference Attachment noted above. Following a final review, qualifying positions in the Reference Document will be added to long-term Council policy

or “put back” and retained in the short-term Legislative Advocacy Positions. Positions no longer relevant to the City will be deleted from the LAP. Archiving these positions will ensure they are accessible for reference, but with Council approval of the 2009 LAP they will no longer be active LAP policy.

Proposed 2008 Advocacy Positions

Examples of specific position revisions and edits are included in Attachment B, *Revised LAP: Examples of Position Revisions*. The proposed 2008 Legislative Advocacy Positions are identified in Attachment A3, *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. 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, 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 outside City Hall, in the Council Chambers lobby, in the Office of the City Clerk, at the Library, Senior Center, Community Center and Department of Public Safety; 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) Approve Attachment A:
 - a) Revised Council Policy 7.3.2 (Attachment A1)
 - b) Proposed 2008 Priority Issues (Attachment A2)
 - c) Proposed 2008 Legislative Advocacy Positions (Attachment A3)
 - d) Reference Attachment (Attachment A4)
 - e) 2008 LCC and NLC Resolutions (Attachment A5)
- 2) Modify Attachment A:
 - a) Revised Council Policy 7.3.2 (Attachment A1)
 - b) Proposed 2008 Priority Issues (Attachment A2)
 - c) Proposed 2008 Legislative Advocacy Positions (Attachment A3)
 - d) Reference Attachment (Attachment A4)
 - e) 2008 LCC and NLC Resolutions (Attachment A5)
- 3) Other Direction as Provided by Council.

RECOMMENDATION

Staff recommends:

Alternative 1 a, b, c, d, and e:

Approve Attachment A:

- a) Revised Council Policy 7.3.2 (Attachment A1)
- b) Proposed 2008 Priority Issues (Attachment A2)
- c) Proposed 2008 Legislative Advocacy Positions (Attachment A3)
- d) Reference Attachment (Attachment A4)
- e) 2008 LCC and NLC Resolutions (Attachment A5)

The proposed, revised Council Policy 7.3.2, updated priority issues, and revised Legislative Advocacy Positions provide an effective and efficient tool for Council and staff, and reflect 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. Proposed Council Policy 7.3.2 *Legislative Advocacy Positions*
 - 1) Revised Council Policy 7.3.2
 - 2) Proposed 2008 Priority Issues
 - 3) Proposed 2008 Legislative Advocacy Positions
 - 4) Reference Attachment (Policy Attachment A)
 - 5) 2008 LCC and NLC Resolutions (Policy Attachment B)
- B. Revised LAP: Examples of Position Revisions

Attachment A

RTC 08-063

ATTACHMENT A

Attachment **A1**: *Revised council Policy 7.3.2* – page **1**

Attachment **A2**: *Proposed 2008 Priority Issues* – page **3**

Attachment **A3**: *Proposed 2008 Legislative Advocacy Positions* – page **11**

Attachment **A4**: *Reference Attachment* – page **25**

Attachment **A5**: *2008 LCC and NLC Resolutions* – page **48**

COUNCIL POLICY MANUAL

Policy 7.3.2 *Legislative Advocacy Positions*

The Legislative Advocacy Positions identify the City’s broad advocacy positions on issues and legislation. As defined by the General Plan (Policy 7.3B4), the Legislative Advocacy Positions are short-term in nature, typically speak to pending legislation and current issues, and support the General Plan and guide Council and staff on intergovernmental matters. 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 and. ~~The Council-approved LAP~~ minimizes the need for staff to request direction from Council on legislation and issues as they arise. The LAP should not duplicate policies already cited in other Council Policy documents, i.e. the Council Policy Manual, General Plan, Municipal Code, etc.

~~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.~~ To consolidate documents, underscore important issues, and focus the City’s limited advocacy resources, Policy 7.3.2 includes the City’s annual priority and priority watch issues. In order to distinguish the City’s positions from the positions taken by associations of which the City is a member, any current League of California Cities and National League of Cities annual resolutions shall be incorporated into this policy as an attachment which is updated annually.

Council developed the concept of the LAP in 1982 (RTC 82-590). Following annual Council approval, the current year’s City Priorities, Legislative Advocacy Positions, and association resolutions 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

2008 City of Sunnyvale Priorities

Priority Issues:

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 remove Veteran Affairs' and homeless housing agency encumbrances upon Onizuka's conversion to civilian use.

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. During Phase II the LRA will explore 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 will 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 \$14.5 billion budget deficit by the end of FY 08/09, a figure which is 40% more than the nonpartisan Legislative Analyst's estimate from several months 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). One issue of concern to local governments is a provision in Proposition 1A (2004) which allows the State to reallocate property tax revenue among jurisdictions within a county with 2/3 approval of each house in the State Legislature.

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. On January 10 the Governor released his FY 2008/2009 proposed budget, which includes 10% reductions in funding for supplemental local law enforcement funding and booking fee reimbursements paid to counties to process arrestees. The impact to Sunnyvale in FY 2008/2009 from these recommendations is currently estimated to be \$50,000-\$60,000, but this could increase depending upon ongoing budget deliberations.

In January 2008 the Governor declared a fiscal emergency, triggering constitutional provisions that require the Legislature to immediately address the fiscal crisis. This has resulted in mid-year spending reductions totaling more than \$1 billion that primarily affect education and county-provided health and social services funding. Recently passed legislation due to the fiscal emergency declaration has also resulted in a five-month deferral of local Highway Users Tax, representing a temporary loss to Sunnyvale of approximately \$1.1 million for streets improvements, which will not result in any service impacts.

At this point in time there are no proposals by the State to borrow local Property Tax, Sales Tax or transportation funding under the Proposition 1A provisions, but the deliberative process will continue for several months until the budget is adopted. Staff will continue to closely monitor this issue and keep Council apprised of any attempts by the State to borrow or take local funds.

Priority Watch Issues:

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 Regulatory & 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 (SCHIP):

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 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 reassignments is currently in effect 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.

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. *[Added as ISTEA in 1991/Expanded 1993 NLC Resolution/Modified 2003/amended 2008]* Lead Dept. DPW
- (2) 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
- (3) Support efforts to create and maintain regional funding sources for critical transportation needs. *[1998- staff suggestion/amended 2008]* Lead Dept. DPW
- (4) 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
- (5) Advocate for local control of transportation, housing, and land use issues affecting Sunnyvale. *[2003 Public Works staff recommendation/amended 2008]* Lead Dept. DPW
- (6) Enhance the mobility of the growing senior population. *[2003 Public Works staff recommendation/amended 2008]* Lead Dept. DPW
- (7) 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

1.2 The City

- (1) Support roadway operations by agencies with facilities in Sunnyvale as long as they do not adversely affect traffic on Sunnyvale streets. *[First Appeared 1993]* Lead Dept. DPW

- (2) Support provisions to allow group and residential care homes within the City, but allow local control or participation in possible over-concentration of such uses. *[First Appeared 1992/Modified 1996/2002 NLC Resolution]* Lead Dept. CDD
- (3) 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

2. COMMUNITY DEVELOPMENT

2.1 Economic Development

- (1) Support actions that address quality of life issues that 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) 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
- (4) Advocate and Ssupport 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
- (5) 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
- (6) 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

- (7) 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 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 continued funding and increase funding of the federal CDBG, HOME and other similar programs. [First Appeared 1993/2002/2006 NLC Resolution] Lead Dept. CDD
- (2) Support all Federal and State programs and regulations that encourage the development of housing. Lead Dept. CDD
- (3) 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 benefit of the community. [Council RTC 04-011 on 1/6/2004 and Ordinance 2742-04 on 1/13/2004/] Lead Dept. CDD
- (4) 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

3. ENVIRONMENTAL MANAGEMENT

- (1) Support incentives to limit all types of pollution at their source. [*]Lead Dept. DPW
- (2) Support regulations against pollutants with known health risks (e.g. cancer, birth defects, etc.). [1990 Ballot Initiative-Prop. 135/ Modified 1998-December] Lead Dept. DPW

3.1 Water Resources

- (1) Support the intent and application of the federal Clean Water Act, including reauthorization, as necessary, and support of best management practices combined with financial~~ly~~ responsibilities and limitations without exposure to frivolous third party law suits. [1990 NLC Resolutions/Modified 1993, 2006 Public Works staff recommendation] Lead Dept. DPW
- (2) 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
- (3) 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
- (4) Promulgate the continued practice and expansion of water conservation 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/amended 2008] Lead Dept. DPW
- (5) Support programs to maintain, repair, replace, and manage water and sewer infrastructure including working together with regional agencies (SFPUCSCVWD, BAWSCA, BARWRP) for programs and projects to benefit local and regional

systems. [2000 Staff Recommendation; Modified/2003 Public Works Staff Recommendation; 2007 DPW staff modification/amended 2008] Lead Dept. DPW

- (6) 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
- (7) 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
- (8) 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

3.2 Solid Waste Management

- (1) Oppose taxes or fees on local refuse programs to fund statewide programs. [*] Lead Dept. DPW
- (2) Support expanded Product Stewardship and Producer Responsibility that reduce the amount and toxicity of solid waste generated and finance the recovery and disposal of problem wastes. [RTC 02-097, Adoption of Principles of Product Stewardship] Lead Dept. DPW
- (3) 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
- (4) 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
- (5) Support requirements that promote waste reduction and reuse. [2001 staff suggestion] Lead Dept. DPW
- (6) 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

- (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

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) 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

3.5 Energy

- (1) Support the development and use of sustainable alternatives to conventional motor vehicle transportation fuels. [First Appeared 1998-January/amended 2008] Lead Dept. DPW
- (2) Support solar and energy conservation tax credits. [*] [Modified/2003 Public Works Staff Recommendation] Lead Dept. DPW

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

3.7 Air Quality

- (1) 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

- (2) Support efforts to manage and reduce risks from air toxics. *[First Appeared 2003]*
Lead Dept. DPW
- (3) Support efforts to improve or strengthen regional and local regulation of mobile source emissions. *[2003 Public Works Staff Recommendation]* Lead Dept. DPW
- (4) Support efforts to improve regulation of greenhouse gases. *[2005 Public Works staff recommendation]* Lead Dept. DPW

4. PUBLIC SAFETY

4.1 Law Enforcement

- (1) Support legislation that imposes stricter guidelines for the sale and/or purchase of weapons. *[DPS Staff 2007]* Lead Dept. DPS
- (2) 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
- (3) Support programs that deter graffiti. *[First Appeared 1998-January]* Lead Dept. DPS
- (4) Oppose the legalization and or decriminalization of all controlled substances, as defined by Title 21 of the US Code. *[*/2001 clarification/amended 2008]* Lead Dept. DPS
- (5) 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
- (6) Support legislation that allows cities to collect fees to recover costs associated with providing 911 Emergency Communications Services. *[DPS Staff 2007]* Lead Dept. DPS
- (7) 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
- (8) 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

4.2 Fire Services

- (1) Prohibit sales and use of all fireworks except those approved for commercial use. [**/2001 simplification*] Lead Dept. DPS

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 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

4.3 Support Services

- (1) 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
- (2) 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
- (3) 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

5. SOCIO-ECONOMIC

- (1) 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
- (2) 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

- (3) 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

5.2 Economy and Employment

- (1) 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

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 demand, high wage jobs and develop new job fields. [*/Modified 1998-January/2001, Clarification, 2006 NOVA and Community Development staff recommendation/amended 2008] Lead Dept. NOVA

- (2) Support greater flexibility and simplicity in administrative procedures and eligibility requirements to increase client access to adult education, job training, job retention, employment support and welfare programs. [Council RTC 97-262, 2005 modified by staff/amended 2008] 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

- (3) Support increased flexibility and resources for local workforce investment boards, local hospitals, and higher education, among others to address the current nurse workforce shortage and other allied health occupations experiencing shortages in the future. [2006 NOVA staff recommendation/amended 2008] Lead Dept. NOVA

- (4) Support California's Education, Diversity and Growth in the Economy (EDGE) campaign, a state~~w~~side 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. [*First Appeared 1989/Modified 1994/2006 NLC Resolution/2007 NLC Resolution/amended 2008*] Lead Dept. OCM
- (3) Support the Administration's goal to end chronic homelessness in the United States in 10 years. [*2004/2006 NLC Resolution*] Lead Dept. CDD
- (4) 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)

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

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 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
- (3) 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
- (4) 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

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) Support the voluntary formation of regional partnerships. [*1990 NLC Resolution; Modified/2003 Finance Staff Recommendation/amended 2008*] Lead Dept. FIN
- (3) Support uniform collection of the Utility User Tax and franchise fees on all providers of public utilities. [*1998-December-staff suggestion*] Lead Dept. FIN
- (4) Oppose unfunded or underfunded state or federal mandates. Support full reimbursement of any state or federal mandates. [*Added to existing policy 1998-January/Modified 1998-Decembe/2001Clarificaiton/amended 2008*] Lead Dept. FIN
- (5) Support uniform and consistent application of sales taxes and laws to all sales transactions. [*2001, Staff Clarification*] Lead Dept. FIN
- (6) 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
- (7) Support efforts by the federal and state government to provide credit enhancements to cities. [*2004 NLC Resolution/amended 2008*] Lead Dept. FIN

- (8) Oppose actions by the federal or state government that would reduce or erode local revenues or local control. [2006 Finance staff recommendation/amended 2008] Lead Dept. FIN

B. State

- (1) Support reform to Proposition 13 that would be more equitable to post-Proposition 13 property owners. [1988 & 1990 Ballot Initiatives-Props. 90, 93, 110/amended 2008] Lead Dept. FIN
- (2) 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
- (3) Support efforts to provide local government with protected and predictable revenue sources; ~~Support~~ ~~positively~~ reform the state-local fiscal relationship. [Added to existing policy 1994/LCC-2001, #7, 2006 Finance staff recommendation/amended 2008] Lead Dept. FIN

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

- (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 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) California Public Employees' Retirement System (CalPERS) - support efforts that maintain or increase local contracting agency control for the use of assets in individual employers' accounts, and oppose any actions that would divert assets from individual employer accounts, including opposing any benefit enhancements for participants that are mandated by the State.
- (2) Oppose any form of mandatory enrollment in Social Security 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. [*/amended 2008]Lead Dept. HRD
- (3) 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/amended 2008] Lead Dept. HRD

D. Telecommunications

- (1) Oppose ~~cable television~~ rate protection for some groups at the expense of others. [First Appeared 1989] Lead Dept. ITD

- (2) 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
- (3) 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

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) Limit the expansion and proliferation of special districts. [**/Modified 1997 and 1998-December*] Lead Dept. OCM
- (3) 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
- (4) 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

COUNCIL POLICY 7.3.2, ATTACHMENT A

REFERENCE ATTACHMENT

1. LAND USE AND TRANSPORTATION

1.1 The Region

- A1. 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
- A2. 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
- A3. 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
- A4. 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
- A5. 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
- A6. 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
- A7. 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

- A8. 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
- A9. 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
- A10. 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
- A11. 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
- A12. 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
- A13. 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
- A14. 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

A15. 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

A16. 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

1.2 The City

A1. Support the ability of cities to address neighborhood concerns regarding shopping cart retrieval to reduce urban blight. [1997 LCC Resolution] Lead Dept. DPW

A2. Strengthen the control of cities over development within or contiguous to their sphere of influence. [*/]Lead Dept. DPW

A3. Oppose broad exemptions from the National Environmental Policy Act (NEPA). [2003, 2004 NLC Resolution] Lead Dept. DPW

A4. 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

2. COMMUNITY DEVELOPMENT

2.1 Economic Development

A1. 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

A2. 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

A3. 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

A4. 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

A5. 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

2.2 Open Space

A1. 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

A2. 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

A3. Encourage open space districts to purchase urban/suburban land as appropriate and feasible. *[1998-Council suggestion]* Lead Dept. DPR

2.3 Housing and Community Revitalization

A1. 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

A2. 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

A3. Oppose modifications to the home mortgage interest deduction. [1989 LCC Resolution] Lead Dept. CDD

A4. 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

A5. Support exemption from the school impact fee for all publicly-subsidized housing, including low and moderate-income housing for senior citizens. [*] Lead Dept. CDD

A6. 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

2.4 Safety and Seismic Safety

A1. 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

2.5 Community Design

A1. 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

3. ENVIRONMENTAL MANAGEMENT

A1. Support efforts to develop and require a peer review process for the development of environmental regulations. [1989 LCC & NLC Resolutions] Lead Dept. DPW

A2. 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

- A3. Oppose creating separate sentencing guidelines for local government officials convicted on environmental offenses. [*1994 NLC Resolution*] Lead Dept. DPW
- A4. 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
- A5. Support strengthening wetlands protection. [*First Appeared 1994-HR 350*] Lead Dept. DPW
- A6. Support full funding by the federal government for environmental remediation of closed federal facilities. [*2002, 2003, 2004 NLC Resolution*] Lead Dept. DPW
- A7. 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
- A8. 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

3.1 Water Resources

- A1. 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
- A2. 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
- A3. 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

A4. Support use of the Ahwahnee Water Principles for Resource-Efficient Land Use in making future land use decisions. [*2005 LCC Resolution*] Lead Dept. DPW

3.2 Solid Waste Management

A1. 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

A2. 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

A3. Support eliminating local government liability under Superfund for the disposal of ordinary municipal waste; provide expedited *de minimis* settlements for hazardous material generated 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

A4. 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

3.4 Surface Runoff

A1. 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

A2. Support efforts to mitigate fresh water flooding. [*1998-December Council suggestion*] Lead Dept. DPW

A3. Support efforts to exempt storm water utility fees from requirements of Proposition 218. [*2005 staff recommendation*] Lead Dept. DPW

3.5 Energy

A1. 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

- A2. 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
- A3. 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
- A4. 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
- A5. Support a review of electric utility deregulation to assure reliability, consistency and reasonable pricing. [1996 NLC Resolution] Lead Dept. DPW
- A6. 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

3.6 Noise

- A1. 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

3.7 Air Quality

- A2. Support prohibiting the use of ozone-depleting methyl bromide for any reason. [First Appeared 1993] Lead Dept. DPW
- A3. 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
- A4. 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

- A5. Support actions for meeting ambient standards for air and noise pollution emissions. [1991 LCC Resolution/Modified 1994/2003 Modified] Lead Dept. DPW
- A6. 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
- A7. 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

4. PUBLIC SAFETY

4.1 Law Enforcement

- A1. 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
- A2. 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
- A3. 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
- A4. 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
- A5. 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

- A6. 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
- A7. 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
- A8. Support efforts to ensure that all court levied penalties are not applied in a racially discriminatory manner. [1990 NLC Resolution] Lead Dept. DPS
- A9. 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
- A10. 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
- A11. Support special restrictions and requirements with respect to indeterminate sentencing, parole, and release for convicted criminals. [1994 LCC Resolution] Lead Dept. DPS
- A12. 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
- A13. 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.
- A14. Support providing local government the ability to double fines for traffic violations in school zones. [2000 LCC Resolution] Lead Dept. DPS
- A15. 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
- A16. 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

- A17. 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
- A18. 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
- A19. 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
- A20. 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
- A21. Support efforts by Congress to restore the State and Local Law Enforcement Block Grant to full funding. [2003 NLC Resolution] Lead Dept. DPS
- A22. Support efforts by Congress to restore the State Criminal Alien Assistance Program to full funding. [2003 NLC Resolution] Lead Dept. DPS
- A23. Support the national AMBER plan. [2003 NLC Resolution] Lead Dept. DPS
- A24. 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
- A25. 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
- A26. 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
- A27. 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

- A28. 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
- A29. 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
- A30. 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
- A31. 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
- A32. Support federal consideration of municipal tow truck authority. [2007 NLC Resolution] Lead Dept. DPS

4.2 Fire Services

- A1.Promote fire-safe construction methods to reduce injuries and fire loss. [1989 LCC Resolution/2001 simplification] Lead Dept. DPS
- A2.Support ongoing funding for reimbursable State Fire Training Programs. [1990 LCC Resolution/2001 simplification] Lead Dept. DPS
- A3.Support legislation deleting organ donor verification searches by first responders. [1993 LCC Resolution/2001 clarification] Lead Dept. DPS
- A4.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
- A5.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

A. Hazardous Materials

- A6. Support adequate funding for toxic substance clean-up. [**/Modified 1991 NLC Resolution/2001 Simplification*] Lead Dept. DPS
- A7. Support optional involvement of local government in abatement of hazardous materials with appropriate liability immunities. [**/*]Lead Dept. DPS
- A8. Support state reorganization of hazardous materials abatement emphasizing Regional Water Quality Control Boards as having primary responsibilities. [**/*]Lead Dept. DPS
- A9. 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
- A10. 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
- A11. 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

4.3 Support Services

- A1. 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
- A2. 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
- A3. 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

- A4. 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.
- A5. 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
- A6. 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
- A7. 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 Federal Complex and/or compliment the tenants at Moffett. [*Council action in September, 2000/2006 NLC Resolution*] Lead Dept. DPS
- A8. Support State legislation/funding that enhances Public Safety officer's training in the areas of ethics and conduct. [*Staff Recommendation, 2001*] Lead Dept. DPS
- A9. 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
- A10. 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
- A11. 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
- A12. 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
- A13. 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

- A14. 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
- A15. 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
- A16. Support an extension of Terrorism Risk Insurance Act (TRIA) and a continued federal role in terrorism insurance. [2006 NLC Resolution] Lead Dept. DPS
- A17. 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
- A18. 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
- A19. 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
- A20. 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
- A21. 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

A22. 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

5. SOCIO-ECONOMIC

5.2 Economy and Employment

A1. 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

5.3 Education and Training

A1. Support expanding the use of interactive technologies for lifelong learning and education. [1993 LCC Resolution] Lead Dept. NOVA

A2. 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

A3. 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

A4. 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

A5. 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 (

A6. 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

A7. 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

5.4 Health and Social Services

- A1. Support the establishment of quality standards for childcare providers and programs. [1989 NLC Resolution/Modified in 1993, 1995 and 1998-December] Lead Dept. OCM
- A2. 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
- A3. 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
- A4. 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
- A5. 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
- A6. Support Congressional action to rectify the current Medicare payment formula inequities and reduce geographic disparities. [2004 NLC Resolution] Lead Dept. OCM
- A7. 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

5.5 Human Service Planning and Policy

- A1. 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

6. CULTURAL

6.2 Library

- A1. Support adequate funding and reauthorization of the Library Services and Technology Act (LSTA). [2001, *Staff recommendation*]_Lead Dept. LIB
- A2. 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
- A3. 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

7. PLANNING AND MANAGEMENT

7.1 Fiscal Management

- A1. Oppose requiring cities to give local tax exemptions to non-profit organizations. [1994 *Ballot Initiative-Prop. 176*] Lead Dept. FIN
- A2. Support legislative bodies' ability to delegate investment responsibility to the treasurer of the local agency. [*First Appeared 1996/Modified 1998-January*]_Lead Dept. FIN
- A3. 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
- A4. 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
- A5. Support funding for local governments and schools that are not in conflict with each other. [1990 *League Resolution*]_Lead Dept. FIN
- A6. Support the ability of public agencies to contract out to save money and/or expedite projects. [2001, *Staff recommendation*]_Lead Dept. FIN
- A7. 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

A8. 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

A. Federal

A9. Oppose reducing funds to state and local governments through charging administrative costs against intergovernmental transfers. [First Appeared 1992]_Lead Dept. FIN

B. State

A10. 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

A11. Oppose a mandated reduction in local property assessments for property owned by utility companies. [1989 NLC Resolution]_Lead Dept. FIN

A12. 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 Sunnysvale, and the impact on the state general fund. [First Appeared 1991/Modified 1993 LCC Resolution]_Lead Dept. FIN

A13. Support efforts that prohibit the state from borrowing to finance budgetary deficits. [First Appeared 1996, 2006 Finance staff recommendation]_Lead Dept. FIN

A14. 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

A15. 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

A16. Support reforms to the property tax appeals process so that 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. 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

7.3 Legislative/Management

B. Intergovernmental Relations

A1. 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

C. Human Resources

A2. 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
- b. Oppose any benefit enhancements for PERS participants that are mandated by the State. [2001, Staff recommendation]_Lead Dept. HRD
- c. Oppose PERS loans to the state general fund[*]Lead Dept. HRD
- d. 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
- e. 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
- f. 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
- g. Oppose expansion of Medicare coverage of local employees beyond the current requirement for new hires. [*]Lead Dept. HRD
- h. j. Seek a more active and equal voice for local contracting agency employers on the PERS board. [2001, Staff recommendation]_Lead Dept. HRD
- i. 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

j. 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

k. m. Oppose attempts to limit the City's ability to ensure adequate provision of competitive retirement plans. [*First Appeared 2003*]
Lead Dept. HRD

l. n. Oppose efforts to limit the City's ability to negotiate two-tier retirement plans. [*2003 Finance Staff Recommendation*]
Lead Dept. HRD

A3. Oppose Public Employee Relations Board review of alleged unfair labor practices because the courts offer sufficient remedies. [*]
Lead Dept. HRD

A4. Oppose mandated "peace officer time banks," but support the right of local agencies to negotiate those. [*]
Lead Dept. HRD

A5. Support eliminating the "salary basis" test for public employment with regard to the Fair Labor Standards Act. [*First Appeared 1993*]
Lead Dept. HRD (

A6. Oppose taxability of employee benefits, including employer provided education assistance (Section 127). [**/Modified 1995-staff suggestion*]
Lead Dept. HRD

A7. Support federal Employment Non-Discrimination legislation to prohibit job discrimination on the basis of sexual orientation. [*2000 NLC. 2001 Clarification*]
Lead Dept.

A8. Support legislation on pension portability to allow public employers to compete more vigorously with the private sector. [*2000 NLC resolution*]
Lead Dept. HRD

A9. Oppose legislation geared toward limiting Cities ability to establish Payroll deduction programs and determine appropriate deduction programs. [*First Appeared 2003*]
Lead Dept. OCM

A10. Oppose legislation that would extend Labor Code 4850 Benefits for longer than one year. [*2003 Human Resources Staff Recommendation*]
Lead Dept. HRD

D. Telecommunications

A11. 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

A12. 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

A13. 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

A14. 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

A15. 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

A16. 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

E. Ames/Moffett Federal Complex

A17. 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)

A18. 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:

- 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: Astrobiology, Biotechnology, Information technology, and Nanotechnology [1998 Moffett Study Session2001 modified] Lead Dept. OCM

A19. 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)

A20. 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)

A21. 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)

A22. 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)

A23. 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)

A24. 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)

A25. 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)

A26. 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)

A27. 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)

A28. 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)

A29. 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)

G. Tort Liability

A19. Limit the power of the courts to award attorney fees in cases of public agency liability. [*/Modified 1996]_Lead Dept. OCA

A20. 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

A21. Support strengthening the ability of cities to recover attorney fees and costs when successfully defending frivolous lawsuits. [*/Modified 1996]_Lead Dept. OCA

A22. Limit tort liability and provide certain tort immunities for public entities for unauthorized use of public property. [First Appeared 1993]_Lead Dept. OCA

A23. Support comprehensive tort reform, including limiting the joint and several liability of governmental agencies to a liability equal to the percentage of their wrongdoing. [1989 LCC Resolution]_Lead Dept. OCA

A24. 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

COUNCIL POLICY 7.3.2, ATTACHMENT B

2008 LCC AND NLC RESOLUTIONS

LEAGUE OF CALIFORNIA CITIES

1. Resolution Relating To The Renewal Of The League Grassroots Network Program

Support the continuing operation of the LCC Grassroots Network Program, first established by the member cities of the League of California Cities in 2001.

2. Resolution Relating To Healthy Aging

Support the League to take actions to examine programs, infrastructure, and funding for California cities in order to address the State's aging population. Such actions may include planning for an aging population through education and conference programming, sharing ideas, and developing a dialogue with elected officials throughout the state.

3. Resolution Relating To Applying 300 Foot Distance Separation For All New Residential Care Facilities

This resolution would propose support for state legislation requiring a 300 foot distance between all new residential care facilities.

4. Resolution Relating To The Implementation Of A.B. 38; Establishing A New "Department Of Emergency Services And Homeland Security"

Support the League in providing appropriate representation in any and all blue ribbon committees, working groups, and other forums convened to ensure the effective implementation of AB 38 (Nava of 2006), which proposes to consolidate the Office of Emergency Services and the Office of Homeland Security into a new cabinet-level Department of Emergency Services and Homeland Security, responsible for overseeing and coordinating emergency preparedness, response, recovery, and homeland security activities.

NATIONAL LEAGUE OF CITIES

Finance, Administration and Intergovernmental Relations (FAIR)

2008-1 SUPPORTING FEDERAL TAX REFORM

Urges the federal government to take immediate action to prepare specific plans to resolve and reduce the current and growing deficit and guarantee the ability of the federal government to meet its long-term future financial obligations while acknowledging direct linkages between federal, state and local tax systems. The requested process should include taxation mechanisms that will better align America with the global economy and ensure the federal tax system's level of simplicity, transparency, fairness, administrability, and efficiency, while exhibiting sufficiency of revenue.

2008-2 THE AMERICAN COMMUNITY SURVEY

Support both the permanent installment of the American Community Survey in the Decennial Census process and the Census Bureau's 2010 re-engineering effort; and seek continued partnership with the Census Bureau to promote the 2010 Census.

2008-3 LOCAL GOVERNMENT SUPPORT FOR FEDERAL LEGISLATION PROVIDING TERRORISM RISK INSURANCE

Urge the federal government to work with state and local governments, the insurance industry and other stakeholders to maintain insurance and reinsurance programs that will make it possible for private insurers to make affordable disaster insurance available to cover damage and loss caused by terrorism.

2008-4 SUPPORTING STATE AND LOCAL GOVERNMENT AUTHORITY OVER TAX INCENTIVES AND ECONOMIC DEVELOPMENT

Encourage legislative action by the 110th Congress affirming that state and local governments, not the unelected judiciary, should decide whether or not to offer tax incentives for business and economic development purposes.

2008-5 IN OPPOSITION TO LEGISLATION THAT PREVENTS LOCAL GOVERNMENTS FROM COLLECTING BUSINESS ACTIVITY TAXES

Oppose legislative efforts, which have negative consequences for local taxing and regulatory authority and disproportionately affect local businesses.

2008-06 LOCAL GOVERNMENT OPPOSITION TO REQUIREMENTS FOR STATE COLLECTION AND ADMINISTRATION OF LOCAL TELECOMMUNICATIONS TAXES IN FEDERAL LEGISLATION ON STREAMLINED SALES AND USE TAX

Support the efforts by states to streamline and simplify their sales and use tax collection and administration systems.

2008-07 FEDERAL CONSENT DECREE FAIRNESS ACT (S. 2289/H.R. 4041)

Urge Congress to enact legislation, in consultation with state and local officials, to ensure that federal consent decrees are narrowly drafted, limited in duration, and respectful of state and local interests and policy judgments.

Energy, Environment and Natural Resources (EENR)

2008-08: LOW INCOME HOME ENERGY ASSISTANCE PROGRAM (LIHEAP)

Urge Congress to fully fund the LIHEAP heating program and add funding for a LIHEAP cooling program to accommodate the growing need for these programs.

2008-09 LAND AND WATER CONSERVATION FUND & URBAN PARK AND RECREATION RECOVERY PROGRAM

Urge Congress, in its annual appropriations process, to honor its commitment to fully fund the Land and Water Conservation Fund at its authorized level of \$900 million using 20% of Outer

Continental Shelf revenues, and designate \$125 million to the Urban Park and Recreation Recovery Program to assist the recreation needs of economically distressed communities.

2008-10 WATER INFRASTRUCTURE FINANCING

Urge Congress and the Administration to reverse the decline in federal financial participation in funding municipal water infrastructure needs.

2008-11 CALLING ON THE FEDERAL GOVERNMENT TO ADDRESS ISSUES OF SUSTAINABILITY AND SUPPORT LOCAL “GREEN” EFFORTS

Urge Congress and the Administration to take action to thoughtfully and comprehensively address sustainability issues

2008-12 THE THREAT OF RISING SEA-LEVELS TO THE NATION’S CITIES

Urge the Congress and Administration to authorize a study of the effects of potential sea-level rise on the nation’s cities and to begin the process of determining appropriate measures to address current and future threats.

Community and Economic Development (CED)

2008-13 REGARDING PROPOSED COMMUNITY DEVELOPMENT BLOCK GRANT REFORMS

Support efforts to change the CDBG formula allocations to better target poverty and real community need.

2008-14 FREE TRADE AREA OF THE AMERICAS AGREEMENT

Urge the Administration and Congress to consult with state and local officials prior to negotiating any provisions of the FTAA 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.

2008-15 HOMEOWNERSHIP: KEEPING THE AMERICAN DREAM ALIVE IN AMERICA’S CITIES

Support the federal government in maintaining the tax deduction for interest paid on mortgages and home equity loans.

2008-16 FEDERAL HOME LOAN BANK SYSTEM’S COMMUNITY AND ECONOMIC DEVELOPMENT RESOURCES

Support legislative and regulatory efforts adding FHL Banks to the list of GSEs permitted to provide LOCs, through their members on tax exempt bonds; and support legislation, regulatory changes and other initiatives designed to expand the ability of FHL Banks to serve the housing, community and economic development, public finance and infrastructure needs of cities through their investment authority, introduction of new business and activities, and development of new initiatives and products.

Human Development (HD)

2008-17 IN SUPPORT OF QUALITY, EARLY CHILDHOOD EDUCATION PROGRAMS

Urge the federal government to provide increased funding, technical assistance, and policies that support collaboration and participation across federal, state, and local levels to provide for early childhood education for all children.

2008-18 IN SUPPORT OF LEGISLATION TO REFORM HIGH SCHOOLS

Support an essential influx of new federal dollars into the state and local education systems to support secondary schools through an appropriate legislative vehicles, as long as the program provides additional funds, not a substitute or diversion of funds already being used in elementary schools nationwide currently provided.

2008-19 CRITICAL NEED FOR PARENTAL AND COMMUNITY INVOLVEMENT

Urge the federal government to establish family support programs for young children, including parenting education for both mothers and fathers, family health care and nutritional guidance.

2008-20 IN SUPPORT OF THE STATE CHILDREN’S HEALTH INSURANCE PROGRAM (S-CHIP)

Urge Congress and the Administration to reauthorize the State Children’s Health Insurance Program immediately; the authorization for this critical safety net program will soon expire and urgent action is needed to ensure its continued success.

2008-21 FOOD AND DRUG ADMINISTRATION (FDA) REGULATION OF TOBACCO

Urge Congress to pass legislation that would grant authority to the FDA to regulate tobacco. The FDA’s authority should support and must not restrict state and local government authority to impose more stringent measures related to cigarette use.

2008-22 IN SUPPORT OF THE PERMANENT PARTNERS IMMIGRATION ACT OR THE UNITED AMERICAN FAMILIES ACT (H.R. 3006)

Support the passage of HR 3006, which would amend the Immigration and Nationality Act by adding the term “permanent partner” where appropriate and thereby affording same-sex couples equal rights of immigration sponsorship as opposite-sex couples.

2008-23 IN SUPPORT OF COMPREHENSIVE IMMIGRATION REFORM

Urge Congress to move quickly to enact comprehensive reform of the current immigration laws with support of the Administration to implement the immigration laws effectively.

2008-24 RESOLUTION IN SUPPORT OF FEDERAL EFFORTS TO COMBAT A GLOBAL FLU OUTBREAK

Urge further development and coordination of a comprehensive research and containment strategy that involves commitments of funding, supplies, equipment, training, expertise, personnel, countermeasures, and animal and public health measures.

2008-25 SUPPORTING CONGRESSIONAL LEGISLATION ON

HEALTH INFORMATION TECHNOLOGY

Urge Congress to authorize and fund the 21st Century Health Information Act and its counterpart legislation in the Senate. Urge the President to sign this legislation into law.

2008-26 HEALTH CARE COSTS

Urge the federal government to make as 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.

2008-27 RESOLUTION AFFIRMING FEDERALISM AND LOCAL AUTHORITY REGARDING MARRIAGE

Urge Congress to oppose the passage of any resolution or legislation that would limit the authority of state and local government to define marriage or confer its benefits upon their resident.

2008-28 SUPPORTING VETERANS' NEEDS

Urge the federal government to act to honor our veterans by immediately funding necessary steps to eliminate the root causes of veterans' homelessness, including funding research, treatment, and support programs.

2008-29 KEEPING HEAD START LOCAL

Urge Congress not to block-grant the Head Start program to the states.

2008-30 SUPPORTING THE WORKFORCE INVESTMENT ACT

Support reauthorization of WIA and urges Congress to fully fund WIA's critical employment and training programs.

2008-31 ENDORSING THE 10-YEAR PLANNING PROCESS TO END CHRONIC HOMELESSNESS

Urge the administration to seek new funding to support this initiative rather than redirect funds already appropriated for housing and homeless programs, and not to supplant current federal spending on housing and homelessness programs for this initiative.

2008-32 ADDRESSING DISPARITIES IN HEALTH CARE FOR MINORITIES

Encourage the Federal Government to address the disparities in healthcare access and treatment between racial and ethnic minority population groups and Caucasians by following the recommendations of the NHDR, IOM and the President's New Freedom Commission.

2008-33 CHANGING THE FEDERAL POVERTY LEVEL

Support changing the guidelines for determining poverty from the antiquated "Federal Poverty Guidelines" to a formula that takes into account regional differences in cost of living, such as the Self-Sufficiency Standard; and request that each one of the candidates running in the 2008 Presidential Primary go on record on whether or not they support updating the Federal Poverty Guidelines.

Transportation Infrastructure and Services (TIS)

2008-34 INCREASING SAFETY ON AMERICA’S ROADS AND BRIDGES

Urge efforts at all levels of government to review road and bridge needs and work to provide adequate revenue, which may include increasing motor fuel and other user taxes, to ensure the safety of our transportation infrastructure.

2008-35 DEDICATED FEDERAL FUNDING FOR AMTRAK

Urge the Administration and Congress to invest in Amtrak by creating a long-term, sustainable federal funding mechanism to provide Amtrak with a fair and consistent sources of capital and operating support for passenger rail.

2008-36 RAIL SAFETY CONCERNS

Pledge to promote safe and efficient public and private freight rail transportation and to seek creative solutions that will carry the United States through the 21st Century, and urges Congress to review the following rail safety issues.

2008-37 A VISION FOR THE FUTURE OF TRANSPORTATION IN THE UNITED STATES

Confirm its dedication to the promotion of public multimodal transportation investment to ensure a strong vision of safety, efficiency and the economic welfare of all Americans for the next half century.

2008-38 IMPROVING FREIGHT MOVEMENT ACROSS THE NATION

Urge Congress not to preempt local, state and regional decision-making when allocating transportation funds for projects approved for PONRS or NCIIP funding.

2008-39 FEDERAL PREEMPTION OF LOCAL AUTHORITY RELATED TO RAILROADS

Request that the United States Congress oppose reauthorization of the 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.

Public Safety and Crime Prevention (PSCP)

2008-40 URGING MORE EFFECTIVE EMERGENCY PREPAREDNESS AND RESPONSE AND ACTION ON RELATED ISSUES

Urge Congress to recognize the urgent need for significant improvements in emergency preparedness and response capabilities at the local, state and federal levels before future natural disasters or acts of terrorism.

2008-41 IN SUPPORT OF INTEROPERABLE PUBLIC SAFETY COMMUNICATIONS SYSTEMS AND FUNDING

Urge the federal government to provide adequate funding for interoperable equipment to better facilitate coordinated and effective emergency response in cities and across jurisdictions.

2008-42 SUPPORTING NATIONAL STANDARDS FOR INTEGRATED JUSTICE INFORMATION SYSTEMS

Urge Congress to enact legislation that will establish uniform standards for criminal justice information systems.

2008-43 URGING THE REVERSE OF THE CURRENT MEXICAN EXTRADITION POLICY

Urge the federal government to use all diplomatic means at their disposal to insist that the Extradition Treaty (1980) be revised to resolve the critical issue of the extradition of those suspected of committing serious and violent crimes against the people in the U.S.

2008-44 IN SUPPORT OF ELECTRONIC CONTROL DEVICES

Urge the United States Congress 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.

2008-45 IN SUPPORT OF EFFORTS TO FIGHT ILLEGAL GUNS

Urge Congress to reject legislative proposals that limit our cities' ability to solve and prevent crime in our communities.

2008-46 ENCOURAGING CITIES TO DETERMINE THE PUBLIC SAFETY IMPACTS RESULTING FROM TRANSPORTATION OF HIGH LEVEL NUCLEAR WASTE

Encourage all cities along the proposed spent nuclear fuel shipping routes to conduct similar public safety fiscal impact studies so that their public safety agencies will be prepared to respond should an accident involving high-level nuclear waste or any other hazardous material occur; and urge the United States Congress to provide adequate funding to all cities along the proposed spent nuclear fuel shipping routes for the purpose of conducting such studies.

2008-47 SUPPORTING THE RIGHT OF CITIES TO RECEIVE FEDERAL REIMBURSEMENT FOR SERVICES PROVIDED TO CITIZENS FROM COMMUNITIES AFFECTED IN AN EMERGENCY

U.S. Congress should direct the Federal Emergency Management Agency (FEMA) and relevant agencies to reimburse host cities for costs related to disaster evacuations including straight time for city employees and use of city-owned sheltering facilities at the direction of the federal government.

2008-48 REPEAL SECTION 1076 OF THE JOHN WARNER NATIONAL DEFENSE AUTHORIZATION ACT

Urge the Congress to repeal Section 1076 of the John Warner National Defense Authorization Act (P.L. 109-364) which expands the President's authority to federalize the National Guard during certain emergencies and disasters. This provision does not require the President to contact, confer or collaborate with the affected governor before taking control of a state's Guard forces.

2008-49 THE FEDERAL ROLE IN SUPPORTING HOMETOWN SECURITY AND COMBATING VIOLENT CRIME

Call upon the United States Congress and Administration to assist municipalities across the nation in combating crime.

2008-50 ENCOURAGING THE FEDERAL EMERGENCY MANAGEMENT AGENCY TO ADOPT REGULATIONS TO PERMIT MUNICIPALITIES TO OBTAIN DISASTER ASSISTANCE WHEN COUNTIES ARE NOT ELIGIBLE

Encourage the US Congress to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to permit municipalities to independently request through their state that their municipality be declared a disaster, therefore enabling the state to apply for an receive disaster assistance from FEMA on behalf of the impacted municipalities when counties are ineligible.

Information Technology and Communications (ITC)

2008-51 SUPPORTING LOCAL FRANCHISE AUTHORITY OVER VIDEO AND CABLE SERVICES

Promote competition for all consumers and treating like services alike and work with newcomers in the video market in order to provide an efficient franchise process that will not obstruct new service deployment.

2008-52 LOCAL GOVERNMENT SUPPORT OF COMMUNITY / MUNICIPAL BROADBAND NETWORKS

The federal government should encourage deployment of broadband networks in a competitive and technologically neutral manner.

2008-53 SUPPORTING NATIONAL ACCESS TO BROADBAND SERVICES

Urge the federal government to take an active role in convening together all interested parties, including, but not limited to, all levels of government, consumer organizations, representative of underserved communities, all segments of the communications industry interests, representatives of private sector and not-for-profit sector organizations, to promote ubiquitous broadband development.

Attachment B

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.