

This meeting will be held via teleconference only in order to reduce the risk of spreading COVID-19 and pursuant to the Governor’s Executive Orders N-25-20 and N-29-20 and the County of Los Angeles Public Health Officer’s Safer at Home Order (revised April 10, 2020). All votes taken during this teleconference meeting will be by roll call vote, and the vote will be publicly reported.

HOW TO VIEW THE MEETING: No physical location from which members of the public may observe the meeting and offer public comment will be provided. Please view the meeting, which will be live streamed at <https://malibucity.org/video> and <https://malibucity.org/VirtualMeeting>.

HOW TO PARTICIPATE BEFORE THE MEETING: Members of the public are encouraged to submit email correspondence to citycouncil@malibucity.org before the meeting begins.

HOW TO PARTICIPATE DURING THE MEETING: Members of the public may also speak during the meeting through the Zoom application. You must first sign up to speak before the item you would like to speak on has been called by the Mayor and then you must be present in the Zoom conference to be recognized.

Please visit <https://malibucity.org/VirtualMeeting> and follow the directions for signing up to speak and downloading the Zoom application.

Malibu City Council
Regular Meeting Agenda
(to be held during COVID-19 emergency)

Monday, May 11, 2020

6:30 P.M. – REGULAR CITY COUNCIL MEETING

Various Teleconference Locations

YOU MAY VIEW THIS MEETING LIVE OVER THE INTERNET AT
[MALIBUCITY.ORG/VIDEO](https://malibucity.org/video)

Six-thirty p.m. **Regular Session**

Call to Order - Mayor

Roll Call - Recording Secretary

Approval of Agenda

Report on Posting of Agenda – May 8, 2020

1. Ceremonial/Presentations

A. Staff Update on COVID-19

2. Written and Oral Communications from the Public

- A. Communications from the Public concerning matters which are not on the agenda but for which the City Council has subject matter jurisdiction. City Council may not act on these matters except to refer the matters to staff or schedule the matters for a future agenda.
- B. Commission / Committee / City Manager Updates
- C. City Council Subcommittee reports / Mayor and Councilmember meeting attendance, reports and inquiries

3. Consent Calendar

A. Previously Discussed Items

None.

B. New Items

1. Waive Further Reading

Recommended Action: After the City Attorney has read the title, waive full reading of ordinances considered on this agenda for introduction on first reading and/or second reading and adoption.

Staff Contact: City Attorney Hogin, 456-2489, ext. 228

2. Approve Warrants

Recommended Action: Allow and approve warrant demand numbers 60163-60199 listed on the register from the General Fund and direct the City Manager to pay out the funds to each of the claimants listed in Warrant Register No. 659 in the amount of the warrant appearing opposite their names, for the purposes stated on the respective demands in a total amount of \$796,452.73. City of Malibu payroll check number 6100 and ACH deposits were issued in the amount of \$211,738.69.

Staff Contact: Assistant City Manager Soghor, 456-2489, ext. 224

3. Approval of Minutes

Recommended Action: Approve the minutes for the April 13, 2020 Malibu City Council Regular meeting.

Staff Contact: City Clerk Glaser, 456-2489, ext. 228

4. Los Angeles County Measure R Funds

Recommended Action: Authorize the City Manager to take all actions necessary to cancel the Pacific Coast Highway Message System Project and amend certain agreements with Los Angeles County Metropolitan Transportation Authority.

Staff Contact: Public Works Director DuBoux, 456-2489, ext. 339

5. Amendments to the Funding Agreements with Los Angeles County Metropolitan Transportation Authority and Los Angeles County

Recommended Action: 1) Authorize the City Manager to execute the amendment to the Funding Agreement with Los Angeles County Metropolitan Transportation Authority (Metro) and Los Angeles County for the purchase of vacant land for park and ride lots on Civic Center Way and Webb Way (APN 4458-020-015), at 23575 Civic Center Way (APN 4458-022-011) and Pacific Coast Highway and Heathercliff Road (APN 4466-021-028); and 2) Authorize the Mayor to execute the amendment to the Funding Agreement with Los Angeles County and authorize the City Manager to take all actions necessary to finalize the amendment.

Staff Contact: Assistant to the City Manager Shavelson, 456-2489, ext. 254

6. Malibu Library Set Aside Funds for Fiscal Year 2020-2021

Recommended Action: 1) Approve the use of Set Aside Funds for the Malibu Library for Fiscal Year 2020-2021; and 2) Approve the use of \$12,000 from the Fiscal Year 2019-2020 Set Aside Funds to public schools in Malibu for library-related expenses in Fiscal Year 2019-2020.

Staff Contact: Assistant City Manager Soghor, 456-2489, ext. 224

7. Initiate Zoning Text Amendment Pertaining to Temporary Use Permits for Safe Parking Programs for People Experiencing Homelessness

Recommended Action: 1) Adopt Resolution No. 20-19 a resolution of the City Council of the City of Malibu initiating a zoning text amendment to Title 17 of the Malibu Municipal Code pertaining to temporary use permits and other related sections as necessary for safe parking programs for people experiencing homelessness; 2) Direct the Planning Commission to schedule a public hearing regarding the same; and 3) Direct staff whether to present the item for comment to the Zoning Ordinance Revision and Code Enforcement Subcommittee.

Staff Contact: Planning Director Blue, 456-2489, ext. 258

4. Ordinances and Public Hearings

A. Approval of Use of Community Development Block Grant (CDBG) Funds for the CDBG Revolving Grant Fund

Recommended Action: Continue the item to a date uncertain.

Staff Contact: Assistant to the City Manager Shavelson, 456-2489, ext. 254

5. Old Business

None.

6. New Business

A. Wastewater and Recycled Water Rates Study and Proposed Revised Rates

Recommended Action: 1) Receive presentation on the 2020 Wastewater and Recycled Water Rates; 2) Provide staff with direction on whether to proceed with revising the wastewater and recycled water service rates; 3) If proceeding with revising the rates, authorize the mailing of the Proposition 218 notices to the affected property owners; and 4) Direct staff to schedule a Public Hearing for the July 13, 2020 City Council meeting to establish wastewater and recycled water service charges for Fiscal Year 2020-2021, Fiscal Year 2021-2022, and Fiscal Year 2022-2023.

Staff Contact: Public Works Director DuBoux, 456-2489, ext. 339

7. Council Items

None.

Adjournment

Future Meetings

Tuesday, May 26, 2020	6:30 p.m.	Regular City Council Meeting	Location to be determined
Monday, June 8, 2020	6:30 p.m.	Regular City Council Meeting	Location to be determined
Monday, June 22, 2020	6:30 p.m.	Regular City Council Meeting	Location to be determined

Guide to the City Council Proceedings

As a result of the Coronavirus (COVID-19) pandemic, the City is under a state of local emergency, as well as states of emergency that have been declared in the County of Los Angeles, state of California, and a federal emergency declared by the President of the United States. At the direction of the Governor, starting March 19, 2020, the entire state is subject to stay-at-home orders. These measures are imposed to reduce the risk of spreading COVID-19. To comply with these emergency measures, the City Council meeting will be open and public but conducted via teleconference only. This way the public, the staff, and the Council will not be physically in the same place.

The Oral Communication portion of the agenda is for members of the public to present items, which are not listed on the agenda but are under the subject matter jurisdiction of the City Council. No action may be taken under, except to direct staff unless the Council, by a two-thirds vote, determines that there is a need to take immediate action and that need came to the attention of the City after the posting of the agenda. Although no action may be taken, the Council and staff will follow up, at an appropriate time, on those items needing response. Each speaker is limited to three (3) minutes. Members of the public wishing to speak during the meeting must participate through the Zoom application. You must first sign up to speak before the item you would like to speak on has been called by the Mayor and then you must be present in the Zoom conference to be recognized. Please visit <https://malibucity.org/VirtualMeeting> and follow the directions for signing up to speak and downloading the Zoom application.

Items in Consent Calendar Section A have already been considered by the Council at a previous meeting where the public was invited to comment, after which a decision was made. These items are not subject to public discussion at this meeting because the vote taken at the previous meeting was final. Resolutions concerning decisions made at previous meetings are for the purpose of memorializing the decision to assure the accuracy of the findings, the prior vote, and any conditions imposed.

Items in Consent Calendar Section B have not been discussed previously by the Council. If discussion is desired, an item may be removed from the Consent Calendar for individual consideration. Councilmembers may indicate a negative or abstaining vote on any individual item by so declaring prior to the vote on the motion to adopt the entire Consent Calendar. Items excluded from the Consent Calendar will be taken up by the Council following the action on the Consent Calendar. The Council first will take up the items for which public speaker requests have been submitted.

For Public Hearings involving zoning matters the appellant and applicant will be given 15 minutes each to present their position to the City Council, including rebuttal time. All other testimony shall follow the rules as set forth under Oral Communication. In order to speak, individuals must visit <https://malibucity.org/VirtualMeeting> and follow the directions for signing up to speak and downloading the Zoom application.

Old Business items have appeared on previous agendas but have either been continued or tabled to this meeting with no final action having been taken. Public comment shall follow the rules as set forth under Oral Communication.

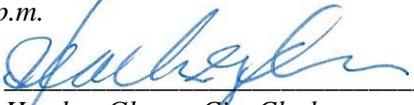
Items in New Business are items, which are appearing for the first time for formal action. Public comment shall follow the rules as set forth under Oral Communication.

City Council Items are items, which individual members of the City Council may bring up for action, to propose future agenda items or to suggest future staff assignments. No new items will be taken-up after 10:30 p.m. without a two-thirds vote of the City Council.

City Council meetings are aired live and replayed on City of Malibu Government Access Channel 3 and are available on demand on the City's website at www.malibucity.org/video. Copies of the staff reports or other written documentation relating to each item of business described above are on file in the office of the City Clerk and available upon request by emailing cityclerk@malibucity.org.

The City Hall phone number is (310) 456-2489. To contact City Hall using a telecommunication device for the deaf (TDD), please call (800) 735-2929 and a California Relay Service operator will assist you. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact Environmental Sustainability Director Yolanda Bundy, (310) 456-2489, ext. 229. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR 35.102-35.104 ADD Title II].

I hereby certify under penalty of perjury, under the laws of the State of California that the foregoing agenda was posted in accordance with the applicable legal requirements. Regular and Adjourned Regular meeting agendas may be amended up to 72 hours in advance of the meeting. Dated this 8th day of May 2020 at 1:30 p.m.



Heather Glaser, City Clerk