



Council Agenda Report

To: Mayor Grisanti and the Honorable Members of the City Council

Prepared by: Kelsey Pettijohn, City Clerk

Approved by: Steve McClary, Interim City Manager

Date prepared: February 2, 2022 Meeting date: February 14, 2022

Subject: Approval of Minutes

RECOMMENDED ACTION: Approve the minutes for the June 14, 2021 Malibu City Council Regular meeting and June 23, 2021 Malibu City Council Special meeting.

FISCAL IMPACT: There is no fiscal impact associated with the recommended action.

WORK PLAN: This item was not included in the Adopted Work Plan for Fiscal Year 2021-2022. This is part of normal staff operations.

DISCUSSION: Staff has prepared draft minutes for the Council meetings of June 14, 2021 and June 23, 2021.

ATTACHMENTS:

1. June 14, 2021 Malibu City Council Regular meeting
2. June 23, 2021 Malibu City Council Special meeting

MINUTES
MALIBU CITY COUNCIL
REGULAR MEETING
JUNE 14, 2021
TELECONFERENCED - VARIOUS LOCATIONS
6:30 P.M.

The following meeting was held pursuant to the Governor’s Executive Orders N-25-20 and N-29-20 and fully teleconferenced from various locations during the coronavirus disease (COVID-19) pandemic.

MEETING CALL TO ORDER

Mayor Grisanti called the meeting to order at 6:32 p.m.

ROLL CALL

The following persons were recorded in attendance via teleconference by the Recording Secretary:

PRESENT: Mayor Paul Grisanti; Mayor Pro Tem Bruce Silverstein; and Councilmembers Karen Farrer, Mikke Pierson, and Steve Uhring

ALSO PRESENT: Trevor Rusin, Assistant City Attorney; Steve McClary, Interim City Manager; Kelsey Pettijohn, Acting City Clerk; Yolanda Bundy; Environmental Sustainability Director; Richard Mollica, Planning Director; Rob DuBoux, Public Works Director; Susan Dueñas, Public Safety Manager; and Kathleen Stecko, Administrative Assistant

PLEDGE OF ALLEGIANCE

Mayor Grisanti led the Pledge of Allegiance.

APPROVAL OF AGENDA

MOTION Councilmember Pierson moved, and Councilmember Uhring seconded a motion to hear Item No. 7.A. after the Consent Calendar.

The Council discussed the motion.

MOTION Mayor Pro Tem Silverstein moved to continue Item No. 6.C. to the July 12, 2021 Regular City Council meeting.

The Council discussed the motion.

Councilmember Uhring seconded Mayor Pro Tem Silverstein’s motion.

The Council discussed the motion.

The question was called on the second motion and it carried 4-1, Mayor Grisanti dissenting.

The question was called on the original motion and it carried unanimously.

MOTION Councilmember Pierson moved, and Mayor Pro Tem Silverstein seconded a motion to approve the agenda as modified. The question was called, and the motion carried unanimously.

REPORT ON POSTING OF AGENDA

Acting City Clerk Pettijohn reported that the agenda for the meeting was properly posted on June 4, 2021, with the amended agenda posted June 10, 2021.

ITEM 1 CEREMONIAL/PRESENTATIONS

None.

ITEM 2.A. PUBLIC COMMENTS

Chris Frost discussed the fire danger posed by homeless encampments. He discussed the success of the additional Sheriff's Department crime suppression car that had been added to the evening shift.

Pamela Conley Ulich thanked the Council for its service. On behalf of Douglas Randall, she requested the City expedite the permits for the Point Dume Fourth of July Parade and waive the permit fees.

Lonnie Gordon discussed new Federal Communications Commission rules regarding over-the-air reception devices. She stated these new rules undermined local jurisdictions' ability to regulate wireless installations. She requested the Council hold a Special meeting to consider joining the Children's Health Defense amicus brief opposing the new ruling.

Jo Drummond discussed a recent fire above Big Rock. She discussed fire danger in the area and stated people experiencing homelessness should not be trespassing on any vacant private property in the very high fire hazard severity zone or camping on public property. She stated there should be public funds available to shelter people experiencing homelessness in Los Angeles County. She indicated opposition to a shelter or alternative sleeping location in the City.

Stephanie Sunwoo discussed dangerous fire conditions. She discussed a NextDoor post regarding a fire that started by an electrical pole near Heathercliff Road. She encouraged the Council to be vigilant about wireless antenna installations.

ITEM 2.B. COMMISSION / COMMITTEE / CITY MANAGER UPDATES

Interim City Manager McClary stated the live fuel moisture level was at 74% and continued to decline. He announced the Los Angeles County Fire Department was part of a six-month program to receive additional firefighting resources including firefighting helicopters. He stated the City would receive 10,000 N95 masks from the State by the end of the week. He announced a COVID-19 vaccination event at City Hall on June 17, 2021. He thanked Malibu High School (MHS) for inviting him to the 2021 graduation ceremonies. He stated the City was in regular contact with Southern California Edison (SCE) to discuss potential issues related to fire safety.

ITEM 2.C. SUBCOMMITTEE REPORTS / COUNCIL COMMENTS

Councilmember Farrer stated she attended a School District Separation Ad Hoc Committee meeting. She stated she had a meeting with Interim City Attorney Cotti, Mayor Pro Tem Silverstein and the two attorneys hired to investigate the allegations in the Wagner Affidavit. She announced the Los Angeles County Office of Education (LACOE) Committee would hold a preliminary hearing on the City's school district separation petition on September 18, 2021. She stated she attended a Library Subcommittee meeting. She stated she was the keynote speaker at the Malibu Elementary School fifth grade graduation. She stated she attended the MHS graduation and congratulated the class of 2021.

Councilmember Pierson discussed the complicated issues raised by the public speakers. He stated he attended the Santa Monica-Malibu Unified School District's Parent-Teacher Association awards. He stated he spoke at Senator Henry Stern's town hall on fire preparedness. He stated he interviewed recruiters for the City Manager search with Mayor Pro Tem Silverstein. He stated he attended Carol Moss's memorial. He stated he met with a FlameMapper representative, Fire Department Assistant Fire Chief Drew Smith and Fire Safety Liaison Brossard to discuss beacon boxes. He stated he participated in meetings regarding the development of a community fire brigade program. He stated he attended a Library Subcommittee meeting. He stated he attended the Webster Elementary School and MHS graduations. He stated he attended an Environmental Sustainability Subcommittee meeting. He stated he had worked on identifying options for a temporary tow yard in the City during the summer.

Councilmember Uhring stated he attended an Environmental Sustainability Subcommittee meeting and a Clean Power Alliance Board meeting. He stated he went on a ride-along with Sheriff's Department Lieutenant Jim Braden. He requested an update on the status of the Bell property and the California Coastal Commission (CCC) appeal. He discussed water being pumped into Malibu Creek from the La Paz property. He questioned if there was a better use for the water and if the pumping was impacting the water table near Malibu Canyon. He discussed an item at a recent Public Safety Commission meeting that would help address homeless encampments on private property. He stated he hoped that item would

be brought to the Council soon.

Mayor Pro Tem Silverstein encouraged the public to get vaccinated against COVID-19. He discussed enforcement options to address the fire danger posed by homeless encampments. He stated he met with Lieutenant Braden and Captain Becerra to discuss options under existing law to address public safety risks posed by people experiencing homelessness. He stated he planned to meet with Sheriff Villanueva next week to discuss these issues. He discussed the unpermitted car show at the Malibu Country Mart. He encouraged the staff to do what they could to expedite the permit the Point Dume Fourth of July Parade. He questioned why the car show at Malibu Country Mart continued to occur without a permit. He discussed his appeal of the Emergency Coastal Development Permit for the Bell property. He stated CCC staff was looking into remediation options. He stated the City could require SCE to remove the concrete on the property. He stated CCC staff had requested the City not require the removal of the concrete while they study the issue. He stated he attended the California Joint Powers Authority Newly Elected Officials Academy. He stated he attended a virtual LACOE Committee meeting. He stated he met with Interim City Attorney Cotti, Councilmember Farrer and the two attorneys hired to investigate the allegations in the Wagner Affidavit. He stated he attended the MHS graduation. He stated he interviewed recruiters for the City Manager search with Councilmember Pierson.

Mayor Grisanti stated he attended the Webster Elementary School, Malibu Middle School and MHS graduation ceremonies. He stated he presented the 36th Certificate of Occupancy for a Woolsey Fire rebuild and planned to present the 38th Certificate of Occupancy on June 16, 2021. He stated he received 10 letters from second graders requesting the City ban single use plastics. He stated he met with Chris Frost to discuss a temporary tow yard. He discussed a reckless driving incident over the weekend. He discussed the importance of enforcing parking regulations and safe driving. He stated he attended a LACOE Committee meeting and the California Joint Powers Authority Newly Elected Officials Academy. He indicated support for pumping the excess water from the La Paz property into Legacy Park.

Interim City Manager McClary stated he would follow-up with staff regarding the permit for the Point Dume Fourth of July Parade.

Public Safety Manager Dueñas discussed the City's very high fire hazard severity zone ordinance. She stated the ordinance only applied to public property. She stated she was looking at options under the nuisance abatement ordinance to address encampments on private property.

In response to Mayor Pro Tem Silverstein, Assistant City Attorney Rusin suggested the Council direct staff to bring back options to address homeless encampments on private property. He stated the very high fire hazard severity zone ordinance was created under specific provisions of State law and may not be able to be applied to private property.

CONSENSUS

By consensus, the Council directed staff to bring back options to address fire hazards created by homeless encampments on private property

ITEM 3 CONSENT CALENDAR

Item No. 3.B.8. was pulled by the public. Item Nos. 3.B.3. and 3.B.9. were pulled by the Council.

Mayor Pro Tem Silverstein complimented staff for its work on Item No. 3.B.4. He stated the new contract was a significant discount on the old agreement providing these services.

MOTION

Councilmember Pierson moved, and Councilmember Farrer seconded a motion to approve the Consent Calendar, pulling Item Nos. 3.B.3., 3.B.8., and 3.B.9. The question was called, and the motion carried unanimously.

The Consent Calendar consisted of the following items:

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.

2. Approve Warrants

Recommended Action: Allow and approve warrant demand numbers 63134-63277 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. 683 in the amount of the warrant appearing opposite their names, for the purposes stated on the respective demands in a total amount of \$1,687,457.51. City of Malibu payroll check numbers 5172-5173 and ACH deposits were issued in the amount of \$227,991.28.

4. Small Enterprise Agreement with Environmental Systems Research Institute, Inc.

Recommended Action: Authorize the Mayor to execute a Small Enterprise Agreement with Environmental Systems Research Institute, Inc. for geographic information system mapping services.

5. Senate Bill 1 (SB 1) Road Maintenance and Rehabilitation Account Funding and Project List

Recommended Action: Adopt Resolution No. 21-26 approving the Fiscal Year 2021-2022 project list for Senate Bill 1 (Road Repair and Accountability Act of 2017) Road Maintenance and Rehabilitation Account funding.

6. Amendment to Professional Services Agreement with Compliance Biology, Inc. Biological Consulting Services

Recommended Action: Authorize the Mayor to execute Amendment No. 1

- to Agreement with Compliance Biology, Inc. extending the term of agreement for three additional months to expire on September 30, 2021.
7. Community Facilities District No. 2006-1 (Carbon Beach Utility Undergrounding) – Levy of Special Tax for Fiscal Year 2021-2022
Recommended Action: Adopt Resolution No. 21-30 of the City Council of the City of Malibu acting in its capacity as the legislative body of Community Facilities District No. 2006-1 of the City of Malibu (Carbon Beach Utility Undergrounding) authorizing the levy of a special tax for Fiscal Year 2021-2022.

The following items were pulled from the consent calendar for individual consideration:

3. Professional Services Agreement with The Malibu Times
Recommended Action: Authorize the Mayor to execute a Professional Services Agreement with The Malibu Times for publication of public notices, announcements, and ordinances.

The Council discussed the item and directed questions to staff.

MOTION

Mayor Pro Tem Silverstein moved and Councilmember Pierson seconded a motion to authorize the Mayor to execute a Professional Services Agreement with The Malibu Times for publication of public notices, announcements, and ordinances. The question was called, and the motion carried 4-0, Councilmember Uhring abstaining.

Lieutenant Braden, Los Angeles County Sheriff's Department, stated the Sherriff's Department was working on addressing all the concerns raised by the public speakers under Item No. 2.A. He stated it was difficult to identify the organizer of the car shows at Malibu Country Mart. He stated he met with Mayor Pro Tem Silverstein regarding homelessness. He stated he went for ride-alongs with Councilmember Uhring and Interim City Manager McClary. He stated it took constant work to keep the public areas of the City clean and safe.

8. Appeal Nos. 19-004 and 19-003 - Appeals of Planning Commission Resolution Nos. 19-19 and 19-17 (22853 Pacific Coast Highway, Appellant/Property Owner; MB North Lot (DE) LLC and 22878 Pacific Coast Highway, Appellant/Property Owner; Mani MBI (DE), LLC)
Recommended Action: 1) Adopt Resolution No. 21-24, denying Appeal No. 19-003 and denying Coastal Development Permit (CDP) No. 17-092, an application to allow the Malibu Beach Inn to construct a new swimming pool and pool deck with dining service in the location of required parking, remodel and convert approximately 268 square feet of office and storage room into bathroom facilities and an equipment room, and reconfigure the onsite wastewater treatment system, Joint Use Parking Agreement (JUPA) No. 17-001 to allow a portion of the property's required onsite parking to be located offsite at 22853 Pacific Coast Highway (PCH) (Hertz Rental

Car), and Lot Tie (LT) No. 17-001 to hold 22878 PCH and 22853 PCH as one lot located in the Commercial Visitor Serving – 2 (CV-2) zoning district at 22878 PCH (Mani MBI (DE), LLC); and 2) Adopt Resolution No. 21-25, denying Appeal No. 19-004 and denying CDP No. 17-091 which includes JUPA No. 17-001 to allow the Malibu Beach Inn to locate required parking on the Hertz site and LT No. 17-001 to hold 22878 PCH and 22853 PCH as one lot, located in the Community Commercial (CC) zoning district at 22853 PCH (MB North Lot (DE), LLC).

At 7:41 p.m., Councilmember Uhring recused himself and left the meeting.

Disclosures: None.

Mayor Grisanti opened the floor for public comment.

Speaker: Jonah Breslau

As there were no other speakers present, Mayor Grisanti returned the matter to the table for discussion.

MOTION

Mayor Pro Tem Silverstein moved, and Council Pierson seconded a motion to 1) Adopt Resolution No. 21-24, denying Appeal No. 19-003 and denying Coastal Development Permit (CDP) No. 17-092, an application to allow the Malibu Beach Inn to construct a new swimming pool and pool deck with dining service in the location of required parking, remodel and convert approximately 268 square feet of office and storage room into bathroom facilities and an equipment room, and reconfigure the onsite wastewater treatment system, Joint Use Parking Agreement (JUPA) No. 17-001 to allow a portion of the property's required onsite parking to be located offsite at 22853 Pacific Coast Highway (PCH) (Hertz Rental Car), and Lot Tie (LT) No. 17-001 to hold 22878 PCH and 22853 PCH as one lot located in the Commercial Visitor Serving – 2 (CV-2) zoning district at 22878 PCH (Mani MBI (DE), LLC); and 2) Adopt Resolution No. 21-25, denying Appeal No. 19-004 and denying CDP No. 17-091 which includes JUPA No. 17-001 to allow the Malibu Beach Inn to locate required parking on the Hertz site and LT No. 17-001 to hold 22878 PCH and 22853 PCH as one lot, located in the Community Commercial (CC) zoning district at 22853 PCH (MB North Lot (DE), LLC). The question was called and the motion carried 4-0, Councilmember Uhring absent.

9. Acceptance of Santa Monica Mountains Conservancy Grant
Recommended Action: Authorize the Mayor to enter into a Grant Agreement with the Santa Monica Mountains Conservancy for fire prevention and resiliency projects.

At 7:45 p.m., Councilmember Uhring returned to the meeting.

The Council discussed the item and directed questions to staff.

MOTION Councilmember Pierson moved, and Councilmember Farrer seconded a motion to authorize the Mayor to enter into a Grant Agreement with the Santa Monica Mountains Conservancy for fire prevention and resiliency projects. The question was called, and the motion carried unanimously.

ITEM 7 COUNCIL ITEMS

A. Approval of a Professional Services Agreement for City Manager Recruitment Services

Recommended Action: It is recommended that the City Council: 1) Consider the recommendation of Mayor Pro Tem Silverstein and Councilmember Pierson relative to the selection of a firm to conduct a recruitment for the vacant City Manager position; and 2) Approve a professional services agreement with William Avery & Associates for Executive Search services.

Mayor Grisanti opened the floor for public comment.

Speaker: Howard Rudzki

As there were no other speakers present, Mayor Grisanti returned the matter to the table for discussion.

Mayor Pro Tem Silverstein and Councilmember Pierson presented the report.

The Council discussed the item and directed questions to Bill Avery, William Avery & Associates.

MOTION Councilmember Pierson moved, and Mayor Pro Tem Silverstein seconded a motion to approve a professional services agreement with William Avery & Associates for Executive Search services. The question was called, and the motion carried unanimously.

ITEM 4 ORDINANCES AND PUBLIC HEARINGS

A. Assessment District 98-1 (Big Rock Mesa)

Recommended Action: 1) Conduct the Public Hearing; and 2) Adopt Resolution No. 21-29 levying an assessment for the maintenance, repair, and improvements works, systems and facilities pertaining to Assessment District 98-1 (Big Rock Mesa) for Fiscal Year 2021-2022.

Public Works Director DuBoux presented the staff report.

Mayor Grisanti opened the public comment section of the public hearing.

Speakers: Terry Davis, Jo Drummond, Kraig Hill, and Rosemary Ihde

As there were no other speakers present, Mayor Grisanti closed the public comment portion of the public hearing and returned the matter to the table for discussion.

The Council discussed the item and directed questions to staff.

MOTION Councilmember Pierson moved, and Councilmember Farrer seconded a motion to adopt Resolution No. 21-29 levying an assessment for the maintenance, repair, and improvements works, systems and facilities pertaining to Assessment District 98-1 (Big Rock Mesa) for Fiscal Year 2021-2022

The Council discussed the motion and directed questions to Terry Davis.

The question was called, and the motion carried unanimously.

- B. Assessment District 98-3 (Malibu Road)
Recommended Action: 1) Conduct the Public Hearing; and 2) Adopt Resolution No. 21-28 levying an assessment for the maintenance, repair and improvements works, systems and facilities of Assessment District 98-3 (Malibu Road) for Fiscal Year 2021-2022.

Public Works Director Duboux presented the staff report.

Mayor Grisanti opened the public comment section of the public hearing. As there were no speakers present, Mayor Grisanti closed the public comment portion of the public hearing and returned the matter to the table for discussion.

The Council discussed the item and directed questions to staff.

MOTION Councilmember Pierson moved, and Councilmember Farrer seconded a motion to adopt Resolution No. 21-28 levying an assessment for the maintenance, repair and improvements works, systems and facilities of Assessment District 98-3 (Malibu Road) for Fiscal Year 2021-2022. The question was called, and the motion carried unanimously.

RECESS At 8:38 p.m., Mayor Grisanti recessed the meeting. The meeting reconvened at 8:48 p.m. with all Councilmembers present.

- C. Appeal No. 21-004 - Appeal of Planning Commission Resolution No. 21-31 (30180 Cuthbert Road; Owner/Appellant: Sheldon Ira and Emily Joan Lodmer; Appellant: Gustavo Spoliansky)
Recommended Action: Adopt Resolution No. 21-31, determining the project is categorically exempt from the California Environmental Quality Act; and denying Appeal No. 21-004 and approving Administrative Plan Review-Woolsey Fire No. 20-045 and Site Plan Review No. 20-076 for an after-the-fact site plan review to allow for construction over 18 feet in height, not to exceed 22 feet and six inches for a pitched roof at the rear portion of the residence for a previously approved 6,752-square foot single-family residence that was destroyed in the November 2018

Woolsey Fire that was approved under Planning Verification-Woolsey Fire No. 19-026 located in the Rural Residential-Two Acre (RR-2) zoning district at 30180 Cuthbert Road (Sheldon Ira and Emily Joan Lodmer).

Planning Director Mollica presented the staff report.

Disclosures: Mayor Grisanti, Councilmembers Uhring, Pierson, Farrer

Mayor Grisanti opened the public comment section of the public hearing.

Speakers: Gustavo Spoliansky, Daniel Allen, Don Schmitz, Dean Graulich

Gustavo Spoliansky, Daniel Allen, and Don Schmitz provided rebuttal to public comment.

As there were no other speakers present, Mayor Grisanti closed the public comment portion of the public hearing and returned the matter to the table for discussion.

The Council discussed the item and directed questions to staff.

MOTION Councilmember Uhring moved, and Councilmember Farrer seconded a motion to direct staff to bring back a resolution granting Appeal No. 21-004 and denying Administrative Plan Review-Woolsey Fire No. 20-045 and Site Plan Review No. 20-076.

The Council discussed the motion.

The question was called, and the motion failed 1-4, Councilmembers Farrer and Pierson, Mayor Pro Tem Silverstein, and Mayor Grisanti dissenting.

MOTION Mayor Grisanti moved, and Councilmember Farrer seconded a motion to adopt Resolution No. 21-31, determining the project is categorically exempt from the California Environmental Quality Act; and denying Appeal No. 21-004 and approving Administrative Plan Review-Woolsey Fire No. 20-045 and Site Plan Review No. 20-076 for an after-the-fact site plan review to allow for construction over 18 feet in height, not to exceed 22 feet and six inches for a pitched roof at the rear portion of the residence for a previously approved 6,752-square foot single-family residence that was destroyed in the November 2018 Woolsey Fire that was approved under Planning Verification-Woolsey Fire No. 19-026 located in the Rural Residential-Two Acre (RR-2) zoning district at 30180 Cuthbert Road (Sheldon Ira and Emily Joan Lodmer). The question was called, and the motion carried 4-1, Councilmember Uhring dissenting

D. Collection of Fees for the Implementation of the California Integrated Waste Management Act within the Malibu Garbage Disposal District
Recommended Action: 1) Conduct the public hearing; and 2) Adopt Resolution No. 21-27 authorizing collection on the County Tax Roll of a fee from residential

and commercial premises for the cost of preparing, adopting and implementing the City's Source Reduction and Recycling Element and Household Hazardous Waste Element imposed by Resolution No. 03-30.

Environmental Sustainability Director Bundy presented the staff report.

Mayor Grisanti opened the public comment section of the public hearing. As there were no speakers present, Mayor Grisanti closed the public comment portion of the public hearing and returned the matter to the table for discussion.

The Council discussed the item and directed questions to staff.

MOTION Councilmember Farrer moved, and Mayor Pro Tem Silverstein seconded a motion to adopt Resolution No. 21-27 authorizing collection on the County Tax Roll of a fee from residential and commercial premises for the cost of preparing, adopting and implementing the City's Source Reduction and Recycling Element and Household Hazardous Waste Element imposed by Resolution No. 03-30. The question was called, and the motion carried unanimously.

E. Ordinance Requiring Wearing of Face Coverings
Recommended Action: 1) After the City Attorney reads the title, introduce on first reading Ordinance No. 487 rescinding Ordinance No. 473 requiring the use of face coverings during the COVID-19 pandemic and finding the same exempt from the California Environmental Quality Act; and 2) Direct staff to schedule second reading and adoption of Ordinance No. 487 for the June 28, 2021 Regular City Council meeting.

Interim City Manager McClary presented the staff report.

Mayor Grisanti opened the floor for public comment.

Hamish Patterson was not present at the time of the hearing.

As there were no other speakers present, Mayor Grisanti returned the matter to the table for discussion.

MOTION Councilmember Pierson moved, and Councilmember Farrer seconded a motion to: 1) introduce on first reading Ordinance No. 487 rescinding Ordinance No. 473 requiring the use of face coverings during the COVID-19 pandemic and finding the same exempt from the California Environmental Quality Act; and 2) direct staff to schedule second reading and adoption of Ordinance No. 487 for the June 28, 2021 Regular City Council meeting.

Assistant City Attorney Rusin read the title of the ordinance.

The question was called, and the motion carried unanimously.

ITEM 5 OLD BUSINESS

None.

ITEM 6 NEW BUSINESS

A. Point Dume Community Services District (Continued from May 10, 2021)

Recommended Action: 1) Discuss recommendations from the Local Agency Formation Commission for the County of Los Angeles regarding the Point Dume Community Services District; and 2) Authorize the Mayor to submit a letter of support for or opposition to the recommendations.

City Manager McClary presented the staff report.

Interim City Manager McClary presented the staff report.

Mayor Grisanti opened the floor for public comment.

Speakers: Hap Henry, Paul Major, Pamela Conley Ulich, and Paul Novak (Local Agency Formation Commission)

Valerie Major and Barbara O'Neill Ferris were not present at the time of the hearing.

As there were no other speakers present, Mayor Grisanti returned the matter to the table for discussion.

The Council discussed the item and directed questions to staff, Mr. Novak, and Ms. Ulich.

MOTION Councilmember Uhring moved, and Councilmember Farrer seconded a motion decline to send a letter of support for or opposition to the Local Agency Formation Commission for the County of Los Angeles recommendations regarding the Point Dume Community Services District. The question was called, and the motion carries 3-1, Councilmember Pierson dissenting and Mayor Pro Tem Silverstein abstaining.

B. Malibu Farmers Market Parking

Recommended Action: Consider whether to waive temporary use permit application fees for the use of the City's Sycamore Village property for parking for the weekly Malibu Farmers Market.

The Council discussed the item and directed questions to staff.

Mayor Grisanti opened the floor for public comment.

Debra Bianco was not present at the time of the hearing.

As there were no other speakers present, Mayor Grisanti returned the matter to the table for discussion.

The Council discussed the item and directed questions to staff.

MOTION Mayor Pro Tem Silverstein moved, and Mayor Grisanti seconded a motion to waive temporary use permit application fees for the use of the City's Sycamore Village property for parking for the weekly Malibu Farmers Market. The question was called, and the motion carried unanimously.

C. Homelessness Task Force

Recommended Action: 1) Discuss the establishment of a Task Force to address issues related to homelessness; 2) Determine the structure and objectives of the task force if appropriate; and 3) Provide direction to staff.

This item was continued to the July 12, 2021 Regular meeting.

D. Resumption of In-Person City Council and Planning Meetings

Recommended Action: Discuss the current State and County public health regulations and provide direction to staff regarding the resumption of in-person City Council and Planning Commission Meetings.

Interim City Manager McClary presented the staff report.

The Council discussed the item and directed questions to staff.

Mayor Grisanti opened the floor for public comment.

Pamela Conley Ulich, Scott Dittrich, and Howard Rudzki were not present at the time of the hearing.

As there were no other speakers present, Mayor Grisanti returned the matter to the table for discussion.

The Council discussed the item.

CONSENSUS

By consensus, the Council directed staff to bring back an item to: 1) provide an update on the current State and County public health regulations related to Covid-19; and 2) present options, including formation of an Ad Hoc Committee to make recommendations, regarding the resumption of in-person or hybrid public meetings

E. Temporary Tow Yard

Recommended Action: 1) Receive a report from staff on efforts to facilitate location of a temporary tow yard to be used during the summer; and 2) Consider whether to waive temporary use permit and/or conditional use permit application fees for the use of the high school parking lot for the site of the temporary tow yard.

Public Safety Manager Dueñas presented the staff report.

Mayor Grisanti opened the floor for public comment.

Speakers: Chris Frost and Ryan Embree

As there were no other speakers present, Mayor Grisanti returned the matter to the table for discussion.

The Council discussed the item and directed questions to staff.

MOTION Mayor Grisanti moved, and Mayor Pro Tem Silverstein seconded a motion to waive temporary use permit and/or conditional use permit application fees for the use of the high school parking lot for the site of the temporary tow yard. The question was called, and the motion carried unanimously.

ITEM 7 COUNCIL ITEMS (Continued)

- B. 2021-2022 State Budget Commitment to Cities (Councilmember Pierson)
Recommended Action: At the request of Councilmember Pierson, authorize the Mayor to send a letter supporting the League of California Cities' request for a budget commitment of at least \$10 billion in the 2021-2022 State Budget to help cities recover from the COVID-19 pandemic, address housing and homelessness, enhance broadband infrastructure, and divert organic waste from landfills.

Councilmember Pierson presented the staff report.

Mayor Grisanti opened the floor for public comment.

Howard Rudzki was not present at the time of the hearing.

As there were no other speakers present, Mayor Grisanti returned the matter to the table for discussion.

MOTION Mayor Pro Tem Silverstein moved, and Councilmember Farrer seconded a motion to authorize the Mayor to send a letter supporting the League of California Cities' request for a budget commitment of at least \$10 billion in the 2021-2022 State Budget to help cities recover from the COVID-19 pandemic, address housing and homelessness, enhance broadband infrastructure, and divert organic waste from landfills. The question was called, and the motion carried unanimously.

ADJOURNMENT

At 12:21 a.m., on Tuesday, June 15, 2021, Mayor Grisanti adjourned the meeting.

Approved and adopted by the City Council of the
City of Malibu on _____.

PAUL GRISANTI, Mayor

ATTEST:

KELSEY PETTIJOHN, City Clerk
(seal)

MINUTES
MALIBU CITY COUNCIL
SPECIAL MEETING
JUNE 23, 2021
TELECONFERENCED - VARIOUS LOCATIONS
6:30 P.M.

The following meeting was held pursuant to the Governor's Executive Orders N-25-20 and N-29-20 and fully teleconferenced from various locations during the coronavirus disease (COVID-19) pandemic.

CALL TO ORDER

The meeting was called to order at 6:35 p.m.

ROLL CALL

The following persons were recorded in attendance via teleconference by the Recording Secretary:

PRESENT: Mayor Pro Tem Bruce Silverstein

ABSENT: Mayor Paul Grisanti; and Councilmembers Karen Farrer, Mikke Pierson, and Steve Uhring

ALSO PRESENT: Trevor Rusin, Assistant City Attorney; Richard Mollica, Acting Planning Director; Justine Kendall, Associate Planner; and Kathleen Stecko, Administrative Assistant

HOUSING ELEMENT WORKSHOP

Associate Planner Kendall introduced herself and Housing Element Consultant John Douglas.

Mr. Douglas presented the staff report. He provided an overview of Housing Element Certification process and explained the Housing Element Guiding Principles. He discussed the housing needs and targets for the Southern California Association of Governments, Los Angeles County, and Malibu. He discussed the timeline for Housing Element Certification.

In response to Assistant City Attorney Rusin, Mr. Douglas discussed how accessory dwelling units could be incorporated into the Housing Element.

Speakers: Kristin Martin, Norman Haynie, Lynn Norton, John Douglas, Patt Healy, Erik Yesayan, Alexis Aria, Elizabeth Riddick, John Mazza, Lynn Norton, and Bruce Silverstein

Mr. Douglas and staff responded to questions raised by the speakers.

ADJOURNMENT

The meeting adjourned at 7:50 p.m.

Approved and adopted by the City Council of the
City of Malibu on _____.

PAUL GRISANTI, Mayor

ATTEST:

KELSEY PETTIJOHN, City Clerk
(seal)