



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: March 3, 2022 Meeting date: March 14, 2022

Subject: Approval of Minutes

RECOMMENDED ACTION: Approve the minutes for the July 21, 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 July 21, 2021.

ATTACHMENTS:

1. July 21, 2021 Malibu City Council Special meeting

MINUTES
MALIBU CITY COUNCIL
SPECIAL MEETING
JULY 21, 2021
TELECONFERENCED - VARIOUS LOCATIONS
5:00 P.M.

The following meeting was held pursuant to the Governor's Executive Order N-08-21 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 4:18 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

PUBLIC COMMENT ON CLOSED SESSION

None.

RECESS TO CLOSED SESSION

At 4:18 p.m., on the advice of counsel and based on existing facts and circumstances, the Council recessed to Closed Session to discuss the following items listed on the Closed Session agenda:

Conference with Legal Counsel – Anticipated litigation

1. Los Angeles SMSA Limited Partnership, dba Verizon Wireless v. City of Malibu
United States District Court Case No. 2:21-cv-01827
2. Malibu Township Council, Inc. v. City Council of the City of Malibu, et al.
Los Angeles Superior Court Case No. BS142420

Personnel Matters pursuant to Government Code Section 54957:

1. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9
Number of potential cases: 1

REGULAR SESSION CALL TO ORDER

Mayor Grisanti called the meeting to order at 5:05 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: John Cotti, Interim City Attorney; Trevor Rusin, Assistant City Attorney; Steve McClary, Interim City Manager; Lisa Soghor, Assistant City Manager; Kelsey Pettijohn, Acting City Clerk; and Julie Stuva, Deputy City Clerk

PLEDGE OF ALLEGIANCE

Mayor Grisanti led the Pledge of Allegiance.

CLOSED SESSION REPORT

Interim City Attorney Cotti reported that the meeting convened at 4:18 p.m., after which time the City Council recessed to a Closed Session pursuant to Government Code Sections 54956.9(d)(2) and 54957, with all Councilmembers present. He stated the Council took no reportable action.

APPROVAL OF AGENDA

MOTION Councilmember Farrer moved, and Mayor Pro Tem Silverstein a motion to approve the agenda. 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 July 19, 2021, with the amended agenda posted on July 20, 2021.

ITEM 1 ORDINANCES AND PUBLIC HEARINGS

A. Nuisance Abatement

Recommended Action: 1) After the City Attorney reads the title, introduce on first reading Ordinance No. 490 amending Chapter 8.28 (Nuisance Abatement) of Title 8 of the Malibu Municipal Code and finding the same exempt from the provisions of the California Environmental Quality Act; and 2) Direct staff to schedule second

reading and adoption of Ordinance No. 490 for the August 9, 2021 Regular City Council Meeting.

Public Safety Manager Dueñas presented the staff report.

Mayor Grisanti opened the floor for public comment. As there were no 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 Councilmember Pierson seconded a motion to: 1) introduce on first reading Ordinance No. 490, as amended to: a) replace wildfire with fire, b) add “vacant land” after undeveloped land, c) revise Malibu Municipal Code (MMC) Section 8.28.100(C) to include “property owners and persons in legal possession of the property are jointly and severally liable”, and d) clarify that MMC Section 8.28.100 will be applied when there is insufficient time to follow the administrative process described in MMC Section 8.28.050, amending Chapter 8.28 (Nuisance Abatement) of Title 8 of the Malibu Municipal Code, and finding the same exempt from the provisions of the California Environmental Quality Act; and 2) direct staff to schedule second reading and adoption of Ordinance No. 490 for the August 9, 2021 Regular City Council Meeting

Interim City Attorney Cotti read the title of the ordinance.

The question was called, and the motion carried unanimously.

ITEM 2 NEW BUSINESS

- A. Establishing a Homelessness Task Force
Recommended Action: 1) Adopt Resolution No. 21-43 establishing a Homelessness Task Force to address issues related to homelessness; 2) Consider waiving City Council Policy 48 that limits individuals to serving on one commission, committee, or board; 3) Each Councilmember to appoint two members to the Homelessness Task Force; and 4) Provide direction to staff.

Public Safety Manager Dueñas presented the staff report.

Mayor Grisanti opened the floor for public comment.

Speakers: Paul Elder and Roui Israel

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

The Council discussed the item and made appointments.

Councilmember Farrer appointed Paul Davis and Chris Frost.

Mayor Pro Tem Silverstein appointed Deborah Benton and Bill Sampson.

Councilmember Pierson appointed Bill Winokur and Wayne Cohen.

Councilmember Uhring appointed Kelly Pessis and Scott Dittrich.

Mayor Grisanti appointed Ian Roven and Terry Davis.

MOTION Mayor Pro Tem Silverstein moved, and Councilmember Uhring seconded a motion to: 1) adopt Resolution No. 21-43, as amended to revise Section 3 to add “develop a robust public engagement and outreach plan to obtain community input on proposed strategies to protect the health, safety and welfare of the community from the dangers of homelessness and provide assistance to Malibu residents experiencing homelessness,” establishing a Homelessness Task Force to address issues related to homelessness; and 2) waive City Council Policy 48 that limits individuals to serving on one commission, committee, or board. The question was called, and the motion carried unanimously.

ADJOURNMENT

At 6:17 p.m., Mayor Grisanti adjourned the meeting.

Approved and adopted by the City Council of the
City of Malibu on _____, 2022.

PAUL GRISANTI, Mayor

ATTEST:

KELSEY PETTIJOHN, City Clerk
(seal)