

**This meeting will be held via teleconference only in order to reduce the risk of spreading COVID-19 and pursuant to AB 361 and the County of Los Angeles Public Health Officer's Order (revised September 22, 2022). 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 [mlinden@malibucity.org](mailto:mlinden@malibucity.org) before the meeting begins.

**HOW TO PARTICIPATE DURING THE MEETING:** Members of the public may 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 Chair 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.

## **Homelessness Task Force** **Regular Meeting Agenda**

**(to be held during COVID-19 emergency)**

**Tuesday, January 17, 2023**

**2:00 P.M.**

**Various Teleconference Locations**

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

Call to Order

Roll Call

Pledge of Allegiance

Approval of Agenda

Report on Posting of Agenda – January 10, 2023

**1. Ceremonial / Presentations**

- A. Presentation by City of Santa Barbara Community Development Department, Environmental Services Department, and Police Department

**2. Written and Oral Communications from the Public and Task Force Members**

- A. Communications from the Public concerning matters which are not on the agenda but for which the Task Force has subject matter jurisdiction. The Task Force may not act on these matters at this meeting.
- B. Staff updates.
- C. Task Force Member and Ad Hoc Committee reports, comments, and inquiries.

**3. Consent Calendar**

- A. Previously Discussed Items

None.

- B. New Items

- 1. Approval of Minutes – October 18, 2022

Recommended Action: Approve minutes for the Homelessness Task Force Regular meeting of October 18, 2022.

Staff Contact: Executive Assistant Linden, 456-2489, ext. 232

- 2. Approval of Minutes – November 15, 2022

Recommended Action: Approve minutes for the Homelessness Task Force Regular meeting of November 15, 2022.

Staff Contact: Executive Assistant Linden, 456-2489, ext. 232

**4. Old Business**

- A. Public Engagement and Outreach Plan (continued from October 18, 2022)

Recommended Action: 1) Discuss the development of a Public Engagement and Outreach Plan; 2) either appoint no more than five Task Force Members to serve on the Public Engagement and Outreach Plan Ad Hoc Committee or dissolve the Committee; and 3) make a recommendation to the City Council on the Public Engagement and Outreach Plan, if appropriate.

Staff Contact: Public Safety Liaison Flores, 456-2489, ext. 236

B. Fire, Health, and Public Safety Ad Hoc Committee Report

Recommended Action: Determine whether to submit to the City Council the revised Fire, Health, and Public Safety Ad Hoc Committee report presented at the October 18, 2022 Homelessness Task Force Regular meeting.

Staff Contact: Public Safety Director Dueñas, 456-2489, ext. 313

5. New Business

A. Review of Homelessness Task Force Charter

Recommended Action: 1) Review City Council Resolution No. 21-43, which established the Homelessness Task Force; and 2) Receive a report from City staff, the Interim City Attorney, and the Los Angeles County Sheriff’s Department (LASD) Lost Hills Station Captain regarding roles and responsibilities.

Staff Contact: Public Safety Director Dueñas, 456-2489, ext. 313

B. Future Agenda Items

Recommended Action: Review items tentatively scheduled for upcoming meeting agendas and provide feedback to staff.

Staff Contact: Public Safety Liaison Flores, 456-2489, ext. 236

Adjournment

Future Meetings

Tuesday, February 21, 2023	2:00 p.m.	Regular Meeting	Location to be determined
Tuesday, March 21, 2023	2:00 p.m.	Regular Meeting	Location to be determined
Tuesday, April 18, 2023	2:00 p.m.	Regular Meeting	Location to be determined

Guide to the City Task Force 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. In order to reduce the risk of spreading COVID-19, the Homelessness Task Force meeting will be open and public but conducted virtually because meeting in person would present imminent risks to the health or safety of attendees. This way the public, the staff, and the Task Force 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 Task Force. Although no action may be taken, the Task Force 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 Chair 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 Task Force 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 Task Force. If discussion is desired, an item may be removed from the Consent Calendar for individual consideration. Task Force Members 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 Task Force following the action on the Consent Calendar. The Task Force first will take up the items for which public speaker requests have been submitted. Public speakers shall follow the rules as set forth under Oral Communication.

**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.

*Copies of the staff reports or other written documentation relating to each item of business described above are on file in the Public Safety office, and available upon request by emailing [MLinden@MalibuCity.org](mailto:MLinden@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 Yolanda Bundy, Environmental Sustainability Director, at (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. Dated this 11<sup>th</sup> day of January 2023, at 4:30 p.m.*



Mary Linden, Executive Assistant



# Homelessness Task Force Agenda Report

To: Chair Roven and Members of the Homelessness Task Force

Prepared by: Mary Linden, Executive Assistant

Approved by: Steve McClary, City Manager

Date prepared: December 27, 2022 Meeting date: January 17, 2023

Subject: Approval of Minutes – October 18, 2022

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**RECOMMENDED ACTION:** Approve minutes for the Homelessness Task Force Regular meeting of October 18, 2022.

**DISCUSSION:** Staff has prepared draft minutes for the Homelessness Task Force October 18, 2022 Regular meeting and hereby submits the minutes to the Task Force for approval.

**ATTACHMENTS:** Draft October 18, 2022 Homelessness Task Force Regular Meeting Minutes

MINUTES  
MALIBU HOMELESSNESS TASK FORCE  
REGULAR MEETING  
OCTOBER 18, 2022  
TELECONFERENCED – VARIOUS LOCATIONS  
2:00 P.M.

**The following meeting was held pursuant to AB 361 and fully teleconferenced from various locations during the coronavirus disease (COVID-19) pandemic.**

CALL TO ORDER

Chair Roven called the meeting to order at 2:01 p.m.

ROLL CALL

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

PRESENT: Chair Ian Roven; and Task Force Members Deborah Benton, Wayne Cohen, Terry Davis, Scott Dittrich, Chris Frost, Kelly Pessis, Bill Sampson, and Joshua Spiegel

ABSENT: Vice Chair Bill Winokur

ALSO PRESENT: Susan Dueñas, Public Safety Director; Luis Flores, Public Safety Liaison; Parker Davis, Media Technician; and Mary Linden, Executive Assistant

PLEDGE OF ALLEGIANCE

Task Force Member Davis led the Pledge of Allegiance.

APPROVAL OF AGENDA

MOTION Task Force Member Davis moved and Task Force Member Dittrich seconded a motion to approve the agenda. The question was called, and the motion carried 9-0, Vice Chair Winokur absent.

REPORT ON POSTING OF AGENDA

Executive Assistant Linden reported that the agenda for the meeting was properly posted on October 13, 2022.

ITEM 1 CEREMONIAL/PRESENTATIONS

None.

ITEM 2.A. PUBLIC COMMENTS

None.

ITEM 2.B. STAFF UPDATES

Public Safety Director Dueñas stated the City's Request for Proposals (RFP) for beds closed with only one proposal received. She stated that proposal from The People Concern (TPC) would be presented to the City Council on November 28, 2022. She stated the proposal was for three interim beds at a cost lower than the amount approved by the City Council.

Public Safety Liaison Flores stated Sheriff's deputies were deployed to enforce City ordinances for recreational vehicles (RV) parked on Encinal Canyon. He discussed a small encampment fire on October 3. He stated it was determined to be a warming fire on a private lot at Malibu Canyon and Pacific Coast Highway (PCH) across from Bluffs Park, and no one was detained. He stated he, outreach workers and deputies spoke to individuals living regularly in Tuna Canyon. He stated they expressed a willingness to leave the area if asked by the Sheriff's Department. He stated they were still seeing new faces but fewer than in the summer.

ITEM 2.C. TASK FORCE MEMBER COMMENTS

In response to Task Force Member Pessis, Task Force Member Frost stated the cause of a fire in Pacific Palisades on Sunday was not confirmed, but it had occurred in an area known for encampments.

In response to Task Force Member Pessis, Public Safety Director Dueñas explained interim beds were used until more permanent housing was found. She stated the Outreach Team indicated they could easily fill three beds. She stated she was unsure of any time limit on how long someone could stay in an interim bed.

Public Safety Liaison Flores clarified individuals had to be in the process of getting more permanent housing to be placed in interim beds, and there were no limits on how long they could stay. In response to Task Force Member Pessis, Public Safety Director Dueñas stated TPC would work with the City during off hours.

In response to Task Force Member Dittrich, Public Safety Director Dueñas stated the City Council would decide if it wanted to invest in interim beds. Task Force Member Dittrich asked if one of the three interim beds could be held back as an emergency bed. Public Safety Director Dueñas stated staff would meet with TPC and the Sheriff's Department to see how this might work toward the City's goal.

Task Force Member Frost stated the emergency bed in Calabasas had not yet been used.

Task Force Member Spiegel discussed trying to remove someone sleeping in their vehicle on Point Dume. He stated it was very difficult, even with a Letter of Agency on file. He asked who determined when the City would request that a private

property owner address similar problems. Public Safety Director Dueñas stated it would be City staff and the City Manager. She discussed the process.

Task Force Member Davis discussed an incident yesterday involving an unhoused woman with apparent mental issues in front of a local store. She stated she requested Deputy Espinosa contact the Sheriff's Department's Mental Evaluation Team (MET). She discussed the difficulty of getting assistance for a mentally ill person. She discussed Senate Bill (SB) 1338, the Community Assistance, Recovery, and Empowerment Act (CARE), recently signed by the Governor to provide medical attention to help severely mentally ill persons. She stated Los Angeles County was not in the initial group to implement the new law. She stated it should have a major impact on the sick, unhoused population.

Task Force Member Frost commended Task Force Member Spiegel on his handling of the problem in Point Dume.

ITEM 3 CONSENT CALENDAR

MOTION Task Force Member Dittrich moved and Task Force Member Frost seconded a motion to approve the Consent Calendar. The question was called, and the motion carried 7-0-2, Task Force Member Davis and Task Force Member Pessis dissenting, Vice Chair Winokur absent.

The Consent Calendar consisted of the following items:

- A. Previously Discussed Items  
None.
- B. New Items
  - 1. Approval of Minutes – September 20, 2022  
Staff recommendation: Approve minutes of the Homelessness Task Force Regular meeting of September 20, 2022.

ITEM 4 OLD BUSINESS

- A. Fire, Health, and Public Safety Ad Hoc Committee Report (continued from September 20, 2022)  
Recommended Action: 1) Review the revised Fire, Health, and Public Safety Ad Hoc Committee report and provide edits, if appropriate; and 2) Approve the report for submittal to the City Council.

Task Force Member Pessis provided a presentation with the report.

Task Force Member Dittrich stated Malibu had a reputation as an easy place to go for boondocking and illegal camping. He stated the City needed stronger enforcement. He stated the City needed to catch up on the impact of social media.

Task Force Member Pessis encouraged Task Force Members to review homeless conversations on social media about coming to Malibu.

Task Force Member Benton stated normalized bad behavior and learned helplessness were prevalent. She agreed with Task Force Member Pessis that the City needed a direct hotline.

Task Force Member Frost discussed a dossier he sent to the Sheriff's Department liaison with details of 11 oversized vehicles parked on PCH. He stated there was no response. He discussed the Public Safety Commission's recommendations to the City Council for help with enforcement. He stated the City was not getting what it paid for from the Sheriff's Department.

Task Force Member Sampson recommended using bivouacs. He agreed with Task Force Member Frost that the Sheriff's Department was not doing its job.

Task Force Member Cohen read from Malibu Municipal Code (MMC) Section 9.08.090. He stated Captain Seetoo was receptive to the statute. He suggested everyone read the U.S. Ninth Circuit of Appeals' recent decision on *Johnson v. City of Grants Pass*. He stated it set out a fresh interpretation of the law. He stated the Legal Analysis Ad Hoc Committee had a call scheduled on Thursday with Captain Seetoo. He commended Task Force Member Pessis and the Ad Hoc Committee and suggested working current law into the dialog.

Public Safety Director Dueñas discussed her conversation with Lieutenant Carr following Task Force Member Frost's emails about oversized vehicles. She stated she focused on the mission of the new third car. She stated initial recommendation was for enforcement of the City's new parking ordinances, but the Council had approved it for use as a crime suppression car. She stated she asked Lieutenant Carr to include citing of oversized vehicles in that car's assignments.

Task Force Member Spiegel commended Deputy Espinoza and Public Safety Liaison Flores for their great work. He asked if the City paid overtime rates for deputies working overtime or double-time. Public Safety Director Dueñas stated some hours would be recovered with the opening of the new substation since travel time will be reduced. Task Force Member Spiegel stated the City needed to expect fresh deputies for contracted hours.

Task Force Member Dittrich thanked Task Force Member Cohen and requested a summary of the case he cited. He stated homeless numbers in Malibu had dropped significantly. He stated much was due to ordinances put in place, but the City was lacking in enforcement of motorhomes.

In response to Task Force Member Dittrich, Public Safety Director Dueñas explained a crime suppression car did not respond to routine calls. She agreed that RVs needed to be a priority. She stated they were both a danger and a perception

that laws were not being enforced. Task Force Member Dittrich suggested asking Captain Seetoo and Lieutenant Carr to attend the Task Force's special evening meeting.

Task Force Member Frost stated oversized vehicle enforcement was previously discussed with the Sheriff's Department during a meeting about the third car. He stated crime issues extended to both RVs and parked cars. He discussed fines not being collected.

Task Force Member Pessis commended Public Safety Director Dueñas, Public Safety Liaison Flores, and TPC. She stated they were all doing the best job possible. She stated her goal was to make Malibu safe again. She stated she disagreed with the results posted for the County's homeless count. She stated it could not have included all the inhabitants of RVs and cars parked overnight on PCH. She stated the motor homeless were the biggest problem today. She stated the Task Force's purpose was to investigate and make recommendations to the City. She stated it could include modifying the crime suppression car, adding a hotline, and do more to better take control of the problem. She stated the hotline should track where calls came from and the nature of the calls.

Public Safety Liaison Flores stated he fielded many calls and emails from the public each week. He suggested his contact information could be more widely publicized.

In response to Task Force Member Pessis, Task Force Member Cohen stated it was important to also educate law enforcement and the judicial branch. In response to Task Force Member Dittrich, he stated there were many opinions about *Johnson v. City of Grants Pass*. He stated the Legal Analysis Ad Hoc Committee was hesitant to form an opinion of the case.

Task Force Member Sampson agreed that MMC 9.08.090 should be enforced. He suggested asking the Council to have the Sheriff's Department enforce it.

Task Force Member Davis stated enforcement was not the Task Force's purview. She requested weekly crime data be provided. She suggested five to 10 percent of unhoused individuals may be in need of mental health care. She stated she inquired about using empty jail cells for homeless individuals. She stated a previous Lost Hills Captain advised her that people could not be placed in a jail cell if not booked. She stated a community meeting was included in the Ad Hoc Committee's proposal.

In response to Task Force Member Davis, Public Safety Director Dueñas stated the recommendation could include reserving some allocated funds to secure emergency beds, and request the Sheriff's Department provide regular updates on enforcement progress.

Task Force Member Davis suggested the recommendation to the City Council include approval of interim beds, working with the Sheriff's Department to strengthen enforcement of MMC 9.08.090, regular reports from the Sheriff's Department on enforcement results, a virtual community workshop or meeting to provide information and request feedback, a survey, and improved signage. She suggested working with homeowners associations (HOA) and the Chamber of Commerce.

Task Force Member Pessis agreed with Task Force Member Davis about sending a message to the City Council emphasizing the need for emergency beds, not just interim beds. She suggested asking for two emergency beds. In response to Task Force Member Pessis, Public Safety Director Dueñas explained the Council's action to approve funding for interim beds.

**MOTION** Task Force Member Dittrich moved a motion to submit the revised Fire, Health, and Public Safety Ad Hoc Committee report to the City Council with a recommendation that it: 1) request that the Sheriff's Department prioritize strengthening enforcement of the City's codes, ordinances, and laws related to overnight parking and camping in vehicles with regular reports from the Sheriff's Department on the enforcement results; 2) immediately free up funding to obtain emergency beds; and 3) authorize the Homelessness Task Force to hold a virtual community meeting for providing information and receiving feedback.

Task Force Member Cohen suggested waiting on the enforcement recommendation until the legal committee had its discussion with Captain Seetoo.

Task Force Member Pessis suggested not delaying the recommendation about emergency beds.

Task Force Member Dittrich withdrew the motion.

Task Force Member Pessis stated there should be a strong division between emergency beds and interim beds. She suggested also sending a message to the City Council that the Homelessness Task Force believed that the City's laws were not being enforced.

Task Force Member Frost stated few motorhomes are ever towed. He discussed the City's escalating fine system for restricted parking violations. He stated the electronic ticket writers would advise both the deputy and the motorist which fine level the vehicle had reached.

Task Force Member Pessis requested an accounting be submitted to the Task Force. Public Safety Director Dueñas stated she had requested those statistics be provided as a separate report provided to the Public Safety Commission.

**MOTION** Task Force Member Dittrich moved, and Task Force Member Davis seconded a motion to provide a recommendation to the City Council that it: 1) in advance of the fire season, request that the Sheriff's Department prioritize enforcement of Malibu codes, ordinances, and laws, especially related to homeless sleeping in vehicles; 2) authorize utilization of the crime suppression car for this purpose; and 3) allocate funds to secure emergency beds for the homeless.

**FRIENDLY AMENDMENT**

Task Force Member Davis suggested changing "homeless sleeping in vehicles" to "illegally parked vehicles." The amendment was accepted by the maker.

**FRIENDLY AMENDMENT**

Task Force Member Cohen suggested removing "prioritize" and adding "including but not limited to those parking illegally according to MMC 9.08.090." The amendment was accepted by the maker and seconder.

Task Force Member Dittrich suggested adding "those illegally camping under MMC 9.08.090."

**FRIENDLY AMENDMENT**

Task Force Member Cohen suggested requesting the Sheriff's Department to enforce any and all laws currently in place, including but not limited to MMC 9.08.090, Camping, lodging, sleeping overnight on public property.

Task Force Member Dittrich accepted the amendment with the addition of "MMC 10.19.020, Overnight Parking, and MMC 10.18, Oversize Vehicles."

Task Force Member Benton left the meeting at 4:10 p.m.

**FRIENDLY AMENDMENT**

Task Force Member Pessis suggested specifying a minimum of two emergency beds. The amendment was accepted by the maker and the seconder.

The question was called, and the motion carried 8-0, Vice Chair Winokur and Task Force Member Benton absent.

**B. Public Engagement and Outreach Plan (continued from September 20, 2022)**

Recommended Action: 1) Discuss the development of a Public Engagement and Outreach Plan; and 2) either appoint no more than five Task Force Members to serve on the Public Engagement and Outreach Plan Ad Hoc Committee or dissolve the Committee.

**MOTION** Chair Roven moved, and Task Force Member Pessis seconded a motion to continue the item to the November 15, 2022 meeting. The question was called, and the motion carried 8-0, Vice Chair Winokur and Task Force Member Benton absent

ITEM 5 NEW BUSINESS

A. Future Agenda Items

Recommended Action: Review items tentatively scheduled for upcoming meeting agendas and provide feedback to staff.

In response to Task Force Member Dittrich, Executive Assistant Linden stated the scheduling of a Special public meeting would be part of the Public Engagement and Outreach Plan presented to Council for approval.

Public Safety Director Dueñas stated strategies used in other jurisdictions and the continued Item No. 4.B. would be on the next agenda.

Task Force Member Cohen discussed other options available under the law if no enforcement was provided, including declaratory relief.

MOTION Task Force Member Cohen moved, and Task Force Member Dittrich seconded a motion to add to the next agenda discussion of other options and remedies available under the law if the Sheriff's Department does not provide enforcement requested.

Public Safety Director Dueñas suggested considering instead to invite Captain Seetoo and/or Lieutenant Carr to attend the next meeting and answer questions about the status of the enforcement requested.

Task Force Member Cohen stated he preferred not to change the motion.

The question was called, and the motion carried 8-0, Vice Chair Winokur and Task Force Member Benton absent.

ADJOURNMENT

MOTION At 4:25 p.m., Chair Roven adjourned the meeting.

Approved and adopted by the Homelessness Task Force of the City of Malibu on \_\_\_\_\_.

\_\_\_\_\_  
IAN ROVEN, Chair

ATTEST:

\_\_\_\_\_  
MARY LINDEN, Executive Assistant



# Homelessness Task Force Agenda Report

To: Chair Roven and Members of the Homelessness Task Force

Prepared by: Mary Linden, Executive Assistant

Approved by: Steve McClary, City Manager

Date prepared: December 27, 2022 Meeting date: January 17, 2023

Subject: Approval of Minutes – November 15, 2022

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**RECOMMENDED ACTION:** Approve minutes for the Homelessness Task Force Regular meeting of November 15, 2022.

**DISCUSSION:** Staff has prepared draft minutes for the Homelessness Task Force November 15, 2022 Regular meeting and hereby submits the minutes to the Task Force for approval.

**ATTACHMENTS:** Draft November 15, 2022 Homelessness Task Force Regular Meeting Minutes

MINUTES  
HOMESLESSNESS TASK FORCE  
REGULAR MEETING  
NOVEMBER 15, 2022  
TELECONFERENCED – VARIOUS LOCATIONS  
2:00 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.**

CALL TO ORDER

Task Force Member Frost called the meeting to order at 2:09 p.m.

ROLL CALL

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

PRESENT: Task Force Members Wayne Cohen, Terry Davis, Scott Dittrich, Chris Frost, Kelly Pessis, and Bill Sampson

ABSENT: Chair Ian Roven; Vice Chair Bill Winokur; and Task Force Members Deborah Benton and Joshua Spiegel

ALSO PRESENT: Public Safety Director Susan Dueñas, Public Safety Liaison Luis Flores; Senior Administrative Assistant Brandie Ayala; and Media Technician Parker Davis

PLEDGE OF ALLEGIANCE

Wayne Cohen led the Pledge of Allegiance.

APPROVAL OF AGENDA

MOTION Task Force Member Sampson moved, and Task Force Member Pessis seconded a motion to not approve the agenda.

Task Force Member Sampson stated an item that was requested to be included on this agenda was omitted without notification.

Public Safety Director Dueñas explained the proposed item to discuss legal remedies related to Sheriff enforcement was not included as it was not within the Charter assigned by the City Council.

Task Force Member Pessis disagreed with Public Safety Director Dueñas since Sheriff’s enforcement of motor homeless fell within the Charter.

Task Force Member Cohen respectfully disagreed with Public Safety Director Dueñas' opinion of what the Charter covered.

Public Safety Director Dueñas stated the Task Force's recommendation regarding enforcement was scheduled to be brought to the City Council after the new Councilmembers took office. She stated the proposed item should be postponed until after the Council heard the recommendation and the Sheriff's Department responded.

In response to Task Force Member Cohen, Public Safety Director Dueñas stated she would confer with the City Manager and City Attorney about whether the item should be added to an agenda.

At 2:29 p.m., Task Force Member Dittrich left the meeting.

**RECESS** At 2:32 p.m., Task Force Member Frost recessed the meeting. At 2:45 p.m., the meeting reconvened with Task Force Members Cohen, Davis, Dittrich, Frost, Pessis, and Sampson present.

Task Force Member Pessis suggested the City Manager and City Attorney be invited to attend a meeting and discuss the Task Force's roles.

Task Force Member Sampson read from the October 18, 2022 minutes the motion requesting the item be included.

In response to Task Force Member Dittrich, Senior Administrative Assistant Ayala stated the agenda could not be modified to include discussion of that item during this meeting.

Task Force Member Cohen stated Chair Roven tried to contact Captain Seetoo directly and was advised that communication had to go through City staff. He stated he requested a copy of the Sheriff's Department contract with the City.

#### **FRIENDLY AMENDMENT**

Task Force Member Pessis suggested the motion be amended to approve the agenda with a statement that the meeting would proceed under protest due to the exclusion of an item specifically requested by the Task Force at the previous meeting. The amendment was not accepted by the maker.

Task Force Member Pessis withdrew her second to the motion.

In response to Task Force Member Cohen, Public Safety Director Dueñas stated she would need to discuss with him what specifically was being requested for discussion so she could confer with the City Manager and City Attorney about whether it would be appropriate to add it to the next agenda.

Task Force Member Cohen seconded the motion.

Task Force Member Davis stated she hoped the Task Force and staff learned something about the process that will help issues move forward in the future.

The question was called, and the motion carried 6-0, Chair Roven, Vice Chair Winokur, and Task Force Members Benton and Spiegel absent.

#### ADJOURNMENT

MOTION At 3:09 p.m., Task Force Member Frost adjourned the meeting.

Approved and adopted by the Homelessness Task Force of the City of Malibu on \_\_\_\_\_, 2023.

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IAN ROVEN, Chair

ATTEST:

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MARY LINDEN, Executive Assistant



# Homelessness Task Force Agenda Report

To: Chair Roven and Members of the Homelessness Task Force

Prepared by: Luis Flores, Public Safety Liaison

Reviewed by: Susan Dueñas, Public Safety Director

Approved by: Steve McClary, City Manager

Date prepared: January 6, 2023 Meeting date: January 17, 2023

Subject: Public Engagement and Outreach Plan (continued from October 18, 2022)

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**RECOMMENDED ACTION:** 1) Discuss the development of a Public Engagement and Outreach Plan; 2) appoint no more than five Task Force Members to serve on the Public Engagement and Outreach Plan Ad Hoc Committee or dissolve the Committee; and 3) make a recommendation to the City Council on the Public Engagement and Outreach Plan, if appropriate.

**TASK FORCE ASSIGNMENT:** Develop a robust public engagement and outreach plan to obtain community input.

**DISCUSSION:** At the August 23, 2022 Special Meeting, the Task Force established a Public Engagement and Outreach Plan Ad Hoc Committee. However, appointments to the Committee were continued until the Fire, Health, and Public Safety Ad Hoc Committee could present its report since it was determined that suggestions for engaging the community were expected to be part of that presentation. The report was presented during the October 18, 2022 Regular Meeting, but the Public Engagement and Outreach Plan item was continued to a future meeting to allow for further discussion.

To assist in the discussion and given the staff time needed to fulfill any potential action items within a Public Engagement and Outreach Plan, staff has identified the following items that could be accomplished with existing staff resources:

1. Implement a Public Education campaign that includes information about:
  - a. Who to call regarding safety concerns related to people experiencing homelessness
  - b. How to report a homeless encampment
  - c. How homeless encampments are handled on public and private property
  - d. Existing efforts and successes in assisting people experiencing homelessness
  - e. Current challenges in homeless outreach and transitioning people to shelter
  - f. What law enforcement can and cannot do
2. Create opportunities for volunteering that are educational and contribute towards existing outreach efforts and service provision.
3. Supply resource materials to businesses as to how to properly assist people experiencing homelessness within or around their property.
4. Modify the City's website to make the page on homelessness more accessible and easier to navigate for those looking for resources and information.
5. Conduct direct outreach in front of local markets or highly transited areas alongside a Task Force member and/or a Sheriff's Department Deputy to inform the community of existing efforts to address homelessness and educate on how to assist people experiencing homelessness in the area.
6. Host a community symposium on homelessness with a panel that includes representatives from law enforcement, The People Concern, the City and the County.

Staff recommends that the Task Force discuss and consider the items that could be accomplished with existing staff resources and either dissolve the Ad Hoc Committee or appoint members to the Ad Hoc Committee that could participate in and provide input to staff on the public education and outreach plan to be presented to the City Council for approval and implementation.

ATTACHMENTS: None.



# Homelessness Task Force Agenda Report

To: Chair Roven and Members of the Homelessness Task Force

Prepared by: Mary Linden, Executive Assistant

Reviewed by: Susan Dueñas, Public Safety Director

Approved by: Steve McClary, City Manager

Date prepared: December 27, 2022 Meeting date: January 17, 2023

Subject: Fire, Health, and Public Safety Ad Hoc Committee Report

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**RECOMMENDED ACTION:** Determine whether to submit to the City Council the revised Fire, Health, and Public Safety Ad Hoc Committee report presented at the October 18, 2022 Homelessness Task Force Regular meeting.

**DISCUSSION:** At the October 18, 2022 Homelessness Task Force Regular meeting, the Fire, Health, and Public Safety Ad Hoc Committee presented a revised report to the Task Force. Following a robust discussion, a motion was made to present the report to the City Council along with recommendations related to Sheriff's Department enforcement. Several friendly amendments to that motion were proposed before the maker withdrew the motion. A subsequent motion with several friendly amendments was approved by the Task Force, but it only referenced the Sheriff's Department enforcement and funding for emergency beds and did not include a recommendation to present the report to the City Council.

It is unclear if the omission of submitting the Ad Hoc Committee report was intentional or an oversight. The Task Force is requested to make that determination at this time.

**ATTACHMENTS:** None.



# Homelessness Task Force Agenda Report

To: Chair Roven and Members of the Homelessness Task Force

Prepared by: Susan Duenas, Public Safety Director

Approved by: Steve McClary, City Manager

Date prepared: January 6, 2023 Meeting date: January 17, 2023

Subject: Review of Homelessness Task Force Charter

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**RECOMMENDED ACTION:** 1) Review City Council Resolution No. 21-43, which established the Homelessness Task Force; and 2) Receive a report from City staff, the Interim City Attorney and the Los Angeles County Sheriff's Department (LASD) Lost Hills Station Captain regarding roles and responsibilities.

**DISCUSSION:** During the Homelessness Task Force Regular Meeting on November 15, 2022, there were questions and disagreements regarding items on the agenda. To address this, representatives from the City and LASD will answer questions and discuss the roles of the Task Force and City personnel, as well as the role of law enforcement with respect to addressing issues related to homelessness. Staff will also provide information about the process of adding items to the Task Force and City Council agendas.

**ATTACHMENTS:** Resolution No. 21-43

## RESOLUTION NO. 21-43

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MALIBU ESTABLISHING THE HOMELESSNESS TASK FORCE AND CHARTER

The City Council of the City of Malibu does hereby find, order and resolve as follows:

#### SECTION 1. Recitals.

A. The City has endeavored to proactively approach the issue of homelessness within the City by promoting the identification and coordination of available services. In 2017, the City began contracting for homeless outreach services and through this effort has succeeded in moving dozens of individuals into temporary and permanent housing.

B. Despite the many successes, homelessness remains a concern in the City, the County and the Nation. Homeless count numbers in Malibu have not decreased in the past five years. Brush fires stemming from homeless encampments have increased dramatically, with at least 10 to date in 2021.

C. To address these and other issues related to homelessness, the City Council approved the establishment of a Homelessness Task Force at its Regular meeting on July 12, 2021.

D. The Task Force will review current plans and efforts related to homelessness and make recommendations to the City Council.

E. The Task Force will explore new ideas to address issues related to homelessness, research different strategies used by other jurisdictions, identify best practices that could be implemented in Malibu, and make recommendations to the City Council.

F. The Task Force will prioritize ideas and strategies that mitigate public safety impacts on the community.

SECTION 2. The City Council hereby creates the Homelessness Task Force, composed of 10 members who reside or work in the 90265 zip code, with two (2) members appointed by each City Councilmember.

SECTION 3. The Charter for the Homelessness Task Force shall include: 1) Review the draft updated goals and objectives of the Homelessness Strategic Plan; 2) Review the concept, need and possible implementation of an Alternative Sleeping Location (ASL); 3) Develop a plan to mitigate public safety and environmental impacts, particularly fires related to homeless encampments; 4) Explore new ideas to address homelessness, research strategies used by other jurisdictions, and identify best practices that could be implemented in Malibu; 5) 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; and 6) Make recommendations to the City Council on all of the above.

SECTION 4. The Task Force will meet at least once monthly on a day and time of its members' choosing and will determine its own organizational structure, including a Chair, Vice Chair and subcommittees or ad hoc committees, as needed.

SECTION 5. The Task Force will provide updates at the first City Council Regular meeting following each Task Force meeting and make recommendations to the City Council as appropriate.

SECTION 6. The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED, and ADOPTED this 21<sup>st</sup> day of July 2021.

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PAUL GRISANTI, Mayor

ATTEST:

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KELSEY PETTIJOHN, Acting City Clerk  
(seal)

APPROVED AS TO FORM:

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JOHN COTTI, Interim City Attorney

I CERTIFY THAT THE FOREGOING RESOLUTION NO. 21-43 was passed and adopted by the City Council of the City of Malibu at the Special meeting thereof held on the 21<sup>st</sup> day of July 2021 by the following vote:

AYES:	5	Councilmembers:	Farrer, Pierson, Uhring, Silverstein, Grisanti
NOES:	0		
ABSTAIN:	0		
ABSENT:	0		

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KELSEY PETTIJOHN, Acting City Clerk  
(seal)



# Homelessness Task Force Agenda Report

To: Chair Roven and Members of the Homelessness Task Force

Prepared by: Susan Dueñas, Public Safety Director

Approved by: Steve McClary, City Manager

Date prepared: January 10, 2023

Meeting date: January 17, 2023

Subject: Future Agenda Items

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**RECOMMENDED ACTION:** Review items tentatively scheduled for upcoming meeting agendas and provide feedback to staff.

**DISCUSSION:** The following items are tentatively scheduled for upcoming meeting agendas:

- Review summary of the Task Force's accomplishments to date for approval to be presented to the City Council

**ATTACHMENTS:** None.