



ANAHEIM CITY COUNCIL

ACTION AGENDA

DECEMBER 6, 2018

SPECIAL MEETING

Harry S. Sidhu, P.E.
Mayor

Dr. Jose F. Moreno
Mayor Pro Tem
District 3

Denise Barnes
Council Member
District 1

Jordan Brandman
Council Member
District 2

Lucille Kring
Council Member
District 4

Stephen Faessel
Council Member
District 5

Trevor O'Neil
Council Member
District 6

- **ORDER OF BUSINESS:** Public sessions of all regular meetings of the City Council/Successor Agency to the Redevelopment Agency/Housing Authority/Public Financing Authority/Housing and Public Improvements Authority begin at 5:00 P.M. Public hearings begin at 5:30 P.M. unless otherwise noted. Closed sessions begin at 3:00 P.M. or such other time as noted. Closed sessions may be preceded by one or more public workshops. If a workshop is scheduled, the subject and time of the workshop will appear on the agenda. Not all of the above agencies may be meeting on any given date. The agenda will specify which agencies are meeting. All meetings are in the Anaheim City Hall, Council Chambers 200 S. Anaheim Blvd., Anaheim, CA 92805 or such other location as noted.
- **REPORTS:** All agenda items and reports are available for review in the City Clerk's Office, the Central Library and www.anaheim.net. Any writings or documents provided to a majority of the City Council regarding any item on this agenda (other than writings legally exempt from public disclosure) will be made available for public inspection in the Office of the City Clerk, located at 200 S. Anaheim Blvd., 2nd Floor, Anaheim, CA 92805, during regular business hours.
- **PUBLIC COMMENTS:** Prior to the business portion of the agenda, the City Council and all other related agencies meeting on such date will convene in joint session to receive public comments regarding any agenda items or matters within the jurisdiction of any such governing bodies. This is the only opportunity for public input except for scheduled public hearing items. The Mayor or chairperson will separately call for testimony at the time of each public hearing. The City uses speaker cards that should be submitted to the City Clerk (Please note, speaker cards are not required; everyone will have an opportunity to address the Council). The time limit established for public comments is three minutes per speaker unless a different time limit is announced. Testimony during public hearings is subject to the following time limits: Project applicant or issue initiator: twenty minutes for initial presentation and ten minutes for rebuttal; Residents within the noticed area of the subject property: ten minutes; All other members of the public: three minutes. Public hearings regarding legislative matters: five minutes. The Mayor or chairperson may limit the length of comments during public hearings due to the number of persons wishing to speak or if comments become repetitious or irrelevant. Pursuant to Government Code Section 54954.2(a)(2), no action or discussion by the City Council shall be undertaken on any item not appearing on the posted agenda, except to briefly provide information, ask for clarification, provide direction to staff, or schedule a matter for a future meeting.
- **ADDITIONS/DELETIONS:** Items of business may be added to the agenda upon a motion adopted by a minimum 2/3 vote finding that there is a need to take immediate action and that the need for action came to the attention of the City or Agency subsequent to the agenda being posted. Items may be deleted from the agenda upon request of staff or upon action of the Council or Agency.
- **CONSENT CALENDAR:** Consent Calendar items will be acted on by one roll call vote unless members, staff or the public request the item be discussed and/or removed from the Consent Calendar for separate action.

SERVICIOS DE TRADUCCION: (TRANSLATION SERVICES: SEE LAST PAGE OF AGENDA FOR DESCRIPTION IN ENGLISH) La ciudad provee servicios de interpretación al español en las juntas del Consejo. La interpretación simultánea al español se ofrece por medio del uso de audifonos y la interpretación consecutiva (español a inglés) también está disponible para cualquiera que desee dirigirse al Ayuntamiento, declarando su petición en el podio. No tiene que usar los servicios de interpretación de la Ciudad; las personas pueden proveer su propio intérprete, si lo desean. Debido a que existen muchos dialectos y regionalismos, la Ciudad no puede garantizar que los intérpretes puedan traducir a un dialecto o regionalismo en particular y rehúsa cualquier responsabilidad que surja de tales servicios. Para servicios de interpretación en otros idiomas, comuníquese con la oficina de la Ciudad (City Clerk), cuando menos 48 horas antes de la junta programada.

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**ANAHEIM CITY COUNCIL
ANAHEIM, CALIFORNIA
SPECIAL MEETING – DECEMBER 6, 2018
3:30 P.M.**

Call to order the special meeting of the Anaheim City Council. **3:37 P.M.**

MEMBERS PRESENT: Mayor Sidhu and Council Members Moreno, Brandman, Kring, Faessel, and O’Neil.

MEMBERS ABSENT: Council Member Banes

ADDITIONS/DELETIONS TO CLOSED SESSION: None

PUBLIC COMMENTS ON CLOSED SESSION ITEMS: 6 speakers

Recess to closed session. **3:48 P.M.**

3:30 P.M. - CLOSED SESSION – SPECIAL MEETING

1. **CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION**
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9.
Number of potential cases: One
2. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**
(Subdivision (d)(1) of Section 54956.9 of the California Government Code)
Name of Case: Orange County Catholic Worker, et al., v. Orange County, et al., USDC Court Case No. 18 CV-00155-DOC (KESx)

Reconvene the Anaheim City Council. **4:28 P.M.**

4:00 P.M.

ADDITIONS/DELETIONS TO THE AGENDA: None

PUBLIC COMMENTS (all agenda items): 23 speakers

4:00 P.M. - CITY COUNCIL – SPECIAL MEETING

1. Approve a Reimbursement Agreement, in substantial form, with Visit Anaheim Cares, Inc., in an amount not to exceed \$600,000, for the purposes of providing an interim emergency homeless shelter to be located at 2040 and 2050 S. State College Blvd., to serve up to 200 individuals for at least 60 days, and authorize the City Manager to execute and administer the Agreement, and other documents as may be necessary to implement the Agreement, on behalf of the City.

Waive Council Policy 4.1 and authorize the City Manager to enter into an agreement with Illumination Foundation, in an amount not to exceed \$805,000, to operate an interim emergency homeless shelter for start-up costs and services for a 90-day period, subject to preconditions being satisfied and review and approval by the City Attorney.

Determine this action to establish and operate an interim temporary homeless shelter during a shelter crisis is categorically exempt from CEQA pursuant to California Environmental Quality Act (CEQA) Guidelines Sections 15301 (categorical exemption for existing facilities), 15303 (categorical exemption for new construction or conversion of small structures), 15304 (categorical exemption for minor alterations to land), and 15332 (categorical exemption for in-fill development projects). Additionally, none of the exceptions to the categorical exemptions identified in CEQA Guidelines Section 15300.2 apply; and

Increase City Administration FY 2018/19 budget by \$1,405,000 for the Reimbursement Agreement and Operating Agreement of the interim emergency homeless shelter.

MOTION: LK/JB Waive reading in full of all ordinances and resolutions and adopt the consent calendar. **APPROVED VOTE: 5-1 (AYES: Mayor Sidhu and Council Members Moreno, Brandman, Kring, and O'Neil; NOES: Council Member Faessel; ABSENT: Council Member Barnes).**

Council Communications/Agenda Requests:

Council Member O'Neil thanked city staff and community representative for their service and kind welcome.

Mayor Pro Tem Moreno thanked Mayor Sidhu for his work on the emergency shelter and expressed his interest to be transparent in the process.

Mayor Sidhu thanked everyone involved in the shelter and recognized the public-private partnership.

Adjournment: 6:24 P.M.

Next City Council meeting is scheduled for December 18, 2018.

All agenda items and back-up materials are available for review at the Anaheim City Clerk's Office, www.anaheim.net and the Central Library. Any writings or documents provided to a majority of the City Council regarding any item on this agenda (other than writings legally exempt from public disclosure) will be made available for public inspection in the Office of the City Clerk, located at 200 S. Anaheim Blvd., 2nd Floor, Anaheim, CA 92805, during regular business hours.

If requested, the agenda and backup materials will be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof.

Any person who requires a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may request such modification, accommodation, aid or service by contacting the City Clerk's Office either in person at 200 South Anaheim Boulevard, Anaheim, California, or by telephone at (714) 765-5166, no later than 10:00 AM on the day preceding the scheduled meeting.

TRANSLATION SERVICES: Spanish interpreting services are provided at City Council meetings. Simultaneous Spanish interpretation is provided through the use of headsets and consecutive interpretation (Spanish-to-English) is also available to anyone addressing the Council by stating your request at the podium. The use of city provided interpreters is not required and persons are welcome to use their own interpreter. Because many dialects and regionalisms exist the City cannot guarantee that interpreters will be able to interpret into a particular dialect or regionalism, and disclaims any liability alleged to arise from such services. For translation services in other languages, contact the City Clerk's office no later than 48 hours prior to the scheduled meeting.

POSTING STATEMENT: On December 5, 2018 a true and correct copy of this agenda was posted on the kiosk outside City Hall, 200 S. Anaheim Blvd. Internet Access to City Council/Successor Agency to the Redevelopment Agency/Housing Authority agendas and related material is available prior to City Council Meetings at www.anaheim.net.