



CITY OF SANTA CLARITA CITY COUNCIL REGULAR MEETING

Tuesday, April 25, 2017
6:00 PM

City Council Chambers
23920 Valencia Blvd.
Santa Clarita, CA 91355

AGENDA

Joint Meeting with
Board of Library Trustees

How to Address the City Council

You may address the Council once per meeting during *Public Participation* on any matter within the Council's jurisdiction that is *not* listed on the agenda. Each person wishing to speak should prepare a presentation of not more than three (3) minutes. Public Participation speaker's cards must be submitted to the City Clerk BEFORE this portion of the meeting begins. Public Participation takes place before the consideration of the agenda items and following the consideration of agenda items.

To address the Council regarding an *item* on the agenda, please fill out a speaker's card and submit it to the City Clerk BEFORE the Mayor announces the item. Each person addressing the Council is given three (3) minutes to speak indicated by a colored light system on the Council dais: a green light appears when the speaker begins; a yellow light appears when 30 seconds remain and a red light appears when speaker time has expired.

If you wish to provide information to the Council for consideration on an item, please present the City Clerk with 10 copies. Otherwise, your materials will simply be added to the official record. Please note use of City Council Chamber technology equipment to present electronic material during meetings is not allowed.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office, (661) 255-4391. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28CFR 35.102-35.104 ADA Title II)

INVOCATION

Kellar

CALL TO ORDER

ROLL CALL

FLAG SALUTE

EXECUTIVE MEETING

This time has been set aside for Councilmembers to review the agenda and obtain any further information that may be needed. Council will also discuss each individual item during the course of the meeting with the exception of the Consent Calendar, which may be approved in its entirety by one motion, unless there is a request to pull an item for discussion. No action will be taken on public agenda items during the Executive Meeting.

APPROVAL OF AGENDA – Mayor to inquire whether there are any changes to the Agenda or if any member of the Council or the public would like to pull for discussion, any item on the Consent Calendar.

AWARDS AND RECOGNITIONS

Autism Awareness Month

Recognize Community Youth for Their Life Saving Actions

School Lunch Hero Day

Annual Arbor Day/Tree City USA Proclamation

PUBLIC PARTICIPATION

This time has been set aside for the public to address the City Council on items NOT listed on the agenda. The City Council will not act upon these items at this meeting other than to review and/or provide direction to staff. All speakers must submit a speaker’s card to the City Clerk PRIOR to the beginning of this portion of the meeting. Thirty minutes are allotted for public input at this time. The FIRST TEN people to submit a speaker card prior to the beginning of Public Participation will be heard. Speaker cards will be accepted beginning at 5:45 p.m. Any speaker cards received once the first speaker has begun will be heard at the end of the meeting regardless if the ten person limit has been met. Speakers may not exceed three (3) minutes and may only be heard once per meeting under Public Participation.

STAFF COMMENTS

COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered routine and will be enacted by one motion by the City Council. The items are not individually discussed by the City Council unless a request is made by a member of the public or the Council, in which case, the item(s) will be removed from the Consent Calendar and will be considered separately.

1. **APPROVAL OF SPECIAL MEETING MINUTES** – The minutes of the City Council are submitted for approval.

RECOMMENDED ACTION:

City Council approve the minutes of the April 11, 2017 Special Meeting.

2. **APPROVAL OF REGULAR MEETING MINUTES** – The minutes of the City Council are submitted for approval.

RECOMMENDED ACTION:

City Council approve the minutes of the April 11, 2017 Regular Meeting.

3. **STATE LEGISLATION: SENATE BILL 34** - Authored by Senator Pat Bates (R-Laguna Niguel), Senate Bill 34 proposes to authorize a city or county to request denial of an alcoholism or drug abuse recovery or treatment facility application on the basis of over concentration of residential facilities. This bill also adds new services that define a licensee facility; including physical and mental health therapy, nutrition planning, and therapeutic activities.

RECOMMENDED ACTION:

City Council adopt the Legislative Committee’s recommendation to support Senate Bill 34 (Bates) and transmit position statements to Senator Bates, Santa Clarita’s state legislative delegation, appropriate legislative committees, Governor Brown, and the League of California Cities.

4. **STATE LEGISLATION: SENATE BILL 35** - Authored by Senator Scott Wiener (D-San Francisco), Senate Bill 35 proposes to require a city or county to submit to the State Legislature, the Department of Housing and Community Development, and the Office of Planning and Research, an annual report regarding a local agency’s general plan related to housing. This bill also proposes to streamline the approval process for specific multifamily residential developments by eliminating the requirement of a conditional use permit by a local agency.

RECOMMENDED ACTION:

City Council adopt the Legislative Committee’s recommendation to oppose Senate Bill 35 (Wiener) and transmit position statements to Senator Wiener, Santa Clarita’s state legislative delegation, appropriate legislative committees, Governor Brown, and the League of California Cities.

5. **STATE LEGISLATION: SENATE BILL 649** - Authored by Senator Ben Hueso (D-San Diego), Senate Bill 649 proposes to reduce local control and fees over small cell siting in the public right-of-way. For purposes of this summary, “small cell” is defined as wireless telecommunications equipment used by cell providers to provide cell service. This bill grants cell providers access to locally owned infrastructure within the public right-of-way and in commercial and industrial zones and prohibits local discretionary zoning review.

RECOMMENDED ACTION:

City Council adopt the Legislative Committee’s recommendation to oppose Senate Bill 649 (Hueso) and transmit position statements to Senator Hueso, Santa Clarita’s state legislative delegation, appropriate legislative committees, Governor Brown, and the League of California Cities.

6. **STATE LEGISLATION: SENATE BILL 786** - Authored by Senator Tony Mendoza (D-Artesia), Senate Bill 786 proposes to authorize a city or county to request denial of an alcoholism or drug abuse recovery or treatment facility application to the Department of Health Care Services on the basis of over concentration of residential facilities.

RECOMMENDED ACTION:

City Council adopt the Legislative Committee’s recommendation to support Senate Bill 786 (Mendoza) and transmit position statements to Senator Mendoza, Santa Clarita’s state legislative delegation, appropriate legislative committees, Governor Brown, and the League of California Cities.

7. **APPROVAL OF THE CITY OF SANTA CLARITA'S TRANSIT 2017 TITLE VI PROGRAM** - This item serves as an update to the City of Santa Clarita's 2014 Transit Title VI Program.

RECOMMENDED ACTION:

City Council approve the 2017 Title VI Program.

8. **CHECK REGISTER NO. 8** - Check Register No. 8 for the Period 03/17/17 through 03/30/17 and 04/06/17 in the aggregate amount of \$6,746,678.85. Electronic Funds Transfers included in Check Register No. 8 for the Period 03/20/17 through 03/31/17 in the aggregate amount of \$1,481,617.21.

RECOMMENDED ACTION:

City Council approve and ratify for payment the demands presented in Check Register No. 8.

PUBLIC PARTICIPATION

This time has been set aside for any speakers that have turned in speaker cards and *were not heard* in the first thirty minutes allotted to address the City Council on items that are NOT on the agenda. No further speaker cards will be accepted once Public Participation begins. Speaker cards may not be submitted relating to any items listed on the agenda.

STAFF COMMENTS

ADJOURNMENT

In memory of Barry Gump

FUTURE MEETINGS

The next regular meeting of the City Council will be held May 9, 2017, at 6:00 PM in the Council Chambers, 1st floor of City Hall, 23920 Valencia Blvd., Santa Clarita, CA.

CERTIFICATION

On April 20, 2017, I, Mary Cusick, do hereby certify that I am the duly appointed and qualified City Clerk for the City of Santa Clarita and that the foregoing agenda was posted at City Hall.



Mary Cusick
City Clerk
Santa Clarita, California



CITY OF SANTA CLARITA
City Council
Special Meeting

~Minutes~

Tuesday, April 11, 2017

5:00 PM

City Council Chambers

CALL TO ORDER

Mayor Smyth called the Special Meeting to order at 5:01 p.m.

ROLL CALL

All Councilmembers were present.

PUBLIC PARTICIPATION (ONE MINUTE LIMIT)

Addressing the Council on the Closed Session item, and in support of a Library, was Connie Scheffler, Anthony and Kim Hernandez, Marcus Garrett, Sonja Fisher, Steve Ellis, Stan Wright, Wes Donahue, and Lowell Elmore.

CLOSED SESSION

Joseph Montes, City Attorney, advised of the need to conduct a Closed Session for the purpose of holding a:

CONFERENCE WITH PROPERTY NEGOTIATOR

Government Code Section 54956.8
 Property Location: 12.85 +/- acres in Saugus
 Negotiation Parties: Monteverde Development Co.
 City's Authorized Negotiator: City Manager
 Under Negotiation: Price and Terms

RECESS TO CLOSED SESSION - TO BE HELD IN THE CENTURY ROOM

Mayor Smyth recessed the meeting to Closed Session at 5:15 p.m.

RECONVENE TO OPEN SESSION

Mayor Smyth reconvened the meeting to Open Session at 6:06 p.m.

CITY ATTORNEY ANNOUNCEMENT

City Attorney Joseph Montes announced that no action was taken in Closed Session that was required to be reported.

Minutes Acceptance: Minutes of Apr 11, 2017 5:00 PM (Consent Calendar)

ADJOURN

Mayor Smyth adjourned the meeting at 6:07 p.m.

MAYOR

ATTEST:

CITY CLERK

Minutes Acceptance: Minutes of Apr 11, 2017 5:00 PM (Consent Calendar)



**CITY OF SANTA CLARITA
City Council
Regular Meeting**

**Joint Meeting with
Board of Library Trustees**

Hereinafter the titles Mayor, Mayor Pro Tem, Councilmember, City Manager, City Attorney, and City Clerk may be used also to indicate Mayor/Chair/President, Mayor Pro Tem/Vice-Chair/Vice President, City Manager/Executive Director, City Attorney/Counsel, and City Clerk/Secretary

~Minutes~

Tuesday, April 11, 2017

6:00 PM

City Council Chambers

INVOCATION

Councilmember McLean delivered the invocation.

CALL TO ORDER

Mayor Smyth called to order the regular joint meeting of the City Council, Board of Library Trustees at 6:10 p.m.

ROLL CALL

All Councilmembers were present.

FLAG SALUTE

Boy Scout Troop 491 led the flag salute.

EXECUTIVE MEETING

This time has been set aside for Councilmembers to review the agenda and obtain any further information that may be needed. Council will also discuss each individual item during the course of the meeting with the exception of the Consent Calendar, which may be approved in its entirety by one motion, unless there is a request to pull an item for discussion. No action will be taken on public agenda items during the Executive Meeting.

APPROVAL OF AGENDA

Councilmember McLean requested an amendment to the March 28, 2017 Regular Meeting Minutes. With no objection, the agenda was approved.

AWARDS AND RECOGNITIONS

Mayor Smyth and Council recognized Deputy Kevin Duxbury and Deputy Travis Randall for their lifesaving role in an incident that doctors are calling a miracle.

Minutes Acceptance: Minutes of Apr 11, 2017 6:00 PM (Consent Calendar)

Mayor Smyth and Council proclaimed April 11, 2017, as Arts Day in Santa Clarita and presented the members of the Alliance for the Arts with the proclamation. Alliance for the Arts member Stephanie O'Connor thanked the Council and discussed the benefits of arts in the community.

PUBLIC PARTICIPATION

Addressing the Council was Evan Reed, representing SCV Arts Day, regarding importance of a community arts center; Sally White, regarding the Chiquita Canyon Landfill; Laurel Taylor, regarding the proposed Chiquita Canyon Landfill expansion; Steve Petzold, regarding Coyotes and Council elections; Heather Imo, speaking on behalf of Alayna Imo, regarding an arts community center and thanking the Council for their involvement with the arts.

STAFF COMMENTS

City Manager Ken Striplin commented regarding the new community arts center located in Newhall and steps the City has taken to fulfill the Arts Master Plan so far.

Mayor Pro Tem Weste commented on visiting the Newhall Auditorium, along with Councilmember Miranda, and was impressed by the progress being made to restore the theater.

COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

Mayor Smyth commented on the upcoming Cowboy Festival taking place at Hart Park on April 22 and April 23 and indicated more information can be found at cowboyleftival.org.

Mayor Pro Tem Weste commented that she, along with Councilmember Miranda, attended the 33rd Annual Women in Service Celebration where Zonta honored 21 women for their volunteer service; commented on the 4th of July parade theme, the Emblems of the Land I Love, and commented how interested participants can register; commented that this year is the City of Santa Clarita's 30th birthday year, and be sure to honor the City founders; encouraged residents to hike Santa Clarita Open Space and Trails; and announced that two authors, Garner Palenske and Nicholas Cataldo, will give a presentation on the life of Wyatt Earp at the William S. Hart mansion on April 22 at 8p.m.

Councilmember Kellar announced the Triumph Foundation 6th Annual Wheelchair Festival for a weekend of wheelchair festivities on April 29 and April 30, at the Activities Center, and visit triumph-foundation.org for more information; and commented on the Santa Clarita Valley Family History and Technology Fair held by the Latter-day Saints Church, Saturday April 22 from 8-4 p.m., at 24443 McBean Parkway, and recognized members of the audience for their efforts and work on this event.

Councilmember McLean announced the upcoming Earth Arbor Day Festival on Saturday April 29 and Sunday April 30, where there will be tree giveaways, and the festival is combined with the KHTS Santa Clarita Home and Garden Show, the Emergency Expo and the Arts and Crafts Fair; announced that April is Distracted Driving Awareness Month and reminded community members to help make Santa Clarita's streets safer by taking care of phone calls, texts, and GPS before putting the car in drive; and commented on the upcoming manufactured home rental

adjustment ordinance amendments and asked that all mobilehome park residents are notified prior to Council meetings where the item will be discussed.

Councilmember Miranda commented regarding a purse snatching outside a CVS Pharmacy, and with the City’s help, the Sheriff’s Department were able to capture the criminal; and announced that on April 29 from 11 a.m. to 2 p.m., the Canyon Country Jo Anne Darcy Library will be hosting a celebration in honor of “Dia De Los Ninos” and “Dia De Los Libros” with crafts, music and stories.

CONSENT CALENDAR

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bob Kellar, Councilmember
SECONDER:	Laurene Weste, Mayor Pro Tem
AYES:	Smyth, Weste, Kellar, McLean, Miranda

ITEM 1

APPROVAL OF SPECIAL MEETING MINUTES – The minutes are submitted for approval.
RECOMMENDED ACTION: City Council approve the minutes of the March 28, 2017, Special Meeting

ITEM 2

APPROVAL OF REGULAR MEETING MINUTES – The minutes are submitted for approval.
RECOMMENDED ACTION: City Council approve the minutes of the March 28, 2017, Regular Meeting

ITEM 3

LEASE EXTENSION FOR THE SANTA CLARITA VALLEY TEMPORARY EMERGENCY WINTER SHELTER PROGRAM
The Santa Clarita Valley Temporary Emergency Winter Shelter Program is operated by Bridge to Home, a local non-profit organization. The three year lease agreement extension would authorize Bridge to Home to continue to operate a temporary emergency winter shelter located at 23029 Drayton Street.
RECOMMENDED ACTION:
City Council approve a three year extension to a lease agreement that would authorize Bridge to Home to operate a Temporary Emergency Winter Shelter on City of Santa Clarita (City)-owned property located at 23029 Drayton Street.

Minutes Acceptance: Minutes of Apr 11, 2017 6:00 PM (Consent Calendar)

ITEM 4**TAX-SHARING RESOLUTIONS FOR SANITATION DISTRICT ANNEXATION NOS. 1079 AND 1085**

The Santa Clarita Valley Sanitation District (District) provides wastewater treatment services within the District's service area. To provide wastewater treatment service to properties located outside the District's service area, the boundary must be expanded through the annexation process.

RECOMMENDED ACTION:

City Council adopt the Santa Clarita Valley Sanitation District's resolutions approving and accepting the negotiated exchange of property tax revenues resulting from Santa Clarita Valley Sanitation District Annexation Nos. 1079 and 1085.

Adopted Resolution No. 17-26 (Annexation No. 1079); Resolution No. 17-27 (Annexation No. 1079); Resolution No. 17-28 (Annexation No. 1085); Resolution No. 17-29 (Annexation No. 1085); and Resolution No. 17-30 (Annexation No. 1085)

ITEM 5**FINANCIAL SYSTEM ANNUAL SUPPORT AND MAINTENANCE**

Approve a two-year contract, with ongoing, renewal options, with SunGard Public Sector for the support and maintenance of the City's financial system and system training for staff.

RECOMMENDED ACTION:

City Council:

1. Approve a two-year contract with SunGard Public Sector for the support and maintenance of the City of Santa Clarita (City)'s financial system and end-user system training for an annual amount not to exceed \$70,000.
2. Authorize the City Manager or designee to execute up to three (3) additional one-year renewal options beginning in year three, not to exceed \$80,000 per annum, for extended support and maintenance of the City's financial system inclusive of improvement fees associated with software enhancements and end-user system training.
3. Authorize the City Manager or designee to execute all contracts and associated documents, subject to City Attorney approval.

ITEM 6**CHECK REGISTER NO. 7**

Check Register No. 7 for the Period 03/03/17 through 03/16/17 and 03/23/17 in the aggregate amount of \$8,281,272.78. Electronic Funds Transfers included in Check Register No. 7 for the Period 03/06/17 through 03/17/17 in the aggregate amount of \$921,712.02.

RECOMMENDED ACTION:

City Council approve and ratify for payment the demands presented in Check Register No. 7.

PUBLIC HEARINGS

ITEM 7

FORMATION OF DRAINAGE BENEFIT ASSESSMENT AREA NO. 2017-2 (GOLDEN VALLEY RANCH)

Pursuant to conditions of approval associated with the Golden Valley Ranch development project, the property owner shall establish a Drainage Benefit Assessment Area to ensure and fund the continued maintenance of any drainage improvements not eligible for transfer to the Los Angeles County Flood Control District.

RECOMMENDED ACTION:

City Council:

1. Conduct a public hearing, and open and review ballots.
2. If no majority protest exists, adopt a resolution approving the Engineer's Report for Drainage Benefit Assessment Area (DBAA) 2017-2, and authorize the annual levy and collection of the assessments within DBAA 2017-2, beginning Fiscal Year 2017-18. If a majority protest exists, no action will be required.

Mayor Smyth opened the public hearing.

Deputy City Clerk Amanda Santos reported that all notices required by law have been provided.

No requests to speak were received.

Mayor Smyth closed the public hearing.

Mayor Smyth directed the City Clerk to tabulate the ballots.

Deputy City Clerk Amanda Santos announced that 100 percent of the ballots are in favor of the annexation and 0 percent are opposed. Therefore, no majority protest exists.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Laurene Weste, Mayor Pro Tem
SECONDER:	Bob Kellar, Councilmember
AYES:	Smyth, Weste, Kellar, McLean, Miranda

NEW BUSINESS

Minutes Acceptance: Minutes of Apr 11, 2017 6:00 PM (Consent Calendar)

ITEM 8

UNSCHEDULED VACANCY ON THE PARKS, RECREATION AND COMMUNITY SERVICES COMMISSION

City Council consider an appointment to fill one unscheduled vacancy on the Parks, Recreation and Community Services Commission.

RECOMMENDED ACTION:

Councilmember Miranda submit a nomination for City Council approval of appointment to fill one unexpired term of office on the Parks, Recreation and Community Services Commission.

Addressing the Council on this item was Brett Strickland in support of Jason Warren Gibbs.

Councilmember Miranda commented on the letters of recommendation and qualifications of Victor Lindenheim, and moved to nominate Mr. Lindenheim.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bill Miranda, Councilmember
SECONDER:	Marsha McLean, Councilmember
AYES:	Smyth, Weste, Kellar, McLean, Miranda

PUBLIC PARTICIPATION II

Addressing the Council was Alan Ferdman, representing Canyon Country Advisory Committee, regarding the Municipal Code 6.02 updates; and Erica Larsen, regarding the Chiquita Canyon Landfill.

STAFF COMMENTS

City Manager Ken Striplin commented regarding Mobile Home adjustment outreach done by the City; will increase time for public comment and Council Development Committee review prior to staff bringing the item to the Council for consideration; and confirmed that park residents will be notified prior to the Council meeting.

Mayor Pro Tem Weste thanked staff for the recent Open Space acquisitions and adding 241 acres to open space.

Councilmember Miranda encouraged all to view the art exhibit in the City Hall first floor hallways.

ADJOURNMENT

Mayor Smyth adjourned the meeting at 7:14 p.m.

MAYOR

ATTEST:

Minutes Acceptance: Minutes of Apr 11, 2017 6:00 PM (Consent Calendar)

CITY CLERK



**CITY OF SANTA CLARITA
AGENDA REPORT**

CONSENT CALENDAR

CITY MANAGER APPROVAL:

Ken Stripling

DATE: April 25, 2017

SUBJECT: STATE LEGISLATION: SENATE BILL 34

DEPARTMENT: City Manager's Office

PRESENTER: Masis Hagobian

RECOMMENDED ACTION

City Council adopt the Legislative Committee's recommendation to support Senate Bill 34 (Bates) and transmit position statements to Senator Bates, Santa Clarita's state legislative delegation, appropriate legislative committees, Governor Brown, and the League of California Cities.

BACKGROUND

Authored by Senator Pat Bates (R-Laguna Niguel), Senate Bill 34 proposes to authorize a city or county to request denial of an alcoholism or drug abuse recovery or treatment facility application on the basis of over concentration of residential facilities. This bill also adds new services that define a licensee facility; including physical and mental health therapy, nutrition planning, and therapeutic activities.

Specifically, this bill:

1. Authorizes a city or county to request denial of an alcoholism or drug abuse recovery or treatment facility application to the Department of Health Care Services on the basis of over concentration of residential facilities. This bill defines "over concentration" as a new facility requesting to be located 300 feet or less from an existing alcoholism or drug abuse recovery or treatment facility in a residential zone.
2. Authorizes the Department of Health Care Services to deny an application for a new alcoholism or drug abuse recovery or treatment facility, if the proposed location is within 300 feet from an existing alcoholism or drug abuse recovery or treatment facility.
3. Defines recovery and treatment services to include but not limited to counseling, physical therapy, and nutritional planning.

4. Requires the Department of Health Care Services to notify, in writing, at least 45 days prior to approving an application for a new facility, the planning agency of the city if the facility is to be located in the city, or the planning agency of the county if the facility is to be located in an unincorporated area of the proposed location of the new facility.

This bill would grant local agencies the ability to request denial of an alcoholism or drug abuse recovery or treatment facility application to the Department of Health Care Services on the basis of over concentration. The City of Santa Clarita's 2017 Legislative Platform (Legislative Platform) includes components related to local authority on alcoholism and drug abuse recovery or treatment facilities. Specifically, component 17 under the "State" section of the Legislative Platform advises that the City Council, "Support legislation that provides local governments with a role in regulating the location of state licensed alcohol or drug recovery facilities."

In addition to Senate Bill 34, the City Council is being asked to support Senate Bill 786 (Mendoza). Both bills are similar in most respects, however, Senate Bill 34 includes additional treatment services that would apply to the 300 foot zoning rule included in each bill. Specifically, Senate Bill 34 requires that new treatment facilities that provide counseling, physical therapy, or nutritional planning services also be restricted from any location that is 300 feet or less from an existing recovery or treatment facility. Senate Bill 786 (Mendoza) only applies to alcoholism or drug abuse recovery or treatment facilities.

Senate Bill 34 was double referred to the Senate Committee on Health and the Senate Committee on Public Safety on March 23, 2017. As of the date of the writing of this report, a hearing was scheduled in the Senate Committee on Health for April 19, 2017.

The City Council Legislative Committee met on April 11, 2017, and recommends that the City Council adopt a "support" position for Senate Bill 34.

ALTERNATIVE ACTION

1. Adopt a "neutral" position on Senate Bill 34
2. Adopt an "oppose" position on Senate Bill 34
3. Take no action on Senate Bill 34
4. Refer Senate Bill 34 back to the Legislative Committee
5. Other action, as determined by the City Council

FISCAL IMPACT

The resources required to implement the recommended action are contained within the City's adopted 2016/17 budget.

ATTACHMENTS

SB 34 - Residential Treatment Facilities

AMENDED IN SENATE MARCH 16, 2017

SENATE BILL

No. 34

Introduced by Senator Bates

December 5, 2016

An act to amend Sections 1543, 11834.026, and 11834.26 of, and to add Sections 11834.028 and 11834.33 to, the Health and Safety Code, relating to ~~substance abuse~~: residential facilities.

LEGISLATIVE COUNSEL'S DIGEST

SB 34, as amended, Bates. ~~Substance abuse~~. Residential treatment facilities.

Existing law, the California Community Care Facilities Act (the act), provides for the licensing and regulation of community care facilities, as defined, by the State Department of Social Services. A violation of the act is a misdemeanor.

Existing law requires the district attorney of every county, and city attorneys in those cities which have city attorneys who have jurisdiction to prosecute misdemeanors pursuant to a specified law, to, upon their own initiative or upon application by the state department or its authorized representative, institute and conduct the prosecution of any action for a violation that occurs within his or her county of the act.

This bill would make that requirement applicable to city attorneys in every city. By imposing additional duties on local employees, the bill would impose a state-mandated local program.

Existing law regulates alcoholism or drug abuse recovery or treatment facilities to provide recovery, treatment, or detoxification services within this state and makes the State Department of Health Care Services the sole authority in state government to license those facilities. Existing law authorizes these facilities to permit to be provided, under certain

conditions, to a resident at the facility, incidental medical services, as defined, and requires a licensee to provide at least one of specified nonmedical services, such as recovery services or treatment services.

This bill would make a person who violates the laws governing the licensing of these facilities guilty of a misdemeanor and subject to punishment by a fine not to exceed \$1,000, or by imprisonment in the county jail for a period not to exceed 180 days, or by both that fine and imprisonment. The bill would also require the district attorney of every county and the city attorney of every city, upon their own initiative or upon application by the state department or its authorized representative, to institute and conduct the prosecution of an action for a violation that occurs within their county or city. By creating new crimes, and by imposing additional duties on local employees, the bill would impose a state-mandated local program.

The bill would describe recovery and treatment services, for purposes of the requirement that a licensee provide at least one of specified nonmedical services, to include providing group or individual counseling to a resident or controlling or managing a resident's schedule, among other services. The bill would expand the definition of incidental medical services to include testing or collecting for testing a resident's blood, urine, or saliva and controlling, administering, or monitoring a resident's medications.

The bill would authorize a city or county to request denial of a license applied for on the basis of overconcentration of residential facilities. The bill would require the department to notify, in writing, at least 45 days prior to approving an application for a new facility, the planning agency of the city, if the facility is to be located in the city, or the planning agency of the county, if the facility is to be located in an unincorporated area, of the proposed location of the facility.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Existing law provides for the licensure and regulation of alcoholism or drug abuse recovery or treatment facilities serving adults as prescribed.

This bill would state the intent of the Legislature to enact legislation that would address residential environments for persons in recovery from alcohol and drug addiction.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes. State-mandated local program: ~~no~~-yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1543 of the Health and Safety Code is
2 amended to read:

3 1543. Notwithstanding any other provision of this chapter, the
4 district attorney of every county, and ~~the city attorneys in those~~
5 ~~cities which have city attorneys who have jurisdiction to prosecute~~
6 ~~misdemeanors pursuant to Section 72193 of the Government Code,~~
7 *attorney in every city*, shall, upon their own initiative or upon
8 application by the state department or its authorized representative,
9 institute and conduct the prosecution of ~~any action for violation~~
10 ~~within his or her county of any provisions of this chapter.~~ *an action*
11 *for a violation of this chapter that occurs within their county or*
12 *city.*

13 SEC. 2. Section 11834.026 of the Health and Safety Code is
14 amended to read:

15 11834.026. (a) As used in this section, “incidental medical
16 services” means services that are in compliance with the
17 community standard of practice and are not required to be
18 performed in a licensed clinic or licensed health facility, as defined
19 by Section 1200 or 1250, respectively, to address medical issues
20 associated with either detoxification from alcohol or drugs or the
21 provision of alcoholism or drug abuse recovery or treatment
22 services, including all of the following categories of services that
23 the department shall further define by regulation:

- 24 (1) Obtaining medical histories.
- 25 (2) Monitoring health status to determine whether the health
26 status warrants transfer of the patient in order to receive urgent or
27 emergent care.
- 28 (3) Testing associated with detoxification from alcohol or drugs.

1 (4) Providing alcoholism or drug abuse recovery or treatment
2 services.

3 (5) Overseeing patient self-administered—~~medications.~~
4 *medications or otherwise controlling, administering, or monitoring*
5 *a resident's medications.*

6 (6) Treating substance abuse disorders, including detoxification.

7 (7) *Testing a resident's blood, urine, or saliva.*

8 (8) *Collecting a resident's blood, urine, or saliva sample for*
9 *testing.*

10 (b) Incidental medical services do not include the provision of
11 general primary medical care.

12 (c) Notwithstanding any other law, a licensed alcoholism or
13 drug abuse recovery or treatment facility may permit incidental
14 medical services to be provided to a resident at the facility premises
15 by, or under the supervision of, one or more physicians and
16 surgeons licensed by the Medical Board of California or the
17 Osteopathic Medical Board who are knowledgeable about addiction
18 medicine, or one or more other health care practitioners acting
19 within the scope of practice of his or her license and under the
20 direction of a physician and surgeon, and who are also
21 knowledgeable about addiction medicine, if all of the following
22 conditions are met:

23 (1) The facility, in the judgment of the department, has the
24 ability to comply with the requirements of this chapter and all other
25 applicable laws and regulations to meet the needs of a resident
26 receiving incidental medical services pursuant to this chapter. The
27 department shall specify in regulations the minimum requirements
28 that a facility shall meet in order to be approved to permit the
29 provision of incidental medical services on its premises. The license
30 of a facility approved to permit the provision of incidental medical
31 services shall reflect that those services are permitted at the facility
32 premises.

33 (2) The physician and surgeon and any other health care
34 practitioner has signed an acknowledgment on a form provided
35 by the department that he or she has been advised of and
36 understands the statutory and regulatory limitations on the services
37 that may legally be provided at a licensed alcoholism or drug abuse
38 recovery or treatment facility and the statutory and regulatory
39 requirements and limitations for the physician and surgeon or other
40 health care practitioner and for the facility, related to providing

1 incidental medical services. The licensee shall maintain a copy of
2 the signed form at the facility for a physician and surgeon or other
3 health care practitioner providing incidental medical services at
4 the facility premises.

5 (3) A physician and surgeon or other health care practitioner
6 shall assess a resident, prior to that resident receiving incidental
7 medical services, to determine whether it is medically appropriate
8 for that resident to receive these services at the premises of the
9 licensed facility. A copy of the form provided by the department
10 shall be signed by the physician and surgeon and maintained in
11 the resident's file at the facility.

12 (4) The resident has signed an admission agreement. The
13 admission agreement, at a minimum, shall describe the incidental
14 medical services that the facility may permit to be provided and
15 shall state that the permitted incidental medical services will be
16 provided by, or under the supervision of, a physician and surgeon.
17 The department shall specify in regulations, at a minimum, the
18 content and manner of providing the admission agreement, and
19 any other information that the department deems appropriate. The
20 facility shall maintain a copy of the signed admission agreement
21 in the resident's file.

22 (5) Once incidental medical services are initiated for a resident,
23 the physician and surgeon and facility shall monitor the resident
24 to ensure that the resident remains appropriate to receive those
25 services. If the physician and surgeon determines that a change in
26 the resident's medical condition requires other medical services
27 or that a higher level of care is required, the facility shall
28 immediately arrange for the other medical services or higher level
29 of care, as appropriate.

30 (6) The facility maintains in its files a copy of the relevant
31 professional license or other written evidence of licensure to
32 practice medicine or perform medical services in the state for the
33 physician and surgeon and any other health care practitioner
34 providing incidental medical services at the facility.

35 (d) The department is not required to evaluate or have any
36 responsibility or liability with respect to evaluating the incidental
37 medical services provided by a physician and surgeon or other
38 health care practitioner at a licensed facility. This section does not
39 limit the department's ability to report suspected misconduct by

1 a physician and surgeon or other health care practitioner to the
2 appropriate licensing entity or to law enforcement.

3 (e) A facility licensed and approved by the department to allow
4 provision of incidental medical services shall not by offering
5 approved incidental medical services be deemed a clinic or health
6 facility within the meaning of Section 1200 or 1250, respectively.

7 (f) Other than incidental medical services permitted to be
8 provided or any urgent or emergent care required in the case of a
9 life threatening emergency, this section does not authorize the
10 provision at the premises of the facility of any medical or health
11 care services or any other services that require a higher level of
12 care than the care that may be provided within a licensed
13 alcoholism or drug abuse recovery or treatment facility.

14 (g) This section does not require a residential treatment facility
15 licensed by the department to provide incidental medical services
16 or any services not otherwise permitted by law.

17 (h) (1) On or before July 1, 2018, the department shall adopt
18 regulations to implement this section in accordance with the
19 Administrative Procedure Act (Chapter 3.5 (commencing with
20 Section 11340) of Part 1 of Division 3 of Title 2 of the Government
21 Code).

22 (2) Notwithstanding the rulemaking provisions of the
23 Administrative Procedure Act, the department may, if it deems
24 appropriate, implement, interpret, or make specific this section by
25 means of provider bulletins, written guidelines, or similar
26 instructions from the department until regulations are adopted.

27 *SEC. 3. Section 11834.028 is added to the Health and Safety*
28 *Code, to read:*

29 *11834.028. (a) The Legislature hereby declares it to be the*
30 *policy of the state to prevent overconcentrations of facilities that*
31 *impair the integrity of residential neighborhoods. Therefore, the*
32 *department shall deny an application for a new facility license if*
33 *the department determines that the location is in a proximity to*
34 *an existing facility that would result in overconcentration.*

35 *(b) As used in this section, "overconcentration" means that if*
36 *a new license is issued, there will be facilities that are separated*
37 *by a distance of 300 feet or less, as measured from any point upon*
38 *the outside walls of the structures housing those facilities. Based*
39 *on special local needs and conditions, the department may approve*

1 a separation distance of less than 300 feet with the approval of
2 the city or county in which the proposed facility will be located.

3 (c) At least 45 days prior to approving an application for a new
4 facility, the department shall notify, in writing, the planning agency
5 of the city, if the facility is to be located in the city, or the planning
6 agency of the county, if the facility is to be located in an
7 unincorporated area, of the proposed location of the facility.

8 (d) Any city or county may request denial of the license applied
9 for on the basis of overconcentration of residential facilities.

10 (e) This section does not authorize the department, on the basis
11 of overconcentration, to refuse to grant a license upon a change
12 of ownership of an existing facility when the location of the facility
13 does not change.

14 SEC. 4. Section 11834.26 of the Health and Safety Code is
15 amended to read:

16 11834.26. (a) The licensee shall provide at least one of the
17 following nonmedical services:

- 18 (1) Recovery services.
- 19 (2) Treatment services.
- 20 (3) Detoxification services.

21 (b) The department shall adopt regulations requiring records
22 and procedures that are appropriate for each of the services
23 specified in subdivision (a). The records and procedures may
24 include all of the following:

- 25 (1) Admission criteria.
- 26 (2) Intake process.
- 27 (3) Assessments.
- 28 (4) Recovery, treatment, or detoxification planning.
- 29 (5) Referral.
- 30 (6) Documentation of provision of recovery, treatment or
31 detoxification services.
- 32 (7) Discharge and continuing care planning.
- 33 (8) Indicators of recovery, treatment, or detoxification
34 outcomes.

35 (c) In the development of regulations implementing this section,
36 the written record requirements shall be modified or adapted for
37 social model programs.

38 (d) Examples of recovery and treatment services, for purposes
39 of subdivision (a), include, but are not limited to, the following:

- 1 (1) Providing group or individual counseling or physical,
 2 psychological, psychiatric, occupational, recreational, or
 3 mental-health therapy or treatment of any kind to a resident.
- 4 (2) Organizing or otherwise providing therapeutic activities for
 5 residents.
- 6 (3) Providing recovery-education sessions to residents.
- 7 (4) Controlling a resident's physical access to food or drink.
- 8 (5) Providing meal or nutrition planning to a resident.
- 9 (6) Dictating or otherwise controlling a resident's dietary intake.
- 10 (7) Preparing or providing food to a resident as part of a
 11 nutrition plan.
- 12 (8) Controlling or managing a resident's schedule.
- 13 (9) Organizing and providing transportation for a resident.
- 14 (10) Arranging for a resident's medical, dental, counseling, or
 15 therapy appointment.
- 16 (11) Referring a resident to outside therapy or other
 17 recovery-service provider.
- 18 (12) Making recovery or treatment plans with or for a resident.
- 19 (13) Monitoring a resident's recovery or treatment.
- 20 (14) Establishing goals for a resident's recovery or treatment.
- 21 SEC. 5. Section 11834.33 is added to the Health and Safety
 22 Code, to read:
- 23 11834.33. (a) A person who violates this chapter, or who
 24 willfully or repeatedly violates any rule or regulation promulgated
 25 under this chapter, is guilty of a misdemeanor and upon conviction
 26 thereof shall be punished by a fine not to exceed one thousand
 27 dollars (\$1,000), or by imprisonment in the county jail for a period
 28 not to exceed 180 days, or by both that fine and imprisonment.
- 29 (b) Notwithstanding any other provision of this chapter, the
 30 district attorney of every county and the city attorney of every city
 31 shall, upon their own initiative or upon application by the state
 32 department or its authorized representative, institute and conduct
 33 the prosecution of an action for a violation of this chapter that
 34 occurs within their county or city.
- 35 SEC. 6. No reimbursement is required by this act pursuant to
 36 Section 6 of Article XIII B of the California Constitution for certain
 37 costs that may be incurred by a local agency or school district
 38 because, in that regard, this act creates a new crime or infraction,
 39 eliminates a crime or infraction, or changes the penalty for a crime
 40 or infraction, within the meaning of Section 17556 of the

1 *Government Code, or changes the definition of a crime within the*
2 *meaning of Section 6 of Article XIII B of the California*
3 *Constitution.*

4 *However, if the Commission on State Mandates determines that*
5 *this act contains other costs mandated by the state, reimbursement*
6 *to local agencies and school districts for those costs shall be made*
7 *pursuant to Part 7 (commencing with Section 17500) of Division*
8 *4 of Title 2 of the Government Code.*

9 ~~SECTION 1. It is the intent of the Legislature to enact~~
10 ~~legislation that would address residential environments for persons~~
11 ~~in recovery from alcohol and drug addiction.~~

O



**CITY OF SANTA CLARITA
AGENDA REPORT**

CONSENT CALENDAR

CITY MANAGER APPROVAL:

Ken Stripling

DATE: April 25, 2017

SUBJECT: STATE LEGISLATION: SENATE BILL 35

DEPARTMENT: City Manager's Office

PRESENTER: Masis Hagobian

RECOMMENDED ACTION

City Council adopt the Legislative Committee's recommendation to oppose Senate Bill 35 (Wiener) and transmit position statements to Senator Wiener, Santa Clarita's state legislative delegation, appropriate legislative committees, Governor Brown, and the League of California Cities.

BACKGROUND

Authored by Senator Scott Wiener (D-San Francisco), Senate Bill 35 proposes to require a city or county to submit to the State Legislature, the Department of Housing and Community Development, and the Office of Planning and Research, an annual report regarding a local agency's general plan related to housing. This bill also proposes to streamline the approval process for specific multifamily residential developments by eliminating the requirement of a conditional use permit by a local agency.

Specifically, this bill:

1. Requires a city or county, on or before April 1, 2018, and on or before April 1 each year thereafter, to submit a report to the State Legislature, the Department of Housing and Community Development, and the Office of Planning and Research that includes the following:
 - a. The units of housing that have secured all approvals needed to qualify for a building permit from a local government and the income category each unit of housing satisfies.
 - b. The status of the general plan and progress in meeting the local share of regional housing needs determined by the general plan.

2. Prohibits a city or county from issuing a conditional use permit on a multifamily housing development, if the development meets the following criteria:
 - a. The development contains two or more residential units.
 - b. The development is located on a site that satisfies both of the following: is an urban infill site and is zoned for residential use or residential mixed use development.
 - c. If the development contains units that are subsidized, units shall remain subsidized for 55 years if rented and 45 years if owned.
 - d. The development is consistent with objective zoning standards and objective design review standards in effect at the time that the development is submitted to the local government.
 - e. The development is subject to a requirement mandating a minimum percentage of below market rate housing based on the following:
 - (a) The city or county constructed fewer units of above moderate income housing than was required for that year and dedicates an unspecified percentage of the total number of units to below market rate housing.
 - (b) The city or county constructed fewer units of very low, low or moderate income housing than was required for that year, and dedicates an unspecified percentage of the total number of units to below market rate housing.
 - f. The development is not located on a site that is any of the following: a coastal zone, prime farmland or farmland of statewide importance, wetlands, or a hazardous waste site. The development shall also not be within: a very high fire hazard severity zone, delineated earthquake fault zone, flood plain, or floodway.
 - g. The development does not require the demolition of the following: housing that is subject to rent control, housing that is subject to deed restrictions, housing that has been occupied by residents within the past 10 years, or a historic structure that was placed on a national, state, or local historic register prior to December 31, 2016.
3. Restricts a city or county from requiring more than one parking space per unit for any multifamily residential development that meets the criteria listed in Section (2) of this summary. A city or county cannot impose any parking standards if the multifamily residential development meets the listed criteria in Section (2) of this summary and is pursuant to any of the following instances:
 - a. The development is located within one-half mile of public transit.

- b. The development is located within an architecturally and historically significant historic district.
- c. When on-street parking permits are required but not offered to the occupants of the development.
- d. When there is a car share vehicle located within one block of the development.

This bill proposes a streamlined process for multifamily residential developments and as a result, pre-empts local discretionary land use authority. Senate Bill 35 restricts local agencies from administering a conditional use permit on specific multifamily residential developments that meet standards listed in the bill. Furthermore, the current version of this bill eliminates the public hearing component used by local planning departments when reviewing proposed new multifamily residential developments. As a result, concerns regarding traffic, parking and other development impacts related to local land use may never be reviewed by a local agency if Senate Bill 35 is to pass.

The City of Santa Clarita 2017 Legislative Platform (Legislative Platform) includes components related to preserving local authority regarding local land use. Specifically, component 15 under the “State” section of the Legislative Platform advises that the City Council, “Oppose legislation that would interfere with, limit or eliminate the decision-making authority of local governments in the area of local land use.” Senate Bill 35 eliminates the opportunity for public review of major multifamily residential developments and therefore, limits the local authority cities have in reviewing new multifamily residential developments.

Senate Bill 35 passed the Senate Committee on Transportation and Housing (7-3-3) and was referred to the Senate Committee on Governance and Finance on April 4, 2017. The committee hearing date in the Senate Committee on Governance and Finance has not been scheduled as of the completion of this report.

The City Council Legislative Committee met on April 11, 2017, and recommends that the City Council adopt an “oppose” position for Senate Bill 35.

ALTERNATIVE ACTION

1. Adopt a “neutral” position on Senate Bill 35
2. Adopt a “support” position on Senate Bill 35
3. Take no action on Senate Bill 35
4. Refer Senate Bill 35 back to the Legislative Committee
5. Other action, as determined by the City Council

FISCAL IMPACT

The resources required to implement the recommended action are contained within the City's adopted 2016/17 budget.

ATTACHMENTS

SB 35 - Multifamily Residential Developments

AMENDED IN SENATE APRIL 4, 2017
 AMENDED IN SENATE MARCH 21, 2017
 AMENDED IN SENATE MARCH 9, 2017
 AMENDED IN SENATE FEBRUARY 21, 2017

SENATE BILL

No. 35

**Introduced by Senator Wiener
 (Principal coauthor: Senator Atkins)
 (Coauthor: Senator Allen)**

December 5, 2016

An act to amend Sections 65400 and 65582.1 of, and to add Section 65913.4 to, the Government Code, relating to housing.

LEGISLATIVE COUNSEL'S DIGEST

SB 35, as amended, Wiener. Planning and zoning: affordable housing: streamlined approval process.

(1) The Planning and Zoning Law requires a city or county to adopt a general plan for land use development within its boundaries that includes, among other things, a housing element. The Planning and Zoning Law requires a planning agency, after a legislative body has adopted all or part of a general plan, to provide an annual report to the legislative body, the Office of Planning and Research, and the Department of Housing and Community Development on the status of the general plan and progress in meeting the community's share of regional housing needs.

This bill would require the planning agency to include in its annual report specified information regarding units of housing, including rental housing and housing designated for homeownership, that have ~~completed construction.~~ *secured all approvals from the local government*

and special districts needed to qualify for a building permit. The bill would also require the Department of Housing and Community Development to post an annual report submitted pursuant to the requirement described above on its Internet Web site, as provided.

(2) Existing law requires an attached housing development to be a permitted use, not subject to a conditional use permit, on any parcel zoned for multifamily housing if at least certain percentages of the units are available at affordable housing costs to very low income, lower income, and moderate-income households for at least 30 years and if the project meets specified conditions relating to location and being subject to a discretionary decision other than a conditional use permit. Existing law provides for various incentives intended to facilitate and expedite the construction of affordable housing.

This bill would require ~~an accessory dwelling unit development or a~~ multifamily housing development that satisfies specified planning objective standards to be subject to a streamlined, ministerial approval process, as provided, and to not be subject to a conditional use permit. The bill would limit the authority of a local government to impose parking standards or requirements on a streamlined development approved pursuant to these provisions, as provided. The bill would provide that if a local government approves a project pursuant to that process, that approval will not expire if that project includes investment in housing affordability, and would otherwise provide that the approval of a project expire automatically after 3 years, unless that project qualifies for a one-time, one-year extension of that approval.

(3) The bill would make findings that ensuring access to affordable housing is a matter of statewide concern and declare that its provisions would apply to all cities and counties, including a charter city, a charter county, or a charter city and county.

(4) By imposing new duties upon local agencies with respect to the streamlined approval process and reporting requirement described above, this bill would impose a state-mandated local program.

(5) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 65400 of the Government Code is
2 amended to read:

3 65400. (a) After the legislative body has adopted all or part
4 of a general plan, the planning agency shall do both of the
5 following:

6 (1) Investigate and make recommendations to the legislative
7 body regarding reasonable and practical means for implementing
8 the general plan or element of the general plan, so that it will serve
9 as an effective guide for orderly growth and development,
10 preservation and conservation of open-space land and natural
11 resources, and the efficient expenditure of public funds relating to
12 the subjects addressed in the general plan.

13 (2) Provide by April 1 of each year an annual report to the
14 legislative body, the Office of Planning and Research, and the
15 Department of Housing and Community Development that includes
16 all of the following:

17 (A) The status of the plan and progress in its implementation.

18 (B) The progress in meeting its share of regional housing needs
19 determined pursuant to Section 65584 and local efforts to remove
20 governmental constraints to the maintenance, improvement, and
21 development of housing pursuant to paragraph (3) of subdivision
22 (c) of Section 65583.

23 The housing element portion of the annual report, as required
24 by this paragraph, shall be prepared through the use of forms and
25 definitions adopted by the Department of Housing and Community
26 Development pursuant to the rulemaking provisions of the
27 Administrative Procedure Act (Chapter 3.5 (commencing with
28 Section 11340) of Part 1 of Division 3 of Title 2). Before and after
29 adoption of the forms, the housing element portion of the annual
30 report shall include a section that describes the actions taken by
31 the local government towards completion of the programs and
32 status of the local government's compliance with the deadlines in
33 its housing element. That report shall be considered at an annual
34 public meeting before the legislative body where members of the
35 public shall be allowed to provide oral testimony and written
36 comments.

37 The report may include the number of units that have been
38 substantially rehabilitated, converted from nonaffordable to

1 affordable by acquisition, and preserved consistent with the
 2 standards set forth in paragraph (2) of subdivision (c) of Section
 3 65583.1. The report shall document how the units meet the
 4 standards set forth in that subdivision.

5 (C) The degree to which its approved general plan complies
 6 with the guidelines developed and adopted pursuant to Section
 7 65040.2 and the date of the last revision to the general plan.

8 (D) The number of units of housing, including both rental
 9 housing and housing designated for homeownership, that have
 10 ~~completed construction~~ *secured all approvals from the local*
 11 *government and special districts needed to qualify for a building*
 12 *permit* thus far in the housing element cycle, and the income
 13 category, by area median income category, that each unit of
 14 housing, including both rental housing and housing designated for
 15 homeownership, satisfies. That report shall, for each income
 16 category described in this subparagraph, distinguish between the
 17 number of rental housing units that satisfy each income category
 18 and the number of units that are housing designated for
 19 homeownership that satisfy each income category.

20 (E) The Department of Housing and Community Development
 21 shall post a report submitted pursuant to this paragraph on its
 22 Internet Web site within a reasonable time of receiving the report.

23 (b) If a court finds, upon a motion to that effect, that a city,
 24 county, or city and county failed to submit, within 60 days of the
 25 deadline established in this section, the housing element portion
 26 of the report required pursuant to subparagraph (B) of paragraph
 27 (2) of subdivision (a) that substantially complies with the
 28 requirements of this section, the court shall issue an order or
 29 judgment compelling compliance with this section within 60 days.
 30 If the city, county, or city and county fails to comply with the
 31 court's order within 60 days, the plaintiff or petitioner may move
 32 for sanctions, and the court may, upon that motion, grant
 33 appropriate sanctions. The court shall retain jurisdiction to ensure
 34 that its order or judgment is carried out. If the court determines
 35 that its order or judgment is not carried out within 60 days, the
 36 court may issue further orders as provided by law to ensure that
 37 the purposes and policies of this section are fulfilled. This
 38 subdivision applies to proceedings initiated on or after the first
 39 day of October following the adoption of forms and definitions by
 40 the Department of Housing and Community Development pursuant

1 to paragraph (2) of subdivision (a), but no sooner than six months
2 following that adoption.

3 SEC. 2. Section 65582.1 of the Government Code is amended
4 to read:

5 65582.1. The Legislature finds and declares that it has provided
6 reforms and incentives to facilitate and expedite the *approval and*
7 construction of affordable housing. Those reforms and incentives
8 can be found in the following provisions:

9 (a) Housing element law (Article 10.6 (commencing with
10 Section 65580) of Chapter 3).

11 (b) Extension of statute of limitations in actions challenging the
12 housing element and brought in support of affordable housing
13 (subdivision (d) of Section 65009).

14 (c) Restrictions on disapproval of housing developments
15 (Section 65589.5).

16 (d) Priority for affordable housing in the allocation of water and
17 sewer hookups (Section 65589.7).

18 (e) Least cost zoning law (Section 65913.1).

19 (f) Density bonus law (Section 65915).

20 (g) Accessory dwelling units (Sections 65852.150 and 65852.2).

21 (h) By-right housing, in which certain multifamily housing are
22 designated a permitted use (Section 65589.4).

23 (i) No-net-loss-in zoning density law limiting downzonings and
24 density reductions (Section 65863).

25 (j) Requiring persons who sue to halt affordable housing to pay
26 attorney fees (Section 65914) or post a bond (Section 529.2 of the
27 Code of Civil Procedure).

28 (k) Reduced time for action on affordable housing applications
29 under the approval of development permits process (Article 5
30 (commencing with Section 65950) of Chapter 4.5).

31 (l) Limiting moratoriums on multifamily housing (Section
32 65858).

33 (m) Prohibiting discrimination against affordable housing
34 (Section 65008).

35 (n) California Fair Employment and Housing Act (Part 2.8
36 (commencing with Section 12900) of Division 3).

37 (o) Community redevelopment law (Part 1 (commencing with
38 Section 33000) of Division 24 of the Health and Safety Code, and
39 in particular Sections 33334.2 and 33413).

1 (p) Streamlining housing approvals during a housing shortage
2 (Section 65913.4).

3 SEC. 3. Section 65913.4 is added to the Government Code, to
4 read:

5 65913.4. (a) A development shall be subject to the streamlined,
6 ministerial approval process provided by subdivision (b) and shall
7 not be subject to a conditional use permit if it satisfies all of the
8 following objective planning standards:

9 (1) The development is ~~an accessory dwelling unit development~~
10 ~~or~~ a multifamily housing development that contains two or more
11 residential units.

12 (2) The development is located on a site that satisfies both of
13 the following:

14 (A) Is an urban infill site as defined by Section 21061.3 of the
15 Public Resources Code.

16 (B) Is a site zoned for residential use or residential mixed use
17 development with at least two-thirds of the square footage
18 designated for residential use.

19 (3) If the development contains units that are subsidized, the
20 development applicant or development proponent already has
21 recorded, or is required by law to record, a land use restriction that
22 is:

23 (A) Fifty-five years for subsidized units that are rented.

24 (B) Forty-five years for subsidized units that are owned.

25 (4) The development satisfies both of the following:

26 (A) Is located in a locality that, according to its last production
27 report to the Department of Housing and Community Development,
28 ~~completed construction of~~ *approved* fewer units of housing by
29 income category than was required for the regional housing needs
30 assessment cycle for that reporting period, or has not submitted
31 an annual housing element report to the Department of Housing
32 and Community Development pursuant to paragraph (2) of
33 subdivision (a) of Section 65400 for at least two consecutive years
34 before the development submitted an application for approval
35 under this section.

36 (B) The development is subject to a requirement mandating a
37 minimum percentage of below market rate housing based on either
38 of the following:

39 (i) The locality did not submit its latest production report to the
40 Department of Housing and Community Development by the time

1 period required by Section 65400, or that report reflects that there
 2 were fewer units of above moderate-income housing ~~constructed~~
 3 *approved* than was required for the regional housing needs
 4 assessment cycle for that year, and the project seeking approval
 5 dedicates a minimum of 10 percent of the total number of units to
 6 housing affordable to households making below 80 percent of the
 7 area median income, unless the locality has adopted a local
 8 ordinance that requires that greater than 10 percent of the units be
 9 dedicated to housing affordable to households making below 80
 10 percent of the area median income, in which case that zoning
 11 ordinance applies.

12 (ii) The locality did not submit its latest production report to
 13 the Department of Housing and Community Development by the
 14 time period required by Section 65400, or that report reflects that
 15 there were fewer units of housing affordable to households making
 16 below 80 percent of the area median income ~~constructed~~ *approved*
 17 than was required for the regional housing needs assessment cycle
 18 for that year, and the project seeking approval dedicates the
 19 majority of the total number of units to housing affordable to
 20 households making below 80 percent of the area median income,
 21 unless the locality has adopted a local ordinance that requires that
 22 greater than the majority of the units be dedicated to housing
 23 affordable to households making below 80 percent of the area
 24 median income, in which case that ordinance applies.

25 (5) The development is consistent with objective zoning
 26 standards, including the Density Bonus Law in Section 65915, and
 27 objective design review standards in effect at the time that the
 28 development is submitted to the local government pursuant to this
 29 section. For purposes of this paragraph, “objective zoning
 30 standards” and “objective design review standards” mean standards
 31 that involve no personal or subjective judgment by a public official.

32 (6) The development is not located on a site that is any of the
 33 following:

34 (A) A coastal zone, as defined in Division 20 (commencing
 35 with Section 30000) of the Public Resources Code.

36 (B) Either prime farmland or farmland of statewide importance,
 37 as defined pursuant to United States Department of Agriculture
 38 land inventory and monitoring criteria, as modified for California,
 39 and designated on the maps prepared by the Farmland Mapping
 40 and Monitoring Program of the Department of Conservation, or

1 land zoned or designated for agricultural protection or preservation
 2 by a local ballot measure that was approved by the voters of that
 3 jurisdiction.

4 (C) Wetlands, as defined in ~~Section 328.3 of Title 33 of the~~
 5 ~~Code of Federal Regulations: *the United States Fish and Wildlife*~~
 6 ~~*Service Manual, Part 660 FW 2 (June 21, 1993).*~~

7 (D) Within a very high fire hazard severity zone, as determined
 8 by the Department of Forestry and Fire Protection pursuant to
 9 Section 51178, or within a high or very high fire hazard severity
 10 zone as indicated on maps adopted by the Department of Forestry
 11 and Fire Protection pursuant to Section 4202 of the Public
 12 Resources Code. This subparagraph does not apply to sites
 13 excluded from the specified hazard zones by a local agency,
 14 pursuant to subdivision (b) of Section 51179, or sites that have
 15 adopted sufficient fire hazard mitigation measures as may be
 16 determined by their local agency with land use authority.

17 (E) A hazardous waste site that is listed pursuant to Section
 18 65962.5 or a hazardous waste site designated by the Department
 19 of Toxic Substances Control pursuant to Section 25356 of the
 20 Health and Safety Code, unless the Department of Toxic
 21 Substances Control has cleared the site for residential use or
 22 residential mixed uses.

23 (F) Within a delineated earthquake fault zone as determined by
 24 the State Geologist in any official maps published by the State
 25 Geologist.

26 (G) Within a flood plain as determined by maps promulgated
 27 by the Federal Emergency Management Agency, unless the
 28 development has been issued a flood plain development permit
 29 pursuant to Part 59 (commencing with Section 59.1) and Part 60
 30 (commencing with Section 60.1) of Subchapter B of Chapter I of
 31 Title 44 of the Code of Federal Regulations.

32 (H) Within a floodway as determined by maps promulgated by
 33 the Federal Emergency Management Agency, unless the
 34 development has received a no rise certification in accordance
 35 with paragraph (3) of subdivision (d) of Section 60.3 of Title 44
 36 of the Code of Federal Regulations.

37 (I) *Lands identified for conservation in an adopted natural*
 38 *community conservation plan pursuant to the Natural Community*
 39 *Conservation Planning Act (Chapter 10 (commencing with Section*
 40 *2800) of Division 3 of the Fish and Game Code), habitat*

1 *conservation plan pursuant to the federal Endangered Species Act*
 2 *of 1973 (16 U.S.C. Sec. 1531 et seq.), or other adopted natural*
 3 *resource protection plan.*

4 (J) *Habitat for protected species identified as candidate,*
 5 *sensitive, or species of special status by state or federal agencies,*
 6 *fully protected species, or species protected by the federal*
 7 *Endangered Species Act of 1973 (16 U.S.C. Sec. 1531 et seq.), the*
 8 *California Endangered Species Act (Chapter 1.5 (commencing*
 9 *with Section 2050) of Division 3 of the Fish and Game Code), or*
 10 *the Native Plant Protection Act (Chapter 10 (commencing with*
 11 *Section 1900) of Division 2 of the Fish and Game Code).*

12 (K) *Lands under conservation easement.*

13 (7) The development does not require the demolition of either
 14 of the following:

15 (A) Housing that is subject to rent control, housing that is subject
 16 to deed restrictions, or any housing that has been occupied by
 17 residents within the past 10 years by tenants.

18 (B) A historic structure that was placed on a national, state, or
 19 local historic register.

20 (8) The development proponent has certified that either of the
 21 following is true:

22 (A) The project is a public work for purposes of Chapter 1
 23 (commencing with Section 1720) of Part 7 of Division 2 of the
 24 Labor Code.

25 (B) If the project is not a public work, that all construction
 26 workers employed in the execution of the project will be paid at
 27 least the general prevailing rate of per diem wages for the type of
 28 work and geographic area, as determined by the Director of
 29 Industrial Relations pursuant to Sections 1773 and 1773.9 of the
 30 Labor Code. If the development is subject to this subparagraph,
 31 then all of the following shall apply:

32 (i) The development proponent shall ensure that the prevailing
 33 wage requirement is included in all contracts for the performance
 34 of the work.

35 (ii) Contractors and subcontractors shall pay to all construction
 36 workers employed in the execution of the work at least the general
 37 prevailing rate of per diem wages.

38 (iii) Except as provided in clause (iv), the obligation of the
 39 contractors and subcontractors to pay prevailing wages may be
 40 enforced by the Labor Commissioner through the issuance of a

1 civil wage and penalty assessment pursuant to Section 1741 of the
 2 Labor Code, which may be reviewed pursuant to Section 1742 of
 3 the Labor Code, within 18 months after the completion of the
 4 project, or by an underpaid worker through an administrative
 5 complaint or civil action. If a civil wage and penalty assessment
 6 is issued, the contractor, subcontractor, and surety on a bond or
 7 bonds issued to secure the payment of wages covered by the
 8 assessment shall be liable for liquidated damages pursuant to
 9 Section 1742.1 of the Labor Code.

10 (iv) Clause (iii) shall not apply if all contractors and
 11 subcontractors performing work on the project are subject to a
 12 project labor agreement that requires the payment of prevailing
 13 wages to all construction workers employed in the execution of
 14 the project and provides for enforcement of that obligation through
 15 an arbitration procedure. For purposes of this clause, “project labor
 16 agreement” has the same meaning as set forth in paragraph (1) of
 17 subdivision (b) of Section 2500 of the Public Contract Code.

18 (v) Notwithstanding subdivision (c) of Section 1773.1 of the
 19 Labor Code, the requirement that employer payments not reduce
 20 the obligation to pay the hourly straight time or overtime wages
 21 found to be prevailing shall not apply if otherwise provided in a
 22 bona fide collective bargaining agreement covering the worker.
 23 The requirements of paragraph (2) of subdivision (c) of Section
 24 1773.1 of the Labor Code do not preclude use of an alternative
 25 workweek schedule adopted pursuant to Section 511 or 514 of the
 26 Labor Code.

27 (9) The development shall not be upon an existing parcel of
 28 land or site that is governed under the Mobilehome Residency Law
 29 (Chapter 2.5 (commencing with Section 798) of Title 2 of Part 2
 30 of Division 2 of the Civil Code), the Recreational Vehicle Park
 31 Occupancy Law (Chapter 2.6 (commencing with Section 799.20)
 32 of Title 2 of Part 2 of Division 2 of the Civil Code), the
 33 Mobilehome Parks Act (Part 2.1 (commencing with Section 18200)
 34 of Division 13 of the Health and Safety Code), or the Special
 35 Occupancy Parks Act (Part 2.3 (commencing with Section 18860)
 36 of Division 13 of the Health and Safety Code).

37 (b) (1) If a local government determines that a development
 38 submitted pursuant to this section is in conflict with any of the
 39 objective planning standards specified in subdivision (a), it shall
 40 provide the development proponent written documentation of

1 which standard or standards the development conflicts with, and
 2 an explanation for the reason or reasons the development conflicts
 3 with that standard or standards, as follows:

4 (A) Within 60 days of submittal of the development to the local
 5 government pursuant to this section if the development contains
 6 150 or fewer housing units.

7 (B) Within 90 days of submittal of the development to the local
 8 government pursuant to this section if the development contains
 9 more than 150 housing units.

10 (2) If the local government fails to provide the required
 11 documentation pursuant to paragraph (1), the development shall
 12 be deemed to satisfy the objective planning standards specified in
 13 subdivision (a).

14 (c) Any design review of the development may be conducted
 15 by the local government's supervising body for design review,
 16 including a planning department or city ~~council~~, and *council*. *That*
 17 *design review shall be objective and reflect reasonable objective*
 18 *design standards published and adopted by a local jurisdiction*
 19 *before submission of a development application, and shall be*
 20 *broadly applicable to development within the jurisdiction. That*
 21 *design review shall be completed as follows and shall not in any*
 22 *way inhibit, chill, or preclude the ministerial approval provided*
 23 *by this section or its effect, as applicable:*

24 (1) Within 90 days of submittal of the development to the local
 25 government pursuant to this section if the development contains
 26 150 or fewer housing units.

27 (2) Within 180 days of submittal of the development to the local
 28 government pursuant to this section if the development contains
 29 more than 150 housing units.

30 (d) (1) Notwithstanding any other law, a local government,
 31 whether or not it has adopted an ordinance governing parking
 32 requirements in multifamily developments, shall not impose
 33 parking standards for a streamlined development in any of the
 34 following instances:

35 (A) The development is located within one-half mile of public
 36 transit.

37 (B) The development is located within an architecturally and
 38 historically significant historic district.

39 (C) When on-street parking permits are required but not offered
 40 to the occupants of the development.

1 (D) When there is a car share vehicle located within one block
2 of the development.

3 (2) Parking requirements for streamlined developments shall
4 not exceed one parking space per unit. ~~This paragraph shall not
5 apply to accessory dwelling units or developments described in
6 paragraph (1).~~

7 ~~(3) A local government shall comply with the requirements of
8 Section 65852.2 when establishing parking requirements for a
9 streamlined development that is an accessory dwelling unit.~~

10 (e) (1) If a local government approves a development pursuant
11 to this section, that approval shall not expire if the project includes
12 public investment in housing affordability, beyond tax credits,
13 where the majority of the units are affordable to households making
14 below 80 percent of the area median income.

15 (2) If a local government approves a development pursuant to
16 this section and the project does not include a majority of the units
17 affordable to households making below 80 percent of the area
18 median income, that approval shall automatically expire after three
19 years except that a project may receive a one-time, one-year
20 extension if the project proponent can provide documentation that
21 there has been significant progress toward getting the development
22 construction ready.

23 (f) For purposes of this section, “locality” or “local government”
24 means a city, including a charter city, a county, or a city and
25 county, including a charter city and county.

26 (g) For purposes of this section, “production report” means the
27 information reported pursuant to subparagraph (D) of paragraph
28 (2) of subdivision (a) of Section 65400.

29 SEC. 4. The Legislature finds and declares that ensuring access
30 to affordable housing is a matter of statewide concern, and not a
31 municipal affair. Therefore, the changes made by this act are
32 applicable to a charter city, a charter county, and a charter city and
33 county.

34 SEC. 5. Each provision of this measure is a material and
35 integral part of this measure, and the provisions of this measure
36 are not severable. If any provision of this measure or its application
37 is held invalid, this entire measure shall be null and void.

38 SEC. 6. No reimbursement is required by this act pursuant to
39 Section 6 of Article XIII B of the California Constitution because
40 a local agency or school district has the authority to levy service

- 1 charges, fees, or assessments sufficient to pay for the program or
- 2 level of service mandated by this act, within the meaning of Section
- 3 17556 of the Government Code.

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**CITY OF SANTA CLARITA
AGENDA REPORT**

CONSENT CALENDAR

CITY MANAGER APPROVAL:

Ken Stripling

DATE: April 25, 2017

SUBJECT: STATE LEGISLATION: SENATE BILL 649

DEPARTMENT: City Manager's Office

PRESENTER: Masis Hagobian

RECOMMENDED ACTION

City Council adopt the Legislative Committee's recommendation to oppose Senate Bill 649 (Hueso) and transmit position statements to Senator Hueso, Santa Clarita's state legislative delegation, appropriate legislative committees, Governor Brown, and the League of California Cities.

BACKGROUND

Authored by Senator Ben Hueso (D-San Diego), Senate Bill 649 proposes to reduce local control and fees over small cell siting in the public right-of-way. This bill grants cell providers access to locally owned infrastructure within the public right-of-way and in commercial and industrial zones and prohibits local discretionary zoning review. For purposes of this summary, "small cell" is defined as wireless telecommunications equipment used by cell providers to provide cell service.

Specifically, this bill:

1. Establishes that a small cell is a permitted use not subject to a city or county discretionary zoning review or discretionary permit if it satisfies the following requirements:
 - a. Complies with all applicable state and local health and safety regulations.
 - b. Is not located on a fire department facility.
 - c. Is located in the public right-of-way in any zone or in any zone that includes a commercial or industrial use.
2. Grants cell providers nondiscriminatory and non-exclusive access to locally owned utility

poles, street lights, and other suitable host infrastructure located within the public right-of-way and in other local public places such as stadiums, parks, campuses, hospitals, transit stations, and public buildings consistent with all applicable state and local health and safety requirements.

3. Requires local governments to renew expiring permits for cell facilities that have maintained compliance with use conditions adopted at the time the cell site was originally approved.
4. Permits local governments to charge wireless permit fees that are nondiscriminatory and cost based.
5. Permits local governments to require an administrative permit process for small cell submissions. The administrative permit may only be subject to the following:
 - a. The same administrative permit requirements as similar construction projects applied in a nondiscriminatory manner.
 - b. The submission of additional information showing that the small cell complies with Federal Communications Commission's regulations concerning radio frequency emissions.

In establishing a statewide framework for small cell deployment, this bill establishes limitations on the process, procedures and abilities of local governments to site small cell facilities. The City of Santa Clarita (City) currently regulates the installation and operation of wireless telecommunications facilities, including small cells, within the public right-of-way and in commercial and industrial zones. The City's Unified Development Code regulates the cell proximity to residential uses and zones, underground of appurtenant equipment, and specified design criteria. Ultimately, the City's regulations intend to preserve the health, safety and overall quality of life of the community. If this bill passes, the City will lose its current ability to regulate the siting and design of small cells.

The City of Santa Clarita 2017 Legislative Platform (Legislative Platform) includes components related to local authority regarding the siting of cellular communication infrastructure. Specifically, component 30 under the "State" section of the Legislative Platform advises that the City Council, "Oppose state regulatory efforts to override or eliminate local authority regarding the siting of cellular communications towers, wireless transmission sites or other infrastructure."

Senate Bill 649 passed the Senate Committee on Energy, Utilities, and Communications unanimously (11-0, Senator Stern voted in support of this bill) and was referred to the Senate Committee on Governance and Finance on April 5, 2017. The committee hearing date in the Senate Committee on Governance and Finance is scheduled for April 26, 2017.

The City Council Legislative Committee met on April 11, 2017, and recommends that the City Council adopt an "oppose" position for Senate Bill 649.

ALTERNATIVE ACTION

1. Adopt a “neutral” position on Senate Bill 649
2. Adopt a “support” position on Senate Bill 649
3. Take no action on Senate Bill 649
4. Refer Senate Bill 649 back to the Legislative Committee
5. Other action, as determined by the City Council

FISCAL IMPACT

The resources required to implement the recommended action are contained within the City's adopted 2016/17 budget.

ATTACHMENTS

SB 649 - Cell Infrastructure Siting

AMENDED IN SENATE MARCH 28, 2017

SENATE BILL

No. 649

Introduced by Senator Hueso
 (Principal coauthor: Assembly Member Quirk)
 (Coauthor: Senator Dodd)

February 17, 2017

An act to amend ~~Sections 65850.6 and Section 65964 of~~ *of, and to add Section 65964.2 to*, the Government Code, relating to telecommunications.

LEGISLATIVE COUNSEL'S DIGEST

SB 649, as amended, Hueso. Wireless telecommunications facilities.

Under existing law, a wireless telecommunications collocation facility, as specified, is subject to a city or county discretionary permit and is required to comply with specified criteria, but a collocation facility, which is the placement or installation of wireless facilities, including antennas and related equipment, on or immediately adjacent to that wireless telecommunications collocation facility, is a permitted use not subject to a city or county discretionary permit. ~~Existing law defines various terms for these purposes.~~

This bill would *provide that a small cell is a permitted use, not subject to a city or county discretionary permit, if the small cell meets specified requirements. By imposing new duties on local agencies, this bill would impose a state-mandated local program. The bill would authorize a city or county to require an administrative permit for small cell, as specified. The bill would define the term "small cell" as a particular type of telecommunications facility for these purposes.*

Under existing law, a city or county, as a condition of approval of an application for a permit for construction or reconstruction of a

development project for a wireless telecommunications facility, may not require an escrow deposit for removal of a wireless telecommunications facility or any component thereof, unreasonably limit the duration of any permit for a wireless telecommunications facility, or require that all wireless telecommunications facilities be limited to sites owned by particular parties within the jurisdiction of the city or county, as specified.

~~This bill would apply these prohibitions to the approval of small cell facilities as defined by this bill.~~ *require permits for these facilities to be renewed for equivalent durations, as specified.*

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.
State-mandated local program: ~~no~~-yes.

The people of the State of California do enact as follows:

- 1 SECTION 1. The Legislature finds and declares that, to ensure
- 2 that communities across the state have access to the most advanced
- 3 wireless communications technologies and the transformative
- 4 solutions that robust wireless connectivity enables, such as Smart
- 5 Communities and the Internet of Things, California should work
- 6 in coordination with federal, state, and local officials to create a
- 7 statewide framework for the deployment of advanced wireless
- 8 communications infrastructure in California that does all of the
- 9 following:
- 10 (a) Reaffirms local governments’ historic role and authority
- 11 with respect to wireless communications infrastructure siting and
- 12 construction generally.
- 13 (b) Reaffirms that deployment of telecommunications facilities
- 14 in the rights-of-way is a matter of statewide concern, subject to a
- 15 statewide franchise, and that expeditious deployment of
- 16 telecommunications networks generally is a matter of both
- 17 statewide and national concern.
- 18 (c) Recognizes that the impact on local interests from individual
- 19 small wireless facilities will be sufficiently minor and that such

1 deployments should be a permitted use statewide and should not
2 be subject to discretionary zoning review.

3 (d) Requires expiring permits for these facilities to be renewed
4 so long as the site maintains compliance with use conditions
5 adopted at the time the site was originally approved.

6 (e) Requires providers to obtain all applicable building or
7 encroachment permits and comply with all related health, safety,
8 and objective aesthetic requirements for small wireless facility
9 deployments on a ministerial basis.

10 (f) Grants providers fair, reasonable, nondiscriminatory, and
11 nonexclusive access to locally owned utility poles, street lights,
12 and other suitable host infrastructure located within the public
13 right-of-way and in other local public places such as stadiums,
14 parks, campuses, hospitals, transit stations, and public buildings
15 consistent with all applicable health and safety requirements,
16 including Public Utilities Commission General Order 95.

17 (g) Provides for full recovery by local governments of the costs
18 of attaching small wireless facilities to utility poles, street lights,
19 and other suitable host infrastructure in a manner that is consistent
20 with existing federal and state laws governing utility pole
21 attachments generally.

22 (h) Permits local governments to charge wireless permit fees
23 that are fair, reasonable, nondiscriminatory, and cost based.

24 (i) Advances technological and competitive neutrality while not
25 adding new requirements on competing providers that do not exist
26 today.

27 ~~SEC. 2. Section 65850.6 of the Government Code is amended~~
28 ~~to read:~~

29 ~~65850.6. (a) A collocation facility shall be a permitted use not~~
30 ~~subject to a city or county discretionary permit if it satisfies the~~
31 ~~following requirements:~~

32 ~~(1) The collocation facility is consistent with requirements for~~
33 ~~the wireless telecommunications collocation facility pursuant to~~
34 ~~subdivision (b) on which the collocation facility is proposed.~~

35 ~~(2) The wireless telecommunications collocation facility on~~
36 ~~which the collocation facility is proposed was subject to a~~
37 ~~discretionary permit by the city or county and an environmental~~
38 ~~impact report was certified, or a negative declaration or mitigated~~
39 ~~negative declaration was adopted for the wireless~~
40 ~~telecommunications collocation facility in compliance with the~~

1 California Environmental Quality Act (Division 13 (commencing
 2 with Section 21000) of the Public Resources Code), the
 3 requirements of Section 21166 do not apply, and the collocation
 4 facility incorporates required mitigation measures specified in that
 5 environmental impact report, negative declaration, or mitigated
 6 negative declaration.

7 (b) A wireless telecommunications collocation facility, where
 8 a subsequent collocation facility is a permitted use not subject to
 9 a city or county discretionary permit pursuant to subdivision (a),
 10 shall be subject to a city or county discretionary permit issued on
 11 or after January 1, 2007, and shall comply with all of the following:

12 (1) City or county requirements for a wireless
 13 telecommunications collocation facility that specifies types of
 14 wireless telecommunications facilities that are allowed to include
 15 a collocation facility, or types of wireless telecommunications
 16 facilities that are allowed to include certain types of collocation
 17 facilities; height, location, bulk, and size of the wireless
 18 telecommunications collocation facility; percentage of the wireless
 19 telecommunications collocation facility that may be occupied by
 20 collocation facilities; and aesthetic or design requirements for the
 21 wireless telecommunications collocation facility.

22 (2) City or county requirements for a proposed collocation
 23 facility, including any types of collocation facilities that may be
 24 allowed on a wireless telecommunications collocation facility;
 25 height, location, bulk, and size of allowed collocation facilities;
 26 and aesthetic or design requirements for a collocation facility.

27 (3) State and local requirements, including the general plan, any
 28 applicable community plan or specific plan, and zoning ordinance.

29 (4) The California Environmental Quality Act (Division 13
 30 (commencing with Section 21000) of the Public Resources Code)
 31 through certification of an environmental impact report, or adoption
 32 of a negative declaration or mitigated negative declaration.

33 (e) The city or county shall hold at least one public hearing on
 34 the discretionary permit required pursuant to subdivision (b) and
 35 notice shall be given pursuant to Section 65091, unless otherwise
 36 required by this division.

37 (d) For purposes of this section, the following definitions apply:

38 (1) "Collocation facility" means the placement or installation
 39 of wireless facilities, including antennas, and related equipment,

1 on, or immediately adjacent to, a wireless telecommunications
2 collocation facility.

3 (2) “Small cell” means a wireless telecommunications facility
4 within the volume limits established by the Federal
5 Communications Commission for small wireless antennas and
6 associated equipment in the First Amendment to Nationwide
7 Programmatic Agreement for the Collocation of Wireless Antennas
8 (47 C.F.R. Part 1 Appendix B):

9 (3) “Wireless telecommunications facility” means equipment
10 and network components such as towers, utility poles, transmitters,
11 base stations, and emergency power systems that are integral to
12 providing wireless telecommunications services.

13 (4) “Wireless telecommunications collocation facility” means
14 a wireless telecommunications facility that includes collocation
15 facilities:

16 (e) The Legislature finds and declares that both small cell and
17 collocation facilities, as defined in this section, have a significant
18 economic impact in California and are not a municipal affair as
19 that term is used in Section 5 of Article XI of the California
20 Constitution, but are a matter of statewide concern:

21 (f) With respect to the consideration of the environmental effects
22 of radio frequency emissions, the review by the city or county shall
23 be limited to that authorized by Section 332(e)(7) of Title 47 of
24 the United States Code, or as that section may be hereafter
25 amended:

26 SEC. 3:

27 SEC. 2. Section 65964 of the Government Code is amended
28 to read:

29 65964. As a condition of approval of an application for a permit
30 for construction or reconstruction for a development project for a
31 wireless telecommunications facility or small cell, facility, as
32 defined in Section 65850.6, a city or county shall not do any of
33 the following:

34 (a) Require an escrow deposit for removal of a wireless
35 telecommunications facility or any component thereof. However,
36 a performance bond or other surety or another form of security
37 may be required, so long as the amount of the bond security is
38 rationally related to the cost of removal. In establishing the amount
39 of the security, the city or county shall take into consideration

1 information provided by the permit applicant regarding the cost
2 of removal.

3 (b) Unreasonably limit the duration of any permit for a wireless
4 telecommunications facility. Limits of less than 10 years are
5 presumed to be unreasonable absent public safety reasons or
6 substantial land use reasons. However, cities and counties may
7 establish a build-out period for a site. *A permit shall be renewed*
8 *for an equivalent duration unless the city or county makes a finding*
9 *that the wireless telecommunications facility does not comply with*
10 *the codes and permit conditions applicable at the time the permit*
11 *was initially approved.*

12 (c) Require that all wireless telecommunications facilities be
13 limited to sites owned by particular parties within the jurisdiction
14 of the city or county.

15 *SEC. 3. Section 65964.2 is added to the Government Code, to*
16 *read:*

17 *65964.2. (a) A small cell shall be a permitted use not subject*
18 *to a city or county discretionary permit if it satisfies the following*
19 *requirements:*

20 *(1) The small cell is located in the public right-of-way in any*
21 *zone or in any zone that includes a commercial or industrial use.*

22 *(2) The small cell complies with all applicable state and local*
23 *health and safety regulations.*

24 *(3) The small cell is not located on a fire department facility.*

25 *(b) (1) A city or county may require that the small cell be*
26 *approved pursuant to a single administrative permit provided that*
27 *the permit is issued within the time frames required by state and*
28 *federal law.*

29 *(2) An administrative permit may be subject to the following:*

30 *(A) The same administrative permit requirements as similar*
31 *construction projects applied in a nondiscriminatory manner.*

32 *(B) The submission of additional information showing that the*
33 *small cell complies the Federal Communications Commission's*
34 *regulations concerning radio frequency emissions referenced in*
35 *Section 332(c)(7)(B)(iv) of Title 47 of the United States Code.*

36 *(3) The administrative permit shall not be subject to:*

37 *(A) Requirements to provide additional services, directly or*
38 *indirectly, including, but not limited to, in-kind contributions such*
39 *as reserving fiber, conduit, or pole space.*

1 (B) *The submission of any additional information other than*
 2 *that required of similar construction projects, except as specifically*
 3 *provided in this section.*

4 (C) *Limitations on routine maintenance or the replacement of*
 5 *small cells with small cells that are substantially similar, the same*
 6 *size or smaller.*

7 (D) *The regulation of any antennas mounted on cable strands.*

8 (c) *A city or county shall not preclude the leasing or licensing*
 9 *of its vertical infrastructure located in public right-of-way or public*
 10 *utility easements under the terms set forth in this paragraph.*
 11 *Vertical infrastructure shall be made available under fair and*
 12 *reasonable fees, terms, and conditions and offered on a*
 13 *nondiscriminatory basis for small cells. Fees shall be cost-based,*
 14 *and shall not exceed the lesser of either of the following:*

15 (1) *The costs of ownership of the percentage of the volume of*
 16 *the capacity of the vertical infrastructure rendered unusable by a*
 17 *small cell.*

18 (2) *The rate produced by applying the formula adopted by the*
 19 *Federal Communications Commission for telecommunications*
 20 *pole attachments in Section 1.1409(e)(2) of Part 47 of the Code*
 21 *of Federal Regulations.*

22 (d) *A city or county shall not unreasonably discriminate in the*
 23 *leasing or licensing of property not located in the public*
 24 *right-of-way owned or operated by the city or county for*
 25 *installation of a small cell. A city or county shall authorize the*
 26 *installation of a small cell on property owned or controlled by the*
 27 *city or county not located within the public right-of-way to the*
 28 *same extent the city or county permits access to that property for*
 29 *commercial projects or uses. These installations shall be subject*
 30 *to reasonable and nondiscriminatory rates, terms, and conditions.*

31 (e) *For purposes of this section, the following terms have the*
 32 *following meanings:*

33 (1) (A) *“Small cell” means a wireless telecommunications*
 34 *facility, as defined in Section 65850.6, using licensed or unlicensed*
 35 *spectrum that meets the following qualifications:*

36 (i) *Any individual antenna, excluding the associated equipment,*
 37 *is individually no more than three cubic feet in volume, and all*
 38 *antennas on the structure total no more than six cubic feet in*
 39 *volume, whether in a single array or separate.*

1 (ii) (I) *The associated equipment on pole structures does not*
 2 *exceed 21 cubic feet for poles that can support fewer than three*
 3 *providers or 28 cubic feet for pole collocations that can support*
 4 *at least three providers, or the associated equipment on nonpole*
 5 *structures does not exceed 28 cubic feet for collocations that can*
 6 *support fewer than three providers or 35 cubic feet for collocations*
 7 *that can support at least three providers.*

8 (II) *The following types of associated ancillary equipment are*
 9 *not included in the calculation of equipment volume:*

10 (ia) *Electric meters and any required pedestal.*

11 (ib) *Concealment elements.*

12 (ic) *Any telecommunications demarcation box.*

13 (id) *Grounding equipment.*

14 (ie) *Power transfer switch.*

15 (if) *Cut-off switch.*

16 (ig) *Vertical cable runs for the connection of power and other*
 17 *services.*

18 (B) *“Small cell” does not include communications infrastructure*
 19 *extending beyond the telecommunications demarcation box.*

20 (2) *“Vertical infrastructure” means all poles or similar facilities*
 21 *owned or controlled by a city or county that are in the public*
 22 *right-of-way or public utility easements and meant for, or used in*
 23 *whole or in part for, communications service, electric service,*
 24 *lighting, traffic control, signage, or similar functions.*

25 (f) *The Legislature finds and declares that small cells, as defined*
 26 *in this section, have a significant economic impact in California*
 27 *and are not a municipal affair as that term is used in Section 5 of*
 28 *Article XI of the California Constitution, but are a matter of*
 29 *statewide concern.*

30 SEC. 4. *No reimbursement is required by this act pursuant to*
 31 *Section 6 of Article XIII B of the California Constitution because*
 32 *a local agency or school district has the authority to levy service*
 33 *charges, fees, or assessments sufficient to pay for the program or*
 34 *level of service mandated by this act, within the meaning of Section*
 35 *17556 of the Government Code.*

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**CITY OF SANTA CLARITA
AGENDA REPORT**

CONSENT CALENDAR

CITY MANAGER APPROVAL:

Ken Stripling

DATE: April 25, 2017

SUBJECT: STATE LEGISLATION: SENATE BILL 786

DEPARTMENT: City Manager's Office

PRESENTER: Masis Hagobian

RECOMMENDED ACTION

City Council adopt the Legislative Committee's recommendation to support Senate Bill 786 (Mendoza) and transmit position statements to Senator Mendoza, Santa Clarita's state legislative delegation, appropriate legislative committees, Governor Brown, and the League of California Cities.

BACKGROUND

Authored by Senator Tony Mendoza (D-Artesia), Senate Bill 786 proposes to authorize a city or county to request denial of an alcoholism or drug abuse recovery or treatment facility application to the Department of Health Care Services on the basis of over concentration of residential facilities.

Specifically, this bill:

1. Authorizes a city or county to request denial of an alcoholism or drug abuse recovery or treatment facility application submitted on or after January 1, 2018, to the Department of Health Care Services on the basis of over concentration of residential facilities. This bill defines "over concentration" as a new facility requesting to be located 300 feet or less from an existing alcoholism or drug abuse recovery or treatment facility.
2. Authorizes the Department of Health Care Services to deny an application for a new alcoholism or drug abuse recovery or treatment facility, if the proposed location is within 300 feet from an existing alcoholism or drug abuse recovery or treatment facility.
3. Requires the Department of Health Care Services to notify, in writing, at least 45 days prior to approving an application for a new facility, the planning agency of the city if the facility is to be located in the city, or the planning agency of the county if the facility is to

be located in an unincorporated area of the proposed location of the new facility.

This bill would grant local agencies the ability to request denial of an alcoholism or drug abuse recovery or treatment facility application to the Department of Health Care Services on the basis of over concentration. The City of Santa Clarita 2017 Legislative Platform (Legislative Platform) includes components related to local authority on alcoholism and drug abuse recovery or treatment facilities. Specifically, component 17 under the “State” section of the Legislative Platform advises that the City Council, “Support legislation that provides local governments with a role in regulating the location of state licensed alcohol or drug recovery facilities.”

In addition to Senate Bill 786, the City Council is being asked to support Senate Bill 34 (Bates). Both bills are similar in most respects, however, Senate Bill 34 (Bates) includes additional treatment services that would apply to the 300 foot zoning rule included in each bill. Specifically, Senate Bill 34 (Bates) requires that new treatment facilities that provide counseling, physical therapy, or nutritional planning services also be restricted from any location that is 300 feet or less from an existing recovery or treatment facility. Senate Bill 786 only applies to alcoholism or drug abuse recovery or treatment facilities.

Senate Bill 786 was referred to the Senate Committee on Health on March 9, 2017. As of the date of the writing of this report, a hearing was scheduled in the Senate Committee on Health for April 19, 2017.

The City Council Legislative Committee met on April 11, 2017, and recommends that the City Council adopt a “support” position for Senate Bill 786.

ALTERNATIVE ACTION

1. Adopt a “neutral” position on Senate Bill 786
2. Adopt an “oppose” position on Senate Bill 786
3. Take no action on Senate Bill 786
4. Refer Senate Bill 786 back to the Legislative Committee
5. Other action, as determined by the City Council

FISCAL IMPACT

The resources required to implement the recommended action are contained within the City's adopted 2016/17 budget.

ATTACHMENTS

SB 786 - Alcoholism or Drug Abuse Treatment Facilities

SENATE BILL**No. 786****Introduced by Senator Mendoza
(Coauthor: Senator Allen)**

February 17, 2017

An act to add Section 11834.11 to the Health and Safety Code, relating to alcoholism or drug abuse.

LEGISLATIVE COUNSEL'S DIGEST

SB 786, as introduced, Mendoza. Alcoholism or drug abuse recovery or treatment facilities: overconcentration.

(1) Existing law provides for the licensure and regulation of alcoholism or drug abuse recovery or treatment facilities serving adults by the State Department of Health Care Services, as prescribed.

This bill would require, for any licensing application submitted on or after January 1, 2018, the department to deny an application for a new facility license, if the proposed location is in proximity to an existing facility in an area zoned residential that would result in overconcentration, as defined. The bill would require the department or a county licensing agency, at least 45 days prior to approving any application for any new facility, to notify in writing the planning agency of the city, if the facility is to be located in the city, or the planning agency of the county, if the facility is to be located in an unincorporated area, of the proposed location of the facility. By requiring a county licensing agency to notify in this manner, this bill would impose a state-mandated local program. The bill would authorize a city or county to request denial of the license applied for on the basis of an overconcentration of facilities.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 11834.11 is added to the Health and
2 Safety Code, to read:

3 11834.11. (a) For any licensing application submitted on or
4 after January 1, 2018, the department shall deny an application for
5 a new facility license, if the proposed location is in proximity to
6 an existing facility in an area zoned residential that would result
7 in overconcentration.

8 (b) As used in this section, “overconcentration” means that if a
9 new license is issued, two or more alcoholism or drug abuse
10 recovery or treatment facilities will be separated by a distance of
11 300 feet or less, as measured from the nearest property line on
12 which an existing facility is located to the nearest property line of
13 the proposed facility in an area zoned residential.

14 (c) At least 45 days prior to approving any application for a new
15 facility, the department or county licensing agency shall notify in
16 writing the planning agency of the city, if the facility is to be
17 located in the city, or the planning agency of the county, if the
18 facility is to be located in an unincorporated area, of the proposed
19 location of the facility.

20 (d) Any city or county may request denial of the license applied
21 for on the basis of an overconcentration of facilities.

22 SEC. 2. If the Commission on State Mandates determines that
23 this act contains costs mandated by the state, reimbursement to
24 local agencies and school districts for those costs shall be made
25 pursuant to Part 7 (commencing with Section 17500) of Division
26 4 of Title 2 of the Government Code.

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**CITY OF SANTA CLARITA
AGENDA REPORT**

CONSENT CALENDAR

CITY MANAGER APPROVAL:

Ken Stripling

DATE: April 25, 2017

SUBJECT: APPROVAL OF THE CITY OF SANTA CLARITA'S TRANSIT 2017
TITLE VI PROGRAM

DEPARTMENT: Neighborhood Services

PRESENTER: Adrian Aguilar

RECOMMENDED ACTION

City Council approve the 2017 Title VI Program.

BACKGROUND

Title VI of the Civil Rights Act of 1964 (Title VI) prohibits discrimination on the basis of race, color, and national origin in programs that receive federal funding. The Federal Transportation Administration (FTA) is tasked with ensuring nondiscriminatory transportation practices are upheld by all transit agencies that receive federal funds. The City of Santa Clarita Transit operates, in part, using federal dollars. As such, the FTA requires that Santa Clarita Transit demonstrate compliance with Title VI by submitting an updated Title VI Program every three years. The last program was approved by City Council in May of 2014.

Section 601 of Title VI of the Civil Rights Act of 1964 states the following:

No person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.

The Title VI Program consists of a report and supporting documentation that provides evidence of the equitable distribution of services; promotion of full and fair participation in public transportation decision-making without regard to race, color, or national origin; and meaningful access to transit-related programs and activities by persons with Limited English Proficiency (LEP). The Title VI Program also outlines procedures in place for the public to file a Title VI complaint, and monitors service delivery, specifically with respect to low-income, minority, and LEP populations. The current Title VI Program is available to the public on the Santa Clarita Transit website.

While no major programmatic changes have been made, this update addresses ridership, fleet, and service area changes across the last three years. The update also confirms that Santa Clarita Transit routes continue to cover nearly all areas of the Santa Clarita Valley, with our most productive lines being those that serve communities with high LEP and minority populations.

Upon City Council approval, the 2017 Title VI Program will be submitted to the FTA for review. The FTA reviews and concurs with the updated Title VI Program or requests additional information. Failure to submit an updated Title VI Program could result in the loss of federal funding.

ALTERNATIVE ACTIONS

Other action as determined by the City Council.

FISCAL IMPACT

Approval of the updated Title VI Program poses no fiscal impact.

ATTACHMENTS

TRANSIT 2017 TITLE VI PROGRAM (available in the City Clerk's Reading File)

Agenda Item: 8

**CITY OF SANTA CLARITA
AGENDA REPORT**

CONSENT CALENDAR

CITY MANAGER APPROVAL:

Ken Stripling

DATE: April 25, 2017

SUBJECT: CHECK REGISTER NO. 8

DEPARTMENT: Administrative Services

PRESENTER: Carmen Magana

RECOMMENDED ACTION

City Council approve and ratify for payment the demands presented in Check Register No. 8.

BACKGROUND

Check Register No. 8 for the Period 03/17/17 through 03/30/17 and 04/06/17 in the aggregate amount of \$6,746,678.85.

Electronic Funds Transfers included in Check Register No. 8 for the Period 03/20/17 through 03/31/17 in the aggregate amount of \$1,481,617.21.

FISCAL IMPACT

No Fiscal Impact.

ATTACHMENTS

Memo - Check Register 8

Check Register No. 8 (available in the City Clerk's Reading File)

CITY OF SANTA CLARITA
INTEROFFICE MEMORANDUM

TO: Kenneth W. Striplin, City Manager

FROM: Carmen Magaña, City Treasurer

DATE: April 04, 2017

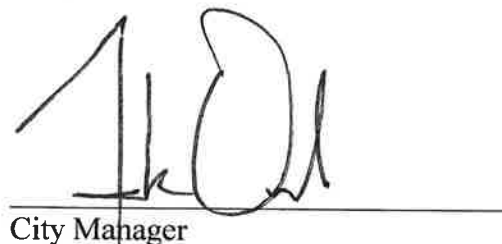
SUBJECT: Check Register No 8 for the Period 03/17/17 through 03/30/17 and 04/06/17; and Electronic Funds Transfers for the Period 03/20/17 through 03/31/17. Purchase Orders between \$20,000 and \$50,000 for the Period 03/19/17 through 04/02/17.

Please review the attached Check Register No 8 for the Period 03/17/17 through 03/30/17 and 04/06/17; and Electronic Funds Transfers for the Period 03/20/17 through 03/31/17. Purchase Orders between \$20,000 and \$50,000 for the Period 03/19/17 through 04/02/17.

CHECK REGISTER CERTIFICATE

Pursuant to the Government Code Section 37202, I hereby certify that the demands or claims covered by Check numbers 325073 through 325340, Voucher numbers V1011175 through V1011291 and other EFTs in the aggregate amount of \$6,746,678.85 are accurate and that the funds are legally liable for payment thereof.


City Treasurer


City Manager

CM:BG:kb

S:\FIN\Accounts Payable\Check Register Memo Packet\Check Register Memo\2017\Check Register Memo 04-06-17.doc

Attachment: Memo - Check Register 8 (1914 - Check Register No. 8)

CITY OF SANTA CLARITA
CHECK REGISTER
CHECK DATE: 04/06/2017
Summary Sheet

Check No	Check Date	Account	Vendor	Description	Account Description	Amount
Sub-Total Check Register:						
						\$ 5,178,713.90
Sub-Total- Other Electronic Funds Transfer:						
						\$ 1,481,617.21
Sub-Total Precheck Register:						
						\$ 86,347.74
Total Check Register:						
						<u><u>\$ 6,746,678.85</u></u>

Void Checks: 286997, 288943, 290721, 293250, 302890, 303051, 305026, 305239, 306967, 307552, 308976, 309751, 310168, 310322, 310338, 310711, 310923, 312036, 312059, 312628, 313525, 313544, 314077, 315104, 315673, 315841, 316232, 317188, 319248, 319682, 324339, 324452, 324695, 324696, 324697, 324698, 324699, 324700, 324702, 324703, 324705, 324706, 324707, 324708, 324709, 324710, 324711, 324712, 324713, 324714, 324715, 324716, 324717, 324718, 324719, 324720, 324721, 324722, 324723, 324724, 324725, 324726, 324727, 324728, 324729, 324730, 324731, 324732, 324733, 324734, 324735, 324736, 324737, 324738, 324739, 324740, 324741, 324742, 324743, 324744, 324745, 324746, 324747, 324748, 324749, 324750, 324751, 324752, 324753, 324754, 324755, 324756, 324757, 324758, 324759, 324760, 324761, 324762, 324763, 324764, 324765, 324766, 324767, 324768, 324769, 324770, 324771, 324772, 324773, 324775, 324776, 324777, 324778, 324779, 324780, 324781, 324782, 324783, 324784, 324785, 324786, 324787, 324788, 324789, 324790, 324791, 324792, 324793, 324794, 324795, 324796, 324797, 324798, 324799, 324800, 324801, 324802, 324803, 324804, 324805, 324806, 324807, 324808, 324809, 324810, 324811, 324812, 324813, 324814, 324815, 324816, 324817, 324818, 324819, 324820, 324821, 324822, 324823, 324824, 324825, 324826, 324827, 324828, 324829, 324830, 324831, 324832, 324833, 324834, 324835, 324836, 324837, 324838, 324839, 324840, 324841, 324842, 324843, 324844, 324845, 324846, 324847, 324848, 324849, 324890, 324903, 324992, 325027, 325028, 325055, 325056, 325062, 325075, 325076, 325077, 325082, 325083, 325084, 325085, V1011036, V1011149

**Electronic Funds Transfers
For the Period 03/20/17 through 03/31/17**

<u>ACCOUNT</u>	<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
19500-5501.500	Umpqua Bank	Bond Debt Service	745,131.58
19106-5301.002	Bank of New York	OSPD Interest	217,853.14
100-2003.007	CalPERS	Retirement Benefits-Classic	207,155.30
100-2003.002	IRS	Federal Payroll Taxes	173,993.87
100-2003.004	EDD	State Payroll Taxes	52,303.12
100-2003.007	CalPERS	Retirement Benefits-PEPRA	46,219.57
100-2003.011	ICMA-457	Deferred Compensation	35,732.93
100-2003.011	ICMA-401	Deferred Compensation	3,227.70
		TOTAL	\$ 1,481,617.21