



**CITY OF SANTA CLARITA  
AGENDA REPORT**

CONSENT CALENDAR

CITY MANAGER APPROVAL: Ken Stripling

DATE: July 14, 2020

SUBJECT: STATE LEGISLATION: ASSEMBLY BILL 3269

DEPARTMENT: City Manager's Office

PRESENTER: Masis Hagobian

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RECOMMENDED ACTION

City Council adopt the City Council Legislative Committee recommendation to oppose Assembly Bill 3269 (Chiu) and transmit position statements to Assembly Member David Chiu, Santa Clarita’s state legislative delegation, appropriate legislative committees, Governor Newsom, and the League of California Cities.

BACKGROUND

Authored by Assembly Member David Chiu (D-17-San Francisco), Assembly Bill 3269 authorizes the State to take legal action against a local agency and preempt local land use authority, if homeless populations do not decrease within a local jurisdiction by the prescribed rate and timeframe included in the bill.

Specifically, Assembly Bill 3269:

1. Creates the Office of the Housing and Homelessness Inspector General as an independent office within the Business, Consumer Services, and Housing Agency.
2. Requires the State Homelessness Coordinating and Financing Council to conduct a gaps and needs analysis to summarize the current inventory of services for persons experiencing homelessness and to quantify the need for additional interventions and the associated cost for those interventions.
3. Requires the State Department of Housing and Community Development (HCD) to set a benchmark goal to reduce homelessness for each State and local agency by January 1, 2028, based on the needs and gaps analysis performed by the Homelessness Coordinating and Financial Council.
  - a. The benchmark goal will establish a minimum percentage reduction of

homelessness goal within each local agency's jurisdiction based on the 2019 homeless point-in-time count.

- b. HCD will establish annual homelessness reduction benchmarks for each local agency that requires progress toward the established benchmark goal.
3. Requires each State and local agency to develop an actionable plan to achieve the benchmark goal to reduce homelessness set by the HCD and transmit the plan to HCD by January 1, 2022.
5. Require the Inspector General to do the following:
  - a. Monitor the implementation and progress of the State and local agencies based on adopted plans.
  - b. Offer technical assistance to State and local agencies to comply with actionable plans to address homelessness.
  - c. Audit State and local agencies to determine compliance with adopted plans.
  - d. Bring actions against a State or local agency to compel compliance with their respective adopted plans.
  - e. Investigate complaints and issue civil penalties.

Additionally, this bill authorizes the Inspector General to bring legal action against a State or local agency if the applicable State or local agency has not complied with any of the provisions included in this legislation. If, in an action brought by the Inspector General, the court finds that the applicable State or local agency has not complied with the provisions included in this bill, the Inspector General may request that the court issue an order or judgment directing the State or local agency to substantially comply by taking corrective actions, including to require local agencies to rezone sites to permit the construction of housing and emergency shelters.

The City of Santa Clarita (City) is committed to increasing service capacity and resources to assist local service providers and the local homeless population to ensure the health and safety of all residents. In an effort to support local initiatives, the City donated more than \$1 million of property and resources to one of the primary local service providers, Bridge to Home, to develop a year-round shelter. Additionally, the City has hired consultants to develop a Citywide action plan to address homelessness and established a local Homelessness Task Force comprised of more than 30 key stakeholders within the community.

Addressing homelessness requires a comprehensive approach that includes a range of resources, services, and coordination. This bill does not acknowledge the complexity and unique circumstances that individuals and communities face in addressing this issue. Furthermore, this bill establishes an arbitrary legal liability for local agencies that may result in the preemption of local land use authority.

The recommendation to oppose Assembly Bill 3269 is consistent with Component 21 under the "State" section of the City of Santa Clarita 2020 Legislative Platform. Specifically, Component 21 advises that the City Council, "Oppose legislation that would interfere with, limit or eliminate the decision-making authority of municipalities in the area of local land use."

Assembly Bill 3269 was introduced on February 21, 2020, as a spot bill and amended on May 4,

2020. The bill was approved by the Assembly (58-10-11) on June 10, 2020, and is awaiting assignment to a policy committee in the Senate. Assemblywoman Christy Smith voted in support of the bill and Assembly Member Tom Lackey voted in opposition to the bill during the Assembly floor vote.

The City Council Legislative Committee met on June 29, 2020, and recommends that the City Council adopt an “oppose” position on Assembly Bill 3269.

#### ALTERNATIVE ACTION

1. Adopt a “neutral” position on Assembly Bill 3269
2. Adopt a “support” position on Assembly Bill 3269
3. Take no action on Assembly Bill 3269
4. Refer Assembly Bill 3269 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 of Santa Clarita's adopted FY 2020-21 budget.

#### ATTACHMENTS

AB 3269 - Bill Text