



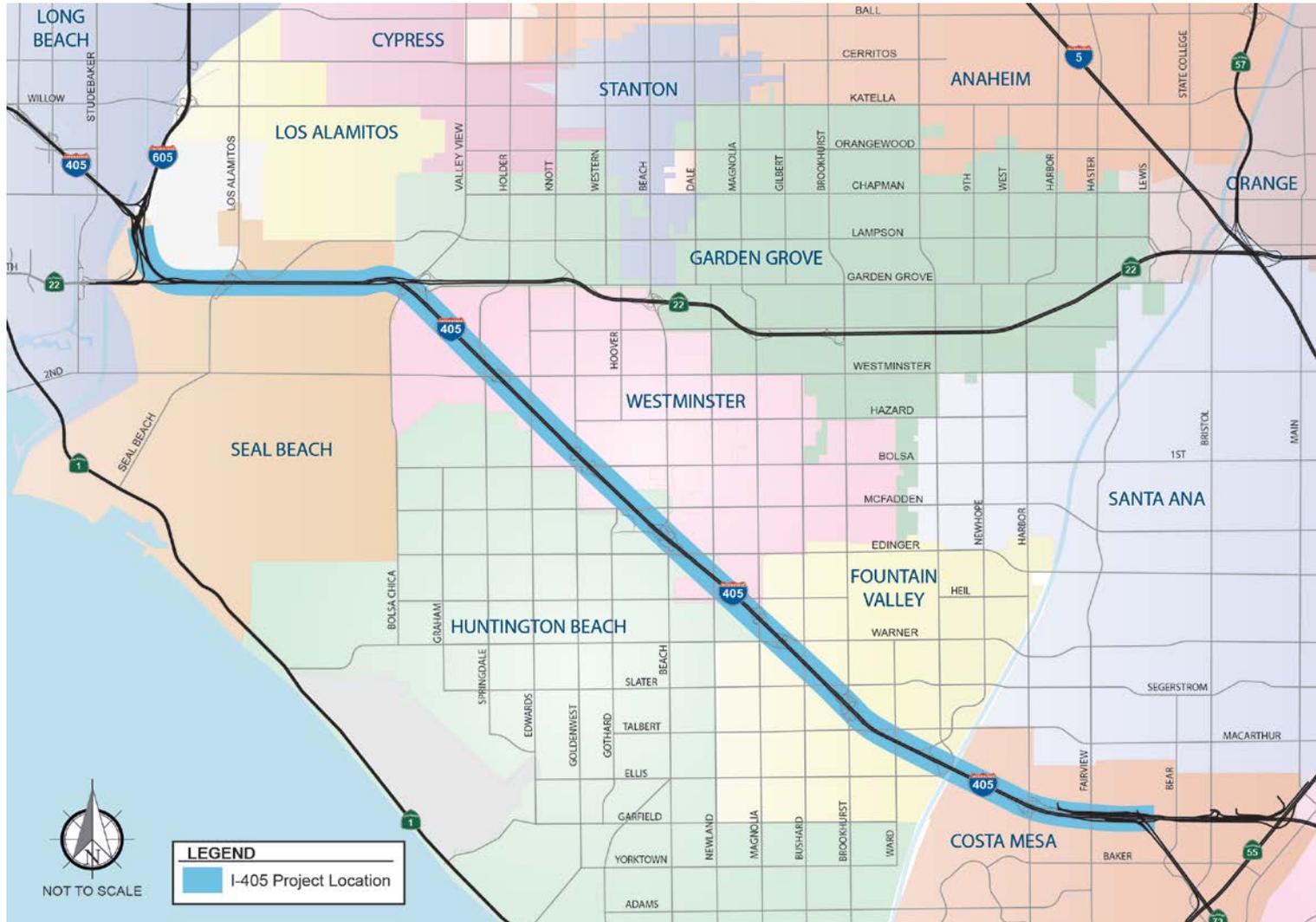


# Interstate 405 Improvement Project





# Project Location





# Project Description



The project adds 1 general purpose and 1 express lane. The express lane, when combined with the existing carpool lane, creates the I-405 Express Lanes, a two-lane each direction express lane facility.



# OCTA/Caltrans Terms and Conditions

- ❖ OCTA will operate express lanes
- ❖ OCTA will set toll policy
- ❖ HOV 2+ free for no less than three years\*
- ❖ Continuous access should not be precluded in the future
- ❖ Congestion management pricing used:
  - Triggers put in place to adjust tolls
  - Speed optimized for mobility, reliability
- ❖ Net excess revenues will be used within the corridor
- ❖ OCTA and Caltrans will develop an Expenditure Plan for net excess revenues and that Plan will be reviewed and adopted by the OCTA Board

\* Subject to results of the Investment Grade Traffic and Revenue Study and further additional funding considerations.



# Coordination with City of Huntington Beach

- ❖ Traffic Management Plan (TMP)
- ❖ Cooperative Agreements
- ❖ Right of Way Requirements and Process
- ❖ Landscaping/Aesthetics
- ❖ Utility Relocations
- ❖ Emergency Services Coordination
- ❖ Coordination with Stakeholders



# Recent Milestones and Next Steps

Description	Current Schedule
Signed Final Environmental Document	March 2015
Issued Federal Record of Decision (NEPA)	May 15, 2015
Issued State Notice of Determination (CEQA)	June 17, 2015
Develop Toll Policy	Late 2015/Early 2016
Shortlist DB Teams and Issue DB Draft RFP	November 2015
Issue DB RFP	April 2016
DB Award	December 2016
DB Notice to Proceed	February 2017
Design and Construction	2017 to 2022



# Community Outreach

**Christina Byrne**

OCTA Community Outreach Manager

[405project@octa.net](mailto:405project@octa.net)

714-560-5717

Project Website

[www.octa.net/405improvement](http://www.octa.net/405improvement)

Facebook

<https://www.facebook.com/405improvement>

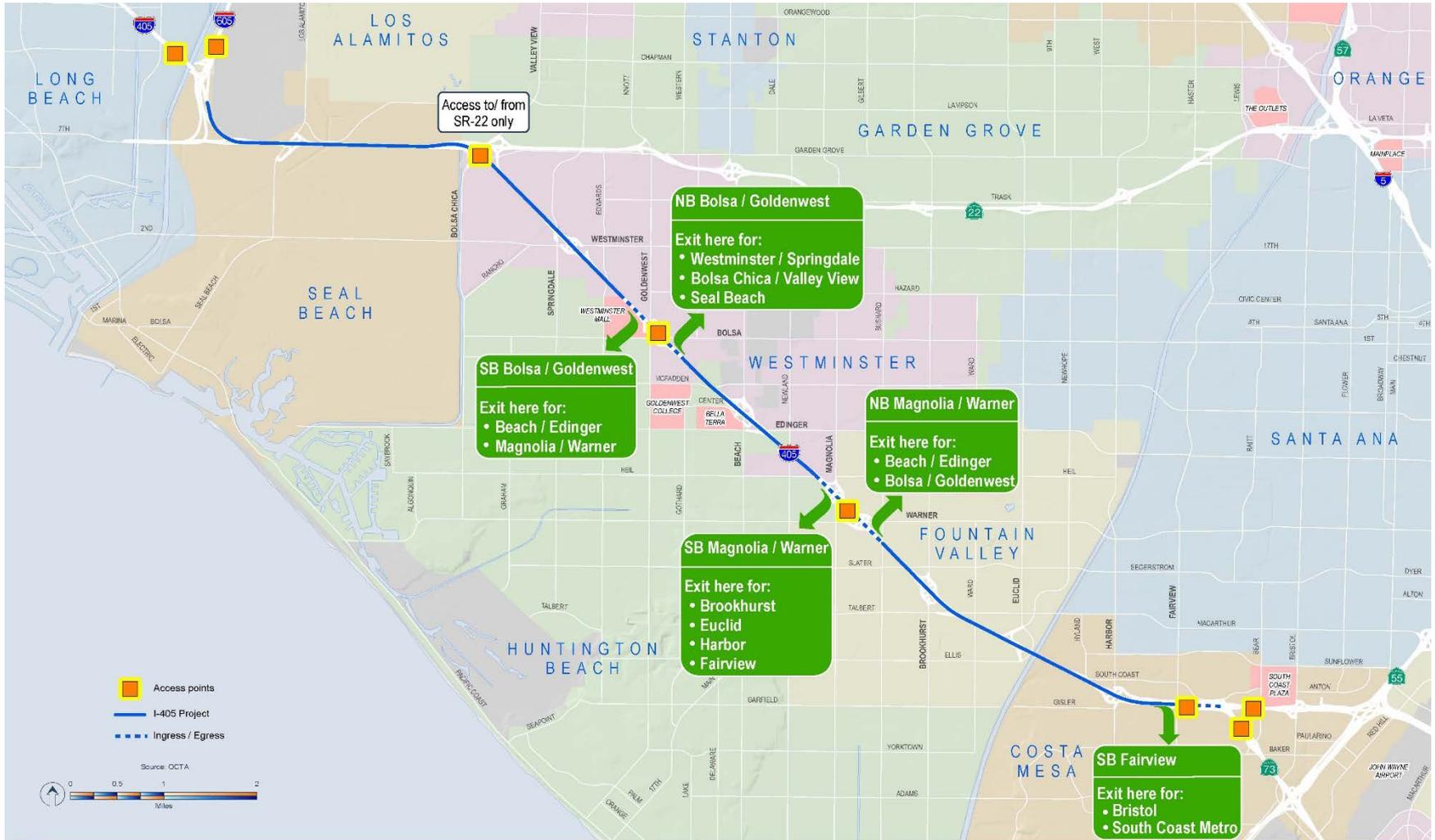
**Thank you!**



# Extra Slides



# Access Points



# Huntington Beach Youth Shelter

Study Session  
August 3, 2015





## Background

- In 1988, the City approved the establishment of a youth shelter at the vacant Brooks House located in Central Park
- In 1989, a group of concerned Huntington Beach citizens formed Huntington Beach Youth Shelter Inc. a 501(c)3
- To establish, maintain and supervise a temporary home facility for minors
- The organization renovated and expanded the Brooks House and began operating it as a shelter

## Background (cont.)

- Original lease was for 20 years at \$20 per year
- In 1996, the organization requested and City approved the transfer of the lease to Volunteers of America (VOA)
- Due to loss of funding, VOA ceased operating the shelter in 2005
- An RFP was issued and two non-profits submitted proposals





## Background (cont.)

- **Community Service Programs Inc. (CSP) was selected to operate the youth shelter**
- **The City and CSP entered into a 10 Year Lease**
- **CSP was awarded a Department of Health and Human Services grant - Runaway and Homeless Act**
- **CSP operates the youth shelter, and its current agreement is set to expire January 1, 2016.**

# Clients served at the Huntington Beach Youth Shelter

- **Total Clients served: 1080**
- **Huntington Beach Clients served: 210**
- **Other Cities and States: 870**

# CSP and County Agreement

- In 2014, CSP no longer received Department of Health and Human Services funds for operation of the Youth Shelter
- Prior to losing the federal funds, CSP was concerned on the ability to sustain operation, and looked for funding options – County of Orange was offering funding for youths that were being released from local hospitals, but still needed short-term shelter, counseling, etc.
- Former Police Chief approved an agreement with CSP to allow them to enter into a contract with the County that allocated 6 of the youth shelter beds to the County mental health system
  - Original Term of July 1, 2014 – June 30, 2015

# County Agreement

- **CSP and the County entered an agreement from July 1, 2015 – June 30, 2017 for “Children’s Crisis Residential Services”**
  - **Continues 6 beds for County mental health use – 6 beds for youth shelter use.**



# Summary

- Current Lease terminated January 1, 2016
- County Agreement with CSP is through June 30, 2017
- Six (6) beds are currently contracted to the County
- City Lease with CSP does not include definite “Huntington Beach” requirement – states “Provide outreach efforts that target primarily Huntington Beach high-risk youth populations.”
- EDC recommend that a Study Session be held on the issue and provide staff direction



# City Options

- **Extend the current lease 18 months to June 30, 2017. Report back to the City Council in July 2016 regarding the impacts to the Shelter with the County Agreement; or**
- **Extend the Lease with CSP for 5 years; or**
- **Maintain current lease through January, 2016 and release a RFP for Youth Shelter proposals**
  - **May require a month to month lease with CSP**
  - **CSP would be encouraged to propose on continuing the shelter services**

Request: 23151 Entered on: 07/30/2015 07:21 AM

**Customer Information**

**Name:** steve engel  
**Address:** 16771 debra circle  
Huntington Beach, CA  
92647

**Phone:** (562) 243-1124  
**Alt. Phone:**  
**Email:** stephen.w.engel@boeing.com

**Request Classification**

**Topic:** Inquiry to a City Council Member  
**Status:** Open  
**Assigned to:** Johanna Dombo  
**City Council:** 8 - All Members of City Council

**Request type:** Comment  
**Priority:** Normal  
**Entered Via:** Web

**Description**

Dear Mayor and City Council Members-  
I am a 28 year resident and a long time volunteer support numerous activities in and around our wonderful Central Park. One of these is serving on the Advisory Council for the Huntington Beach Youth Shelter and the operation of this by CSP. I understand that the lease of the Shelter facility is up for re-renewal and I would whole heartily ask for your support in this effort. The HB Youth Shelter does many great things for our community and we hope to see this wonderful asset continue to serve right here in the heart of our city. Thanks!! Steve

**Reason Closed**

**Date Expect Closed:** 08/09/2015

Enter Field Notes Below

Notes:

**SUPPLEMENTAL  
COMMUNICATION**

Meeting Date: 8-3-15

Agenda Item No. SS#2

Notes Taken By: \_\_\_\_\_ Date: \_\_\_\_\_

Request: 23172 Entered on: 07/31/2015 3:46 PM

**Customer Information**

**Name:** Melissa Shaia-Egle  
**Address:** 17231 Ash Lane #4  
Huntington Beach, CA  
92647

**Phone:** (714) 884-6714  
**Alt. Phone:**  
**Email:** melissa@calfaucets.com

**Request Classification**

**Topic:** Inquiry to a City Council Member  
**Status:** Open  
**Assigned to:** Johanna Dombo  
**City Council:** 8 - All Members of City Council

**Request type:** Comment  
**Priority:** Normal  
**Entered Via:** Web

**Description**

I support the lease renewal of the Huntington Beach Youth Shelter.

**Reason Closed**

**Date Expect Closed:** 08/10/2015

Enter Field Notes Below

Notes:

Multiple horizontal lines for entering field notes.

Notes Taken By: \_\_\_\_\_ Date: \_\_\_\_\_

**SUPPLEMENTAL  
COMMUNICATION**

Meeting Date: 8-3-15

Agenda Item No. SS#2

## Esparza, Patty

---

**From:** Flynn, Joan  
**Sent:** Monday, August 03, 2015 6:13 AM  
**To:** Esparza, Patty  
**Subject:** Fwd: 8/3 City Council Agenda Item 6

Joan Flynn, City Clerk

Huntington Beach

Begin forwarded message:

### SUPPLEMENTAL COMMUNICATION

**From:** Rob Pool <[rob.pool.oc@gmail.com](mailto:rob.pool.oc@gmail.com)>  
**Date:** August 3, 2015 at 12:32:27 AM PDT  
**To:** <[city.council@surfcity-hb.org](mailto:city.council@surfcity-hb.org)>  
**Cc:** <[cfikes@surfcity-hb.org](mailto:cfikes@surfcity-hb.org)>, <[jflynn@surfcity-hb.org](mailto:jflynn@surfcity-hb.org)>  
**Subject:** 8/3 City Council Agenda Item 6

Meeting Date: 8-3-15  
Agenda Item No. 6

Dear Mayor Hardy and Council Members,

I am writing today to address Item 6 of the August 3, 2015 City Council Agenda. I fully support the Recommended Action in all three of these cases.

I would like to address the latter two in particular, if I might. I have been late to the game with respect to the Poseidon Desalination issue. But it didn't take long to determine that things were not adding up. My concern over this project has never been, as has been with others, environmental. My issue has always been with the risks/rewards for the citizens of Huntington Beach. It became clear to me approximately six months ago at a SE Area meeting. In that meeting Scot Maloni, VP of Poseidon, and I had a discussion about several Poseidon issues. One of those issues was what happened to the franchise fee negotiated between the city of Huntington Beach and Poseidon. Mr. Maloni gave me an answer that seemed troubling- something about the fact that they hadn't assigned the building of the pipeline to anyone and now that had been determined to be assigned to OCWD. So they would receive the franchise fee. He further said that if Huntington Beach had any concerns about that issue that the city could negotiate that issue with OCWD. Immediately, I wondered, "How does a company negotiate with a city and make a promise of a substantial franchise fee and then ten years later promise that same fee to another entity?"

OCWD and Poseidon, in their concern for reaching an agreement on the term sheet have forgotten one very important element . **And that is Huntington Beach.** This is not an agreement between two parties, but three. The proposed letter will clarify to OCWD of the agreement between our city and Poseidon. Whether you are for or against this project, your first duty is to protect the interests of Huntington Beach. This letter needs to be sent!

**Dombo, Johanna**

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**From:** Surf City Pipeline <noreply@user.govoutreach.com>  
**Sent:** Monday, August 03, 2015 8:29 AM  
**To:** Dombo, Johanna  
**Subject:** Surf City Pipeline: You have been assigned a new Request #: 23168

**Request # 23168 from the Government Outreach System has been assigned to you.**

---

**Request type:** Comment

**Request area:** Contact an Executive

**Citizen name:** MILT DARDIS

**Description:** Your proposed drafter letter to the OCWD dated Aug 3,2015 is of concerned to me. 1. Where is the Performance Bond that Poseidon Resources is to issue in case of default., 2. Where is the Completion Bond that Poseidon Resources is to issue guarantying building performance. 3. Where is the Yearly Franchise Fee of \$450,000 to be paid by Poseidon Resources as promised by Don Hansen and Green who were 2 of the 4 City Council members who voted for this project 4. Can an Orange County government entity enter into a 50 year Bond agreement. Where is the prescedent.

**Expected Close Date:** August 7, 2015

[Click here to access the request](#)

Note: This message is for notification purposes only. Please do not reply to this email. Email replies are not monitored and will be ignored.

**SUPPLEMENTAL  
COMMUNICATION**

Meeting Date: 8-3-15

Agenda Item No. 6

**Esparza, Patty**

---

**From:** Flynn, Joan  
**Sent:** Saturday, August 01, 2015 1:50 PM  
**To:** Esparza, Patty  
**Subject:** Fwd: 8/3 HB City Council Agenda

**SUPPLEMENTAL  
COMMUNICATION**

Joan Flynn, City Clerk  
Huntington Beach

Meeting Date: 8-3-15

Agenda Item No. 13

Begin forwarded message:

**From:** "Maria T. Spain" <mtspain1@yahoo.com>  
**Date:** August 1, 2015 at 1:42:29 PM PDT  
**To:** "city.council@surfcity-hb.org" <city.council@surfcity-hb.org>  
**Cc:** "cfikes@surfcity-hb.org" <cfikes@surfcity-hb.org>, Joan Flynn <jflynn@surfcity-hb.org>  
**Subject:** 8/3 HB City Council Agenda  
**Reply-To:** "Maria T. Spain" <mtspain1@yahoo.com>

Dear Mayor Hardy and Council Members,

I am writing to strongly urge that you oppose Agenda Item 13 and NOT approve the HUD consolidated plan, Items A, B, C and D.

First, I would like to thank all of you for acting to table this item from the last council meeting pending further review. I have read the analysis by the city's consultant, Karen Warner, and I am shocked that staff would find this analysis adequate to risk the entire future of local zoning control on this document???

To begin, even Ms. Warner admits that the HUD "Data Assessment Tool" is not yet available which is why major policy and legal think-tanks across the nation are warning cities NOT to take HUD money as every aspect of implementation and enforcement is tied to the "data assessment tool". Funny that the HUD AFFH rule closely resembles another massive piece of Federal legislation with similar terms (Affordable Care Act) in which legislators said we would have to "pass the bill to find out what it contains". Why on earth would we risk losing local zoning control for a mere .062% of our overall budget?

To illustrate how dangerous this new HUD AFFH ruling is to local communities, two legislators have authored Federal legislation:

**Rep. Paul Gosar (AZ) - HR 19915**

<https://www.congress.gov/bill/114th-congress/house-bill/1995>

<http://gosar.house.gov/press-release/house-passes-gosar-amendment-protecting-local-zoning-rights-federal-overreach>

**Sen. Mike Lee (UT) - Local Zoning Decisions and Protection Act**

**Esparza, Patty**

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**From:** Flynn, Joan  
**Sent:** Saturday, August 01, 2015 1:48 PM  
**To:** Esparza, Patty  
**Subject:** Fwd: 8/3 City Council Agenda Item 13 - HUD

SC

Joan Flynn, City Clerk  
Huntington Beach

**SUPPLEMENTAL  
COMMUNICATION**

Meeting Date: 8-3-15

Agenda Item No. 13

Begin forwarded message:

**From:** Cari <cswanie@aol.com>  
**Date:** August 1, 2015 at 1:05:50 PM PDT  
**To:** <city.council@surfcity-hb.org>  
**Cc:** <cfikes@surfcity-hb.org>, <jflynn@surfcity-hb.org>  
**Subject:** 8/3 City Council Agenda Item 13 - HUD

Dear Mayor Hardy and Council Members,

I am writing to strongly urge that you oppose Agenda Item 13 and NOT approve the HUD consolidated plan, Items A, B, C and D.

First, I would like to thank all of you for acting to table this item from the last council meeting pending further review. I have read the analysis by the city's consultant, Karen Warner, and I am shocked that staff would find this analysis adequate to risk the entire future of local zoning control on this document???

To begin, even Ms. Warner admits that the HUD "Data Assessment Tool" is not yet available which is why major policy and legal think-tanks across the nation are warning cities NOT to take HUD money as every aspect of implementation and enforcement is tied to the "data assessment tool". Funny that the HUD AFFH rule closely resembles another massive piece of Federal legislation with similar terms (Affordable Care Act) in which legislators said we would have to "pass the bill to find out what it contains". Why on earth would we risk losing local zoning control for a mere .062% of our overall budget?

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<http://gosar.house.gov/press-release/house-passes-gosar-amendment-protecting-local-zoning-rights-federal-overreach>

**Sen. Mike Lee (UT) - Local Zoning Decisions and Protection Act**

**Esparza, Patty**

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**From:** Flynn, Joan  
**Sent:** Sunday, August 02, 2015 8:12 PM  
**To:** Esparza, Patty  
**Subject:** Fwd: August 3rd Council Item 13 - HUD

SC

Joan Flynn, City Clerk  
Huntington Beach

Begin forwarded message:

**SUPPLEMENTAL  
COMMUNICATION**

Meeting Date: 8-3-15

Agenda Item No. 13

**From:** Sandy Thigpen <sandyt3@me.com>  
**Date:** August 2, 2015 at 8:06:50 PM PDT  
**To:** HB City Council <city.council@surfcity-hb.org>, <cfikes@surfcity-hb.org>, Joan Flynn <jflynn@surfcity-hb.org>  
**Subject:** August 3rd Council Item 13 - HUD

Dear Mayor Hardy and Council Members,

I am not able to attend the meeting in person tomorrow and would greatly appreciate your consideration of my email. I am writing to strongly urge that you oppose Agenda Item 13 and NOT approve the HUD consolidated plan, Items A, B, C and D.

First, I would like to thank all of you for acting to table this item from the last council meeting pending further review. There are a number of concerns regarding the analysis prepared by the city's consultant, Karen Warner. I strongly suggest that the risk versus gain of this critical proposition be reconsidered. The disproportionate amount of risk for the city of HB and our ability to make decisions regarding local zoning does not justify the small amount of gain of our overall budget.

How is it possible to make an educated, informed, decision, without the actual tool designed to measure the impact of the new HUD AFFH ruling? The Data Assessment Tool, that was designed to afford individual cities the ability to calculate the gain/loss ratio of this program, has not been made available. The citizens of HB have entrusted you with the safe keeping of our city and are counting on you to make informed decisions based on what is best for HB, not a short sided gain that has a long lasting impact on our ability to make local zoning decisions.

To illustrate how dangerous this new HUD AFFH ruling is to local communities, two legislators have authored Federal legislation:

**Rep. Paul Gosar (AZ) - HR 19915**

<https://www.congress.gov/bill/114th-congress/house-bill/19915>

<http://gosar.house.gov/press-release/house-passes-gosar-amendment-protecting-local-zoning-rights-federal-overreach>

**Sen. Mike Lee (UT) - Local Zoning Decisions and Protection Act**

<http://www.lee.senate.gov/public/index.cfm/press-releases?ID=1e29389d-4e8e-4d0c-ac63-223e9d2211cc>

The fact that two legislators have authored Federal legislation citing the negative impact and yet to be disclosed implications, should be a giant red flag.

In closing, thank you, for your consideration to take a much deeper and necessary look at a situation that would have such a negative impact on our city and its concerned citizens.

## Esparza, Patty

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**From:** Flynn, Joan  
**Sent:** Monday, August 03, 2015 10:06 AM  
**To:** Esparza, Patty  
**Subject:** Fwd: 8/3 City Council Agenda Item 13 - HUD

Joan Flynn, City Clerk  
Huntington Beach

Begin forwarded message:

**From:** Dick Thiel <[rthiel@socal.rr.com](mailto:rthiel@socal.rr.com)>  
**Date:** August 3, 2015 at 8:59:33 AM PDT  
**To:** <[city.council@surfcity-hb.org](mailto:city.council@surfcity-hb.org)>  
**Cc:** <[jflynn@surfcity-hb.org](mailto:jflynn@surfcity-hb.org)>, <[cfikes@surfcity-hb.org](mailto:cfikes@surfcity-hb.org)>  
**Subject: Re: 8/3 City Council Agenda Item 13 - HUD**

Dear Mayor Hardy and Council Members,

I strongly urge that you oppose Agenda Item 13 and NOT approve the HUD consolidated plan, Items A, B, C and D.

I have read the analysis by the city's consultant, Karen Warner, and I find that this analysis to be inadequate and I'm shocked to think that anyone would risk the entire future of local zoning control on this document???

Once our city accepts HUD funding they will be in control of our local Zoning. As a Result of their control, they will impose more requirements to develop more High Density Housing so that they can accomodate more low income people, which is one of the Progressives way of economic re-distribution. If you want to see this in action, take a look at the adoption of Common Core in California. They Bribe Gerry Brown by providing money to the State if He would implement Common Core education system. The supporters claim that it is not Government controlled curriculum. However, today it is, even though they say it isn't.

To begin, even Ms. Warner admits that the HUD "Data Assessment Tool" is not yet available which is why major policy and legal think-tanks across the nation are warning cities NOT to take HUD money as every aspect of implementation and enforcement is tied to the "data assessment tool". Funny that the HUD AFFH rule closely resembles another massive piece of Federal legislation with similar terms (Affordable Care Act) in which legislators said we would have to "pass the bill to find out what it contains". Why on earth would we risk losing local zoning control for a mere .062% of our overall budget?

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<http://gosar.house.gov/press-release/house-passes-gosar-amendment-protecting-local-zoning-rights-federal-overreach>

**Sen. Mike Lee (UT) - Local Zoning Decisions and Protection Act**

<http://www.lee.senate.gov/public/index.cfm/press-releases?ID=1e29389d-4e8e-4d0c-ac63-223e9d2211cc>

They both caution cities from accepting **ANY** HUD funds as a result of the HUD AFFH rule. And to again quote Stanley Kurtz, Sr Fellow with the Ethics and Public Policy Center:

"Yet it would be foolish for local governments to rely on congressional efforts to defund AFFH. For now, localities wishing to avoid a de facto federal takeover need to consider turning down HUD grant money. Sen. Lee's press release on his AFFH defunding bill rightly notes problems in HUD's Community Development Block Grant program (CDBG). But there's no time to wait for reform. Localities need to consider turning down HUD money right now."

<http://www.nationalreview.com/corner/421864/lee-rubio-cotton-and-more-move-block-affh-senate-stanley-kurtz>

Please oppose Agenda Item 13!

Respectfully,  
Richard Thiel  
Huntington Beach Community Services Commisioner

**Dombo, Johanna**

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**From:** Linda Polkinghorne <lapolkinghorn@gmail.com>  
**Sent:** Monday, July 20, 2015 3:28 PM  
**To:** CITY COUNCIL  
**Subject:** HUD

What is wrong with you people....taking money from HUD is like selling your soul to the Devil. Are you hell bent on wrecking our city ????????

**SUPPLEMENTAL  
COMMUNICATION**

Meeting Date: 8-3-15

Agenda Item No. 13

**Dombo, Johanna**

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**From:** Linda Polkinghorne <lapolkinghorn@gmail.com>  
**Sent:** Saturday, August 01, 2015 4:20 PM  
**To:** CITY COUNCIL  
**Subject:** HUD

Can someone.....anyone tell me why you want HUD money??????? Karen Warner thinks this is a good idea....she also thinks high density housing is good too, doesn't that tell you something??????. Why are you trying to destroy our city????? You need to investagate this and not rely on other people to do it for you. You will find MANY strings attached to this money. Please open your eyes and don't take this money.

**SUPPLEMENTAL  
COMMUNICATION**

Meeting Date: 8-3-15

Agenda Item No. 13

## Dombo, Johanna

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**From:** Mark Benabou <markmordechaib@gmail.com>  
**Sent:** Monday, July 20, 2015 3:20 PM  
**To:** CITY COUNCIL; Fikes, Cathy; Flynn, Joan  
**Cc:** Barbara and Autumn McCall; Dan Schultz Schultz; Elise Masseling; Huntington West Properties Inc; Stier, Traci; Meir Ben Shoshan; Arni Boaz Friend; Jacque De Groot; Doron Goren; Michael C Jones; Deby & Larry Tekler; Lary Malon; faye markland; Jacque Masseling; Mark Mathis; MBCRENSHAW@AOL.COM; Joe Unger; Nick Zamvakellis  
**Subject:** Fwd: City Council Meeting 7-20-15 Item #21 - HUD Consolidated Plan

Dear Mayor Hardy and Council Members,

I am writing to express concern and request that you please table Item #21 on the next council agenda. I would like to briefly share information that has been formulating within HUD and how it will affect local municipalities in a VERY dangerous way.

I am very much aware that the City of Huntington Beach has been participating in various HUD grants a programs for many years, and is often the case with Federal monies and programs, they come with "strings attached" that can encumber a city to comply with both related and unrelated rules mandated by the Federal government.

For those on city council who may not be aware, the US Dept of Housing and Urban Development announced their final rule on a program called Affirmatively Furthering Fair Housing (AFFH). Below are a few links to the HUD site that briefly describe the program. The second link is most important, and frankly quite complicated and the reason that I believe we must TABLE any further commitments with HUD and make sure we fully understand the long term ramifications to our city.

[http://www.huduser.org/portal/affht\\_pt2.html](http://www.huduser.org/portal/affht_pt2.html)

[http://www.huduser.org/portal/sites/default/files/pdf/AFFH\\_Final\\_Rule.pdf](http://www.huduser.org/portal/sites/default/files/pdf/AFFH_Final_Rule.pdf)

The second link is the full 377 page AFFH Final Rules that I have been reading and working very hard to digest for the past few days. At best it is terribly ambiguous and terrifying as to the type of potential over-reach this represents by the Federal government into local communities including the ability to re-zone, data collection, education and transportation authority...just to mention a few!

I think some of the best analysis comes from Stanley Kurtz who is a Senior Fellow with The Ethics and Public Policy Center in the following article published in National Review:

<http://www.nationalreview.com/corner/420896/massive-government-overreach-obamas-affh-rule-out-stanley-kurtz>

To quote Mr. Kurtz:

"At this point, municipalities across the country need to seriously consider refraining from applying for Community Development Block Grants and other grant programs sponsored by HUD. Take one dollar of HUD money and you will be forced to submit to its demands, which can reach far beyond housing."

In summary, I urge all of you, at the very least, to table this agenda item and request that staff present to council all the known and potential "strings attached" at a future meeting so that the council and citizens can truly evaluate if taking federal money is worth giving away all the rights to all future zoning, transportation and education decisions in our city.

Respectfully,

Cari Swan  
Cell: [\(714\) 287-6779](tel:7142876779)

**SUPPLEMENTAL  
COMMUNICATION**

Meeting Date: 8-3-15

Agenda Item No. 13

**Dombo, Johanna**

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**From:** Chrisbyrne@att.net  
**Sent:** Monday, July 20, 2015 4:57 PM  
**To:** CITY COUNCIL  
**Cc:** Fikes, Cathy  
**Subject:** Item 21

Good Afternoon City Council Leaders

As a result of HUD's AFFH ruling, please table Item 21 so that further study of implementation can be undertaken. Let's try to understand the strings so we don't get entangled in the web!

Pura Vida,  
Chris Byrne  
5571 Ocean Terrace  
HB 92648  
213-598-5511

Sent from my iPad

**SUPPLEMENTAL  
COMMUNICATION**

Meeting Date: 8-3-15

Agenda Item No. 13



# City Council Public Hearing CDBG/HOME Programs

2015/2016 Annual Action Plan  
2015/2016 – 2019/2020 Consolidated Plan  
Amended Citizen Participation Plan

August 3, 2015

# Public Services: \$145,584 -15%

## Maximum of Allocation

Public Services	2014/2015 Received	2015/2016 Request	CPAB 2015/2016 Recommendation
Oak View Community Center, Children's Bureau	\$47,500	\$55,000	\$46,000
Project Self Sufficiency	\$22,085	\$40,000	\$20,585
Senior Outreach	\$40,000	\$42,000	\$39,499
Homeless Outreach Coordinator	N/A	\$30,000	\$25,000
Library Services/ Oakview Family Literacy	\$10,000	\$10,000	\$9,500
Community Senior Serv, Inc./Congregate Meals	\$10,000	\$10,000	\$5,000

Not funded: Community Senior Serv/Home Delivered Meals; AIDS Foundation OC/Nutrition Program, Library Services/Workplace Literacy Program; Dayle McIntosh Center/Transition Program for Disabled Youth

# Public Improvements

Public Improvements 2015/2016 Requests	Prior Funding	2015/2016 Request	CPAB 2015/2016 Recommendation
HB PW Dept/ADA Renovations – Maintenance Zone 12	N/A	\$301,875	\$134,327
<i><u>Additional Allocation from Unprogrammed Funds</u></i>			<u>\$77,483</u>
<b><i>TOTAL ADA PROJECT:</i></b>			<b>\$211,810</b>
Community Services Dept – Oakview Classrooms <i>Unprogrammed Funds</i>	N/A	\$60,000	\$60,000
<b>TOTAL:</b>	<b>\$0</b>	<b>\$476,875</b>	<b>\$271,810</b>

# CDBG Administration, Housing, Code Enforcement & Section 108 Loan

	2015/2016 Request	CPAB 2015/2016 Recommendation
CDBG Administration (20%)		
-Program Administration	\$164,112	\$164,112
-Fair Housing Foundation	<u>\$ 30,000</u>	<u>\$ 30,000</u>
<i>Total CDBG Administration:</i>	<b>\$194,112</b>	<b>\$194,112</b>
Special Code Enforcement	\$236,538	\$236,538
Housing Rehabilitation Loan Program Administration	\$80,000	\$80,000
Section 108 Loan Payment	\$180,000	\$180,000

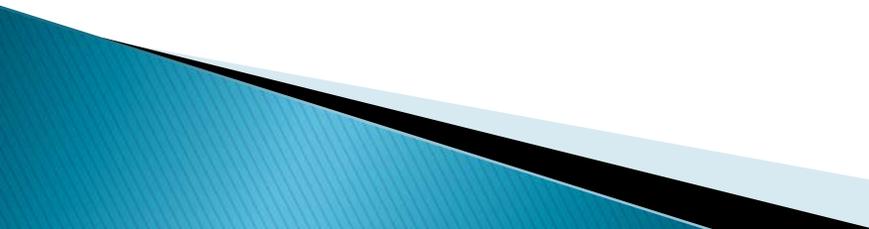
# Affirmatively Furthering Fair Housing

- ▶ July 8, 2015, U.S. Department of Housing and Urban Development (HUD) released the final rule to *Affirmatively Further Fair Housing (AFFH)* to replace the existing Analysis of Impediments to Fair Housing Choice (AI) with a new *Assessment of Fair Housing (AFH)*.
- ▶ Huntington Beach is currently participating in a regional effort consisting of 16 Orange County cities to update the existing Analysis of Impediments to Fair Housing Choice (AI) for the region, targeted for completion in January 2016.

# AFFH Background

- ▶ U.S. Government Accountability Office and various stakeholders, recommended changes, in 2013 HUD initiated the new rulemaking process to propose a new approach to use in assessing fair housing issues and establishing fair housing goals and priorities
- ▶ The AFFH, provides jurisdictions with guidelines, new tools and data to meet fair housing obligations under the Fair Housing Act. The new AFFH rule replaces the existing AI with a new Assessment of Fair Housing (AFH)

# AFH differences from AI

- ▶ HUD provides data and a template for conducting fair housing analysis
  - ▶ Grantees incorporate fair housing planning into Consolidated Plan
  - ▶ HUD will review AFH up front as part of planning process
  - ▶ HUD to provide data to grantees to measure:
    - Patterns of integration and segregation
    - Racially and ethnically concentrated areas of poverty
    - Disproportionate housing needs
    - Disparities in access to opportunities
- 

# Concerns Over Loss of Local Control

- ▶ While HUD's assessment tool and AFH template are not yet finalized, the rule states repeatedly that actions to address identified pockets of segregation and poverty are left to the local level.
- ▶ HUD's AFFH Executive Summary states: "The final rule helps to facilitate communities relying on local knowledge and local decision-making to determine best strategies for meeting their fair housing obligations at the local level – including making place-based investments to revitalize distressed areas, or expanding access to quality affordable housing throughout a community."

# Concerns Over Loss of Local Control

- ▶ The fact that Huntington Beach already has in place an inclusionary housing ordinance, is considering a Tenant Based Rental Assistance (TBRA) program, and integrates affordable housing throughout the community means the City can already show it is taking actions to promote integration.
- ▶ In 2020, when the City submits an AFH, HUD will review the City's AFH and if it is inconsistent with Fair Housing or Civil Rights law, HUD will provide written notification to specify the reasons the AFH is not accepted and will provide guidance on how it is to be revised in order to be accepted.

# Next Steps

- ▶ Approve Consolidated Plan, Annual Action Plan and Amended Citizen Participation Plan
  - ▶ Submittal to the US Department of Housing and Urban Development (HUD) by August 14
  - ▶ The next Consolidated Plan is October 1, 2020, the City is not required to adopt its first AFH under the new rule until January 1, 2020.
  - ▶ The City can review the impact of the AFH on various cities in the nation prior to having to develop the City's AFH.
- 

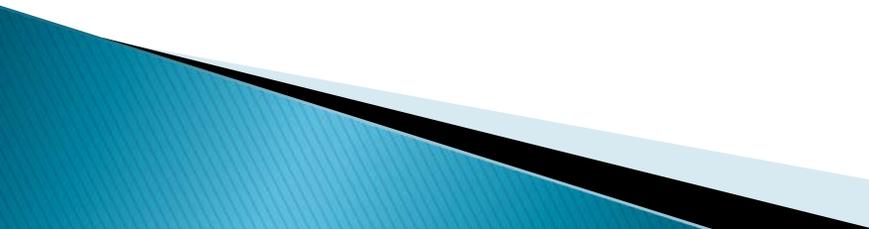
# TEFRA Public Hearing

Huntington Villa Yorba

August 3, 2015

# Public Hearing

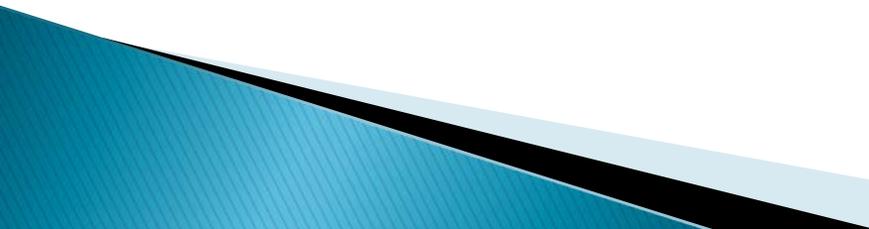
To satisfy Federal and State tax codes and laws, the City is required to:

- ▶ Conduct tonight's public hearing under the requirements of the Tax Equity and Fiscal Responsibility Act of 1982 and the Internal Revenue Code of 1986;
  - ▶ Adopt the Resolution approving the issuance of the Bonds by the CSCDA for the benefit of Huntington Villa Yorba to provide for the financing of the Project.
- 

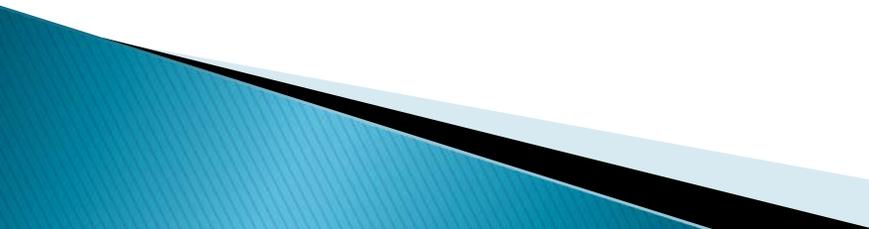
# Overview

- ▶ There is no fiscal impact to the City of this action
- ▶ The City is solely a conduit to allow for the tax exempt financing of the project
  - Bonds are being issued by the CSCDA
  - Paid solely by Preservation Partners Management Group (owners)
  - No direct obligation of CSCDA, its members or the City
- ▶ Federal law requires approval from the jurisdiction where the project is located

# California Statewide Communities Development Authority (CSCDA)

- ▶ CSCDA was formed in 1988
  - ▶ City is a member of the CSCDA which is a Joint Exercise of Powers with over 500 local agencies
  - ▶ Issues taxable and tax-exempt bonds for financing economic, cultural and community development
  - ▶ Works with local governments, non-profit organizations and businesses
- 

# Summary

- ▶ Huntington Villa Yorba is a multi-family residential complex located at 16000 Villa Yorba Lane
  - ▶ On December 16, 2013 the City Council approved the original CSCDA financing of the project
  - ▶ This TEFRA Hearing allows the refinancing of the project to take advantage of lower interest rates and provide for additional rehabilitation
- 

Questions?



## Esparza, Patty

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**From:** Flynn, Joan  
**Sent:** Monday, August 03, 2015 6:14 AM  
**To:** Esparza, Patty  
**Subject:** Fwd: 8/3 City Council Agenda Item 15

This is a SC

Joan Flynn, City Clerk

Huntington Beach

### SUPPLEMENTAL COMMUNICATION

Begin forwarded message:

Meeting Date: 8-3-15

Agenda Item No. 15

**From:** Rob Pool <[rob.pool.oc@gmail.com](mailto:rob.pool.oc@gmail.com)>  
**Date:** August 3, 2015 at 12:26:03 AM PDT  
**To:** <[city.council@surfcity-hb.org](mailto:city.council@surfcity-hb.org)>  
**Cc:** <[cfikes@surfcity-hb.org](mailto:cfikes@surfcity-hb.org)>, <[jflynn@surfcity-hb.org](mailto:jflynn@surfcity-hb.org)>  
**Subject:** 8/3 City Council Agenda Item 15

Dear Mayor Hardy and Council Members,

I am writing today to address Item 15 of the August 3, 2015 City Council Agenda. I fully support the passage of this item.

Several months ago, when I spoke before you at a council meeting, I presented a slide showing the organizational chart of our city. At the top of this chart are the citizens of Huntington Beach. It is important to remember why this is important. It is not simply because the citizens are the final determinants of who represents us. It is also because, with the taxes that we pay, we truly are the employers of every elected official and every staff person. You and every other person at city hall is not simply an employee of Huntington Beach, but in actuality, an employee of the citizens of Huntington Beach.

That said, we pay the salaries, benefits and pensions of every one of our employees. As such, we are stakeholders in every aspect of their employment including the negotiating of those salaries, benefits and pensions. Or at least, we should be.

It is amazing to me that we are in a fight to have the negotiating process be done in a transparent manner. It is our taxes. Do we not have the right- even the obligation- to ensure that our tax dollars are being spent wisely? Generally, I realize we need to accept the decisions of staff as to day to day expenditures. But the employee costs at our city represent 72% of the total budget. And our unfunded liabilities are rather large as well. If either of these two numbers were substantially less I might think this less an issue. But they are not. And the citizens deserve to understand why they are not. And, even more so, we deserve to provide input to our elected officials as to the money that is spent on employee expenditures.