



CITY OF HUNTINGTON BEACH

OFFICE OF THE CITY ATTORNEY

Michael E. Gates
City Attorney
Mike Vigliotta
Chief Assistant City Attorney

P.O. Box 190
2000 Main Street
Huntington Beach, California 92648
Telephone: (714) 536-5555
Facsimile: (714) 374-1590

Brian L. Williams
Senior Trial Counsel
Gemia L.T. Mercer
Deputy Community Prosecutor
Jemma Dunn
Sr. Deputy City Attorney
Daniel S. Cha
Sr. Deputy City Attorney
Bryan K. Lang
Sr. Deputy City Attorney
Scott Field
Sr. Deputy City Attorney

October 3, 2018

Re: **Bid Election**

Dear Mr. Shenkman,

As we discussed, the Downtown Business Improvement District (DTBID) bylaws do not cover or contemplate the scenario where the City Council amends the DTBID boundaries in the middle of the DTBID board election process. By City Council's action, a number of businesses were removed from the DTBID boundaries. Some of those businesses had submitted candidates to be part of the slate of nominees for the DTBID board. Those candidates are no longer qualified to be on the board.

In light of the circumstances, including the September deadline for an election passing, a new nomination process is appropriate if agreed upon by the DTBID. Keep in mind the decision to create a new slate of candidates is at your discretion, you can also use the existing slate.

Very truly yours,

Michael J. Vigliotta
Chief Assistant City Attorney

MV:ST