



**LAS VIRGENES - MALIBU  
COUNCIL OF GOVERNMENTS**

**GOVERNING BOARD MEETING**

Tuesday, November 15, 2022, 8:30 AM

**MEETING INFORMATION AND ACCOMMODATION**

This meeting will take place remotely in accordance with Government Code section 54953(e) *et seq.* (AB 361) and Resolution 21-01, adopted by the Las Virgenes-Malibu Council of Governments Governing Board (COG Governing Board) on October 19, 2021.

To follow the provisions in AB 361 and ensure the safety of the COG Governing Board, staff and the public for the purpose of limiting the risk of COVID-19, in-person public participation at the meeting will not be allowed. To allow for public participation, the COG Governing Board will conduct its meeting through Zoom Video Communications. Members of the public can observe and participate in the meeting. To observe the meeting, download Zoom on any phone, tablet, or computer device and enter the following meeting link:

<https://us02web.zoom.us/j/84138480365?pwd=WnNZMVVBVExYUU5XRFliVTh5Z3pCZz09>

Meeting ID: 841 3848 0365 • Passcode: 036977

A public agenda packet is available on the COG's website [lvmcog.org](http://lvmcog.org). Members of the Public who wish to comment on matters before the Governing Board have two options: 1. Make comments limited to three minutes during the Public Comment Period, or 2. Submit an email with their written comments limited to 1,000 characters to [terry@lvmcog.org](mailto:terry@lvmcog.org) no later than 12:00 p.m. on Monday, November 14, 2022. The email address will remain open during the meeting for providing public comment during the meeting. Emails received during the meeting will be read out loud at the appropriate time during the meeting provided they are received before the Board takes action on an item (or can be read during general public comment). For any questions regarding the virtual meeting, please contact [terry@lvmcog.org](mailto:terry@lvmcog.org).

**AGENDA**

**1. CALL TO ORDER**

Governing Board Members:

Karen Farrer, Malibu, President  
Eniko Gold, Hidden Hills, Vice President  
Chris Anstead, Agoura Hills  
Kelly Honig, Westlake Village  
Alicia Weintraub, Calabasas

**2. APPROVAL OF THE AGENDA**

**3. PUBLIC COMMENT PERIOD**

Public comments are limited to three minutes per speaker. Pursuant to California Government Code Section 54954.2, the Governing Board is prohibited from discussing or taking immediate action on any item not on the agenda unless it can be demonstrated that the item is of an emergency nature, or the need to take action arose subsequent to the posting of the agenda.

**4. CONSENT CALENDAR**

Consent Calendar items will be approved in one motion unless removed for separate discussion or action.

- A. October 18, 2022 Draft Meeting Notes – Attachment (page 3-4)
- B. November 2022 Financial Statement – Attachment (page 5-6)
- C. AB 361 Findings to Continue Teleconference Meetings (page 7-8)

Recommended Action: Approve Consent Calendar

**5. INFORMATION ITEMS**

- A. Executive Director’s Report – Attachment (page 9)
- B. City Reports on Covid: Agoura Hills, Calabasas, Hidden Hills, Malibu and Westlake Village

**6. PUBLIC SAFETY, LEGISLATIVE AND AGENCY PARTNER UPDATES**

- A. Los Angeles County Sheriff’s Department
- B. Los Angeles County Fire Department
- C. League of Cities
- D. Updates from Legislative Staff and Agency Partners (page 10-13)

**7. ACTION ITEMS**

- A. Homeless Grant Funding – Attachment (page 14)  
Recommended Action: That the Governing Board approve the allocation, as presented, or provide direction to staff.
- B. Returning to In-Person/Hybrid Meetings  
Recommended Action: That the Governing Board discuss and take such action as deemed appropriate, and otherwise provide direction to staff.

**8. GENERAL COMMENTS AND REQUEST FOR FUTURE AGENDA ITEM**

**9. FUTURE MEETING DATES**

- Technical Advisory Committee: January 4, 2023, 8:30 AM
- Governing Board: January 17, 2023, 8:30 AM

**10. ADJOURNMENT**

**Draft Meeting Notes  
Governing Board Meeting  
VIRTUAL MEETING - VARIOUS LOCATIONS  
October 18, 2022**

*The Governing Board conducted the virtual meeting, via Zoom, and in accordance with California Governor Newsom's Executive Orders N-20-20 and N-35-20 and COVID-19 pandemic protocols.*

1 – Call to Order: President Karen Farrer called the meeting to order at 8:30 AM.

Roll Call of Governing Board members/alternates present:

Karen Farrer, Malibu, President  
Eniko Gold, Hidden Hills, Vice President  
Denis Weber, Alternate, Agoura Hills  
Kelly Honig, Westlake Village  
Alicia Weintraub, Calabasas

The following non-voting Governing Board Alternate members participated in the meeting:  
Ray Pearl, Westlake Village

2 – Approval of Agenda:

**ACTION:** Alicia Weintraub moved to approve the Agenda. Denis Weber seconded. The Motion carried 5-0, by the following roll call vote:

**AYES:** President Farrer, Vice President Gold and Governing Board members, Honig, Weber and Weintraub.

**NOES:** None.

3 – Public Comment Period: The Executive Director stated that he had not received any electronic public comments and no one participating in the meeting offered public comments.

4 – Consent Calendar:

**ACTION:** Denis Weber moved to approve the Consent Calendar. Eniko Gold seconded. The Motion carried 5-0, by the following roll call vote:

**AYES:** President Farrer, Vice President Gold and Governing Board members, Honig, Weber and Weintraub.

**NOES:** None.

5.A – Executive Director's Report: The Executive Director highlighted his report. No action was taken by the Governing Board.

5.B – Safe, Clean Water Program: Melina Watts, Watershed Coordinator, North Santa Monica Bay Watershed, made the presentation. No action was taken by the Governing Board.

5.C – City Reports on Covid 19: The city managers and Governing Board provided an update from their respective cities. No action was taken by the Governing Board.

6.A – Los Angeles County Sheriff’s Department: Captain Seetoo provided an update from the Lost Hills/Malibu Station.

6.B – Los Angeles County Fire Department: Chief Smith and Megan Currier provided an update from County Fire.

6.C – Cal Cities: Jeff Kiernan provided a legislative update.

6.D – Updates from Area Legislators and Agencies: Tessa Charnofsky, District Director for Supervisor Kuehl and Andrew Thomas, SCE, each provided an update.

7.A – Measure M 9<sup>th</sup> Year Project List: The Executive Director highlighted the projects contained in the project list, including the Regional Smart Cities Fiber Project.

ACTION: President Farrer moved to approve the COG’s Measure M 9<sup>th</sup> Year Project List. Alicia Weintraub seconded. The Motion carried 5-0, by the following roll call vote:

AYES: President Farrer, Vice President Gold and Governing Board members, Honig, Weber and Weintraub.

NOES: None.

7.B – Returning to In-Person Meetings: There was a consensus to continue meeting remotely until further action is taken by the Governing Board.

8. – Comments and Request for Future Agenda Items: There were no comments or requests for future agenda items.

9. – Future Meeting Dates: President Farrer noted the TAC and Governing Board meeting dates for September.

10. – Adjournment: President Farrer adjourned the meeting at 9:30 AM.

Respectfully submitted,

Terry Dipple  
Executive Director

***Agenda Item 4.B  
(Consent Calendar)***



**Governing Board Agenda Report**

**DATE:** November 15, 2022  
**TO:** Governing Board Delegates and Alternates  
**FROM:** Terry Dipple, Executive Director  
**SUBJECT:** AB 361 Findings to Continue Teleconference Meetings

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**OVERVIEW**

This report addresses the AB 361 (2021) findings that again must be made for the Governing Board to continue to be able to conduct teleconference meetings pursuant to special Brown Act requirements.

**RECOMMENDATION**

It is recommended that the Governing Board again make the AB 361 findings so that the COG will continue to have greater flexibility to conduct teleconference meetings during the COVID-19 state of emergency.

**BACKGROUND**

On March 4, 2020, Governor Newsom proclaimed a state of emergency to exist in California due to the spread of COVID-19. The Governor subsequently issued numerous executive orders suspending or modifying state laws to facilitate the response to the emergency. Among other things, these executive orders superseded certain Brown Act requirements and established special rules to give local public agencies greater flexibility to conduct teleconference meetings. The special rules included provisions allowing local public agencies to conduct teleconference meetings without having to provide a physical location from which the public may attend or comment, without having to use teleconference locations that are publicly accessible, and without having to identify teleconference locations on the agenda. Those special rules expired on September 30, 2021.

On September 16, 2021, in anticipation of the then-imminent expiration of his special rules for teleconference meetings, the Governor signed AB 361. In key part, this bill amended the Brown Act to establish special requirements for teleconference meetings if a legislative body of a local public agency makes two findings pursuant to Government Code Section 54953(e)(3). Like the special rules in the Governor's executive orders, the special Brown Act requirements in AB 361 include provisions allowing public agencies to conduct teleconference meetings without having to provide a physical location from which the public may attend or comment, without having to use teleconference locations that are publicly accessible, and without having to identify teleconference locations on the

agenda. The AB 361 special Brown Act requirements are scheduled be repealed on January 1, 2024.

In order for a local public agency to be subject to the AB 361 special Brown Act requirements for teleconference meetings, a legislative body of a local public agency first must make a finding that it has “reconsidered” the circumstances of a declared state of emergency. Second, the legislative body must find that such emergency continues to directly impact the ability of the legislative body’s members to meet in person. Alternatively, for the second finding, the legislative body must find that state or local officials continue to impose or recommend social distancing measures. These findings must be made within 30 days after the legislative body teleconferences for the first time under AB 361 and every 30 days thereafter. The Governing Board last made these findings on July 13, 2022.

## **FINDINGS**

Governor Newsom is rolling back his COVID-19 Executive Orders in phases, but he has left his COVID-19 state of emergency declaration in effect. Furthermore, the State of California and the County of Los Angeles have recommended measures to promote social distancing. Thus, the California Division of Occupational Safety and Health still requires that employers provide training on the effectiveness of physical distancing in the workplace. Additionally, the Los Angeles County Department of Public Health continues to recommend that employers take steps to reduce indoor crowding and to enable employees and visitors to physically distance themselves from each other.



**Governing Board Agenda Report**

**DATE:** November 15, 2022  
**TO:** Governing Board and Alternates  
**FROM:** Terry Dipple, Executive Director  
**SUBJECT:** Executive Director's Report

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**OVERVIEW**

The purpose of this report is to update the Governing Board on the status of COG projects and other items of interest.

**COG Highway Working Group** – I continue to coordinate with Metro staff regarding the \$15 million Measure R project list that was approved by the COG. It will likely go to the Metro Board for approval in January or February 2023.

**COG Homeless Grant Funding and Recommendations** – Recently, the County CEO staff held meetings with the COG to discuss programming additional grant funds. The COG's Homeless Working Group will meet on Monday, November 14, 2022 to discuss and make a recommendation to the Governing Board.

**Measure M/R Projects** – I am continuing to work with Metro and COG cities to move our projects forward. Additional meetings are being arranged to address eligibility issues. I will provide updates as soon as possible. Our project list is tentatively set for the January 2023 Metro Board meeting.

**California JPIA Outstanding Balance** – As reported, last month, the COG has a retrospective deposit liability in the amount of \$33,505 with CJPIA, which is a result of large claims against other agencies during the time the COG was a member of CJPIA. The city managers will be discussing payment options at the January 2023 TAC meeting and I will report their recommendation to the Governing Board at the January COG meeting.

**COG Executive Directors Monthly Check-In with Metro CEO Stephanie Wiggins** – Regular monthly meeting with LA County COG executive directors and the CEO are proving to be very productive.

**Metro Project Updates** – I continue to meet regularly with Metro Highway and Active Transportation staff to discuss the status of COG projects.

**COG's Homeless Outreach Coordinator** – Gabriel continues to provide weekly updates on his assistance to people experiencing homelessness in the region.

To: Las Virgenes-Malibu COG Governing Board and Executive Director  
Subject: SCAG Update November 2022  
From: Rachel Wagner, SCAG Regional Affairs Officer; [wagner@scag.ca.gov](mailto:wagner@scag.ca.gov)

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**HIGHLIGHTS FROM THE NOVEMBER 3<sup>rd</sup> SCAG REGIONAL COUNCIL MEETING**  
**ACTION**  
**REGIONAL EARLY ACTION PLANNING (REAP) 2.0 COUNTY TRANSPORTATION COMMISSION (CTC) GUIDELINES AND CALL FOR PROJECTS & PROGRAMS TO ACCELERATE TRANSFORMATIVE HOUSING (PATH) PROGRAM APPROVED**

The Regional Council approved and adopted the [REAP 2.0 CTC Guidelines](#) and CTC Partnership Program Call for Projects, as well as the [REAP 2.0 PATH Program](#).

**REAP 2.0 CTC Guidelines and Call for Projects**

SCAG developed [guidelines for the CTC Partnership Program](#), funded by REAP 2.0. The Regional Council approved the guidelines, which were open for a three-week public comment period, from Sept. 21 to Oct. 12, 2022. The Regional Council also approved opening the CTC Call for Projects in early 2023, pending final approval from the California Department of Housing and Community Development on SCAG's REAP 2.0 application. The CTC Partnership Program will provide immediate benefit to the region by supporting transformative planning activities aligned with key connection strategies identified in Connect SoCal, which will be implemented quickly to advance new concepts for reducing vehicle miles traveled, while simultaneously achieving other program goals for REAP 2.0. The final CTC Program will be updated to reflect any feedback received once SCAG's full REAP 2.0 funding application is approved by the State.

**REAP 2021 PATH Program**

The Regional Council approved the PATH Program and authorized its implementation. The PATH program, which was formerly named the Housing Supportive Infrastructure Program, is one of the three major funding areas in SCAG's [REAP 2.0 Program Development Framework](#). The [program guidelines](#) outline the program's components, requirements, eligible applicants and actions, and application process, as well as, the staff recommendation that \$88.835 million of SCAG's REAP 2.0 funding be set-aside to support the program. The PATH program supports actions that accelerate infill development that facilitates housing supply, choice, and affordability; affirmatively furthers fair housing; and reduces vehicle miles traveled through a Notice of Funding Available and two pilot programs designed to bring housing production to scale across the Southern California region to meet the 6th Cycle Regional Housing Needs Allocation.

For more information on REAP 2.0, visit: [scag.ca.gov/reap2021](http://scag.ca.gov/reap2021).

**ACTION**

**REGIONAL COUNCIL APPROVES PROJECTS SEEKING TRADE CORRIDOR ENHANCEMENT PROGRAM (TCEP) FUNDING AND APPLICATION COORDINATION**

SCAG's Regional Council approved the recommended regional TCEP project nominations and authorized staff to proceed with a TCEP grant application in coordination with Caltrans and TravelCenters America.

TCEP is a grant program created to fund infrastructure improvements on federally designated trade corridors on California's portion of the National Highway Freight Mobility Plan. SCAG, as the region's metropolitan planning organization, is tasked with compiling project nominations from its respective agencies to send to the California Transportation Commission.

Multiple agencies across the SCAG region have nominated [16 projects](#) for TCEP consideration. Additionally, SCAG will partner on a Caltrans-led TravelCenters of America TCEP application. The TravelCenters of America project is seeking to deploy microgrid-enabled, electric charging equipment for heavy-duty trucks at existing TravelCenters of America and Petro travel centers in the region.

## **INFORMATION**

### **2022 RACIAL EQUITY BASELINE CONDITIONS REPORT RELEASED**

The [2022 Racial Equity Baseline Conditions Report](#) was released. In July 2020, SCAG's Regional Council adopted a [resolution](#) affirming its commitment to advancing justice, equity, diversity, and inclusion throughout Southern California and subsequently adopted the [Racial Equity Early Action Plan \(EAP\)](#) in May 2021, outlining goals, strategies and actions to advance equity. The EAP included a Racial Equity Baseline Conditions Report that highlighted past transportation and housing policies and provided a preliminary baseline assessment of racial equity in the region. The newly released version of this report is updated to include 2020 data, new equity indicators, and county narratives. **For more information on SCAG's commitment to Inclusion, Diversity, Equity and Awareness, visit: [scag.ca.gov/IDEA](http://scag.ca.gov/IDEA).**

## **NEWS FROM THE PRESIDENT**

### **GO HUMAN MINI-GRANT REPORT**

President Harnik gave an update on the SCAG [Go Human](#) Mini-Grants Program, which concluded in September 2022. The program funds community-based organizations, non-profits and social enterprises to implement innovative traffic safety and community engagement projects. SCAG awarded over \$350,000 to 26 projects representing all six counties in the region. Projects included demonstrations of safety infrastructure, public art to encourage safe driving, walk audits, community bike rides and other outreach events.

## **COMOTION PARTNER EVENT**

CoMotion LA is taking place Nov. 15-17. A new horizon is emerging with historic opportunities for the public and private sectors. Political shifts in the United States are ushering in a new and unprecedented focus on cities, zero-emission technologies, mobility, and transit systems of the future. You will get hear from SCAG's Executive Director, Kome Ajise, and other key public and private leaders about the future of mobility. **Learn more and register here: [comotionla.com](http://comotionla.com).**

## **NEWS FROM THE EXECUTIVE DIRECTOR**

### **CONNECT SOCIAL PROGRAM ENVIRONMENTAL IMPACT REPORT (PEIR) NOTICE OF PREPARATION (NOP)**

SCAG released a [Notice of Preparation \(NOP\) of a Draft Program Environmental Impact Report \(PEIR\) for Connect SoCal 2024](#). Release of the NOP formally kicks off the environmental review process, in accordance with the California Environment Quality Act, for the upcoming Connect SoCal 2024. The NOP is under the required 30-day public review and comment period from Oct. 17, to Nov. 16, 2022. **Additionally, SCAG is hosting two virtual public scoping meetings for the NOP on Wednesday, Nov. 9, from 6 to 8 p.m., and Thursday, Nov. 10, from 10 a.m. to noon. For more information, visit: [scag.ca.gov/peir](http://scag.ca.gov/peir).**

## **HOUSING-SUPPORTIVE GRANT UPDATES: CHANGE TO NOTICE OF FUNDING AVAILABILITY AND TECHNICAL ASSISTANCE FOR APPLICATIONS**

The deadline for all SCAG jurisdictions to have compliant housing elements was Oct. 15. Non-compliance triggers a number of impacts, including potential ineligibility for critical funding resources. Staff will

continue to monitor funding sources and requirements to advocate on behalf of the cities and counties in our region to ensure residents have the greatest access to funding resources.

On Oct. 7, the California Department of Housing and Community Development (HCD) issued an amendment to the Permanent Local Housing Allocation (PLHA) guidelines that extended the application deadline to Nov. 30 and clarified that jurisdictions without compliant housing elements may apply if their housing element is compliant by the date of the funding award. HCD plans to award PLHA funds by February 2023.

SCAG will be offering PLHA application assistance, as well as technical assistance for jurisdictions and Tribal Governments to prepare and submit applications for other housing-supportive funding. HCD and other public agencies are releasing several notices of funding availability for grants. SCAG is offering expert assistance on a rolling basis to help selected recipients prepare and submit applications for these funds and grants. Applications for assistance are available on SCAG's [housing webpage](#) and can be submitted to SCAG until program funds are expended. **For more information, email [housing@scag.ca.gov](mailto:housing@scag.ca.gov).**

## **RECAP OF REGIONAL ADVANCE MITIGATION PLANNING (RAMP)/SOCAL GREENPRINT WORKSHOP**

In October, SCAG held a virtual workshop for public stakeholders to share an update and gather input on the [Draft Regional Advance Mitigation Planning \(RAMP\) Policy Framework](#) and the process for developing the [SoCal Greenprint](#) tool. Moving forward, we will be revising the draft RAMP framework according to the feedback we received, before bringing it back to the RAMP Advisory Task Group and later the Regional Council. **SCAG LEADERSHIP ATTENDS VIENNA SOCIAL HOUSING FIELD STUDY**

\* The full November Executive Director's Report is available here: [scag.ca.gov/edr-nov-22](https://scag.ca.gov/edr-nov-22).

## **UPCOMING MEETINGS**

### **November**

**8<sup>th</sup>** Toolbox Tuesday: Equity Resource Guide Series Kickoff: Baseline Conditions Report  
**9<sup>th</sup>** Virtual Scoping Meeting #1 – Notice of Preparation  
**10<sup>th</sup>** Virtual Scoping Meeting #2 – Notice of Preparation  
**10<sup>th</sup>** Last Mile Freight Program Phase 2 Virtual Listening Session 2  
**10<sup>th</sup>** Sustainable Communities Program (SCP) Call 4: Virtual Information Session 1  
**15<sup>th</sup>** Legislative/Communications and Membership Committee  
**15<sup>th</sup>** Housing Legislation Forum  
**16<sup>th</sup>** Next Generation Infrastructure Subcommittee  
**16<sup>th</sup>** Regional Advance Mitigation Planning – Advisory Task Group (RAMP-ATG)  
**16<sup>th</sup>** SCP Call 4: Virtual Information Session 2  
**17<sup>th</sup>** Racial Equity and Regional Planning Subcommittee  
**17<sup>th</sup>** Technical Working Group  
**21<sup>st</sup>** Resilience and Conservation Subcommittee  
**21<sup>st</sup>** Toolbox Tuesday/Money Monday: Securing Federal Funding from the IIJA and IRA  
**22<sup>nd</sup>** Transportation Conformity Working Group  
**23<sup>rd</sup>** Modeling Task Force  
**30<sup>th</sup>** Executive/Administration Committee

### **December**

**1<sup>st</sup>** The 13th Annual Southern California Economic Summit  
**20<sup>th</sup>** Legislative/Communications and Membership Committee

**Governing Board Agenda Report**

**DATE:** November 15, 2022  
**TO:** Governing Board and Alternates  
**FROM:** Terry Dipple, Executive Director  
**SUBJECT:** COG's Homeless Grant Funds

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**OVERVIEW**

The purpose of this report is to provide the Governing Board with information on the COG's Homeless Grant Funds from Los Angeles County.

**RECOMMENDATION**

That the Governing Board allocate \$86,400 in Innovation Grant Funds for three beds at The People Concern shelter and a similar amount for beds at Hope of the Valley's shelter.

**BACKGROUND**

The COG's 22/23 Contract/Statement of Work with Los Angeles County provides the COG will use the grant funding to manage the tasks, including coordinating with cities to participate in interjurisdictional activities and meetings and facilitating a regional approach to prevent and combat homelessness in the County. The maximum contract amount is not to exceed \$375,000. Up to \$90,000 of the total contract budget is to be paid by County for the COG's Regional Homelessness Coordination costs (Gabriel Graham, Outreach Coordinator \$72,000 and Jessica Flores, administrative support \$12,000).

Up to \$285,000 of the total contract budget is to be paid by County for LVMCOG Innovation costs. These funds must be used to support their member cities to implement activities that align with the approved Homeless Initiative Action Plan to Prevent and Combat Homelessness. These tasks are to be separate from and not duplicative of work funded for Regional Homelessness Coordination.

Malibu has been considering allocating \$86,400 in city funds to reserve three beds at The People Concern shelter. I raised the issue with the County if we could use Innovation grant funds, instead of Malibu using city funds to reserve the beds. The County agreed. I will be recommending to the COG's Homeless Working Group at the meeting on November 14<sup>th</sup> that the COG use \$86,400 in Innovation Funds to reserve the three beds at The People Concern shelter. In addition, I have asked Gabriel to check with Hope of the Valley to see if the COG can reserve beds there for the cities in SPA 2. I will provide an update at the November 15, 2022 COG meeting.