



**LAS VIRGENES - MALIBU  
COUNCIL OF GOVERNMENTS  
GOVERNING BOARD MEETING**

**Tuesday, July 18, 2023, 8:30 AM**

**MEETING INFORMATION AND ACCOMMODATION**

NOTE: The Governing Board of the Las Virgenes-Malibu Council of Governments will be participating in this meeting at the teleconference locations noted below via remote video conferencing (Zoom). There will be no in-person meeting location. Members of the public have the opportunity to participate electronically via Zoom.

Remote Participation Zoom Link:

<https://us02web.zoom.us/j/82428244881?pwd=ZzF6YWNIIdZMc0tTVGhPQWs5SnVqQT09>

Meeting ID: 824 2824 4881 • Passcode: 128922

**TELECONFERENCE LOCATIONS**

- XXXXXXXXXXXXXXXXXXXXXXXX Agoura Hills, CA 91301
- XXXXXXXXXXXXXXXXXXXXXXXX Calabasas, CA 91302
- XXXXXXXXXXXXXXXXXXXXXXXX Hidden Hills, CA 91302
- XXXXXXXXXXXXXXXXXXXXXXXX Malibu, CA 90265
- XXXXXXXXXXXXXXXXXXXXXXXX Malibu, CA 90265
- XXXXXXXXXXXXXXXXXXXXXXXX Westlake Village, CA 91362
- XXXXXXXXXXXXXXXXXXXXXXXX Westlake Village, CA 91361

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, July 17, 2023. 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 Roll Call:

Eniko Gold, Hidden Hills, President  
Alicia Weintraub, Calabasas, Vice President  
Paul Grisanti, Malibu  
Kelly Honig, Westlake Village  
Penny Sylvester, Agoura Hills

### 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. June 20, 2023 Draft Minutes – Attachment (page 4-7)
- B. July 2023 Financial Statement – Separate Email Attachment (page 8)

Recommended Action: Approve Consent Calendar

### 5. **INFORMATION ITEMS**

- A. Executive Director’s Report – Attachment (page 9-10)

### 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 11-14)

### 7. **ACTION ITEMS**

- A. Award Contract for the COG’s Regional Smart City Fiber Network Project – Attachment (page 15-)

### 8. **GENERAL COMMENTS AND REQUESTS FOR FUTURE AGENDA ITEMS**

**9. CLOSED SESSION**

**CONFERENCE WITH LABOR NEGOTIATOR**

Government Code Section 54957.6

Agency Negotiator: Council of Governments President

Unrepresented Employee: Executive Director

Public Employee Annual Performance Evaluation Gov. Code §54957

Title: Executive Director

**9. FUTURE MEETING DATES**

- Technical Advisory Committee: September 6, 2023, 8:30 AM
- Governing Board: September 19, 2023, 8:30 AM

**10. ADJOURNMENT**

**Draft Minutes  
Governing Board Meeting  
VIRTUAL MEETING - VARIOUS LOCATIONS  
June 20, 2023**

*The Governing Board conducted the meeting, via Zoom, and in accordance*

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

Roll Call of Governing Board members/alternates present:

Eniko Gold, Hidden Hills, President  
Paul Grisanti, Malibu  
Kelly Honig, Westlake Village  
Penny Sylvester, Agoura Hills

The following non-voting Governing Board Alternate members participated in the meeting:

Doug Stewart, Malibu  
Jeremy Wolf, Agoura Hills

2 – Approval of Agenda:

**ACTION:** Paul Grisanti moved to approve the Agenda. Kelly Honig seconded. The Motion carried 4-0, by the following roll call vote:

**AYES:** President Gold and Governing Board members, Grisanti, Honig, Sylvester.

**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: A) May 16, 2023 Draft Minutes, B) June 2023 Financial Report and C) Appointment of Tatiana Holden, Assistant Public Works Director, Calabasas, as the COG representative to the Metro Technical Advisory Committee.

**ACTION:** Paul Grisanti moved to approve the Consent Calendar. Kelly Honig seconded. The Motion carried 4-0, by the following roll call vote:

**AYES:** President Gold and Governing Board members, Grisanti, Honig, and Sylvester.

**NOES:** None.

5.A – Executive Director’s Report: The Executive Director highlighted his report. 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 provided an update from County Fire.

6.C – Cal Cities: Jeff Kiernan, provided an update from the League of Cities.

6.D – Updates from Area Legislators and Agencies: Nancy Frawley provided an update from Assemblymember Irwin, Davis Han provided an update from Senator Allen and Sonia Soudani provided an update from Supervisor Horvath’s office. President Gold noted SCAG’s update was included in the agenda.

7.A – COG Annual 2023-2024 Budget: President Gold asked the Executive Director to present the budget. The projected revenue and expenses were highlighted. President Gold stated that she would like to see the budget for legal counsel increased in the budget from \$2,500 to \$5,000.

**ACTION:** Kelly Honig moved to approve the budget with the legal counsel line item increased to \$5,000. Paul Grisanti seconded. The Motion carried 4-0, by the following roll call vote:

**AYES:** President Gold and Governing Board members, Grisanti, Honig, and Sylvester.

**NOES:** None.

7.B – Letter of Opposition to Depopulate the County Jail: President Gold stated the letter really was not an “opposition letter” but a letter that encouraged the County to engage community stakeholders before a final plan is voted on by the Board of Supervisors. Penny Sylvester stated that Agoura Hills had not yet taken a position and she would be abstaining from the vote.

**ACTION:** Kelly Honig moved to send the Letter of Opposition to Depopulate the County Jail. Paul Grisanti seconded. The Motion carried 3-0-1, by the following roll call vote:

**AYES:** President Gold and Governing Board members, Grisanti, and Honig.

**NOES:** None.

**ABSTAIN:** Governing Board member Sylvester.

7.C – Gabriel Graham Contract Extension: President Gold asked the Executive Director to present the contract extension. The Executive Director stated that Gabriel Graham had been the outreach coordinator for the COG since 2020 and has an annual contract that is expiring at the end of June 2023. The new contract is from July 1, 2023 to June 30, 2024.

**ACTION:** Kelly Honig moved to approve the contract extension for Gabriel Graham. Penny Sylvester seconded. The Motion carried 4-0, by the following roll call vote:

**AYES:** President Gold and Governing Board members, Grisanti, Honig and Sylvester.

**NOES:** None.

7.D – COG-Metro Memorandum of Understanding for Board Deputy and Contract between the COG and Vivian Rescalvo, Metro Board Deputy to Ara Najarian. President Gold asked the Executive Director to present the items.

**ACTION:** Paul Grisanti moved to approve the COG-Metro MOU and the COG contract with Vivian Rescalvo. Penny Sylvester seconded. The Motion carried 4-0, by the following roll call vote:

**AYES:** President Gold and Governing Board members, Grisanti, Honig and Sylvester.

**NOES:** None.

7.E – Letter of Opposition to SB 423 (Wiener). President Gold asked the Executive Director to present the letter.

**ACTION:** Penny Sylvester moved to approve the Letter of Opposition to SB 423 (Wiener). Kelly Honig seconded. The Motion carried 4-0, by the following roll call vote:

**AYES:** President Gold and Governing Board members, Grisanti, Honig and Sylvester.

**NOES:** None.

7.F – Request to Cosign Letter Requesting \$50 million in FY 2023/24 State Budget for Metropolitan Water District Needed Water Projects. President Gold asked the Executive Director to present the item.

**ACTION:** Penny Sylvester moved to approve the Letter of Opposition to SB 423 (Wiener). Kelly Honig seconded. The Motion carried 4-0, by the following roll call vote:

**AYES:** President Gold and Governing Board members, Grisanti, Honig and Sylvester.

**NOES:** None.

8. – Comments and Request for Future Agenda Items: President Gold asked if any of the city managers wanted to provide an update from their city. The city managers provided updates from their respective cities. There were no other comments or requests for future agenda items and no action was taken by the Governing Board.

9. – The Governing Board adjourned to Closed Session pursuant to Government Code Section 54957.6 for the annual performance evaluation of the Executive Director.

Following the Closed Session, President Gold reconvened the COG meeting with the following Governing Board members present: Grisanti, Honig and Sylvester. President Gold announced that no action was taken and that a subcommittee of the Governing Board would be discussing the Executive Director's status as an independent contractor.

10. – Future Meeting Dates: President Gold asked the Executive Director to poll the Governing Board on whether they wanted to "go dark" and not hold a meeting in July or August. No action was taken by the Governing Board.

11. – Adjournment: President Gold adjourned the meeting at 10:47 AM.

Respectfully submitted,

Terry Dipple  
Executive Director

**Financial Statement will be sent via separate email attachment**



**Governing Board Agenda Report**

**DATE:** July 18, 2023  
**TO:** Governing Board and Alternates  
**FROM:** Terry Dipple, Executive Director  
**SUBJECT:** Executive Director's Project Update

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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.

**Hazard Mitigation Plan** – The COG's HMP Working Group held the second meeting with the consultant on July 13 with all city representatives participating. The consultant is in the process of updating several portions of the HMP including the Community Profiles for each City (demographics, economic changes, etc.). Also they have been reviewing each City's General Plan. There is specific language referencing mitigation planning and the Stafford Act that Cal-OES is looking for in each General Plan. The consultant has asked each member of the COG's HMP Working Group to provide updates on their previous mitigation projects. The consultant reviewed the current status of the project and task assignments. The consultant will be seeking input from key contacts for each City, i.e., Planning Department, Finance, Building and Safety, etc. and will inquire with the cities as to what current or future mitigation projects should be added to the HMP update. The HMP will include the FEMA-approved Cost Benefit Analysis Tool to justify these new projects. Also, FEMA will be looking for how the needs of the socially disadvantaged are being addressed so that will be an additional key input for future mitigation projects. I will continue to provide updates to the Governing Board and TAC as the process moves forward and schedule a presentation by the consultant at the November COG meeting. It is anticipated the HMP update will be submitted to Cal OES by the end of the year. Thereafter, the consultant will review any comments from Cal OES with the HMP Working Group, make any revisions, as needed. The final HMP will then be resubmitted to Cal OES, who will review and forward to FEMA for final approval.

**Measure M Projects** – I held my monthly check-in meeting with Metro to review ongoing city projects. Metro Highway and Active Transportation staff went through each city project and we discussed any needed follow up.

**Regional Smart Cities Fiber Network Project** – The city managers and I reviewed the two proposals that were submitted for the design engineering. The interviews were held on July 11<sup>th</sup> with a follow up on July 13<sup>th</sup> with just the city engineers and me. We will have one more follow up prior to the COG meeting.

**Metro** – I held a meeting with Ara Najarian regarding his Board Deputy transition from Maureen Micheline to Vivian Rescalvo in addition to other COG-related Metro issues. I have a meeting set up with Vivian Rescalvo to go over the COG projects and Measure M funding. I am confident that we will have the same professional working relationship with her.

**Grant Needs Assessment** – California Consulting completed their grant assessment that includes 12 grants with a focus on stormwater, planning and project grants. I held a follow-up meeting with Dave Pedersen and his staff to review the grants. I have not had a follow up meeting with California Consulting but I will update the Governing Board following that meeting.

**Homeless Grant Contract and Statement of Work** – According to the County, the estimated timeline to get the contract to the COG for signature is the end of July. There may be some changes in the formatting and such but the substance of the SOW (programming and budget) that the Governing Board has seen, will not change.

Subject: SCAG Update July 2023  
To: LVMCOG Governing Board and Executive Director  
From: Rachel Wagner, SCAG Sr. Government Affairs Officer;  
[wagner@scag.ca.gov](mailto:wagner@scag.ca.gov)

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**information**

**SCAG AWARDED \$237 MILLION FOR REAP 2.0**

The Department of Housing and Community Development has officially approved SCAG's full funding application, [awarding SCAG with more than \\$237 million in REAP 2.0 funds](#).

The REAP 2.0 program is a flexible program to accelerate progress toward state housing goals and climate commitments through partnership between the state, its regions and local entities. SCAG will sub-allocate REAP 2.0 funds to eligible partners in the SCAG region through calls for applications. For more information, visit [scag.ca.gov/reap2021](http://scag.ca.gov/reap2021).

**Action**

**REGIONAL COUNCIL ADOPTS UPDATED POLICY FRAMEWORK FOR CONNECT SOCAL 2024**

The Regional Council today adopted an updated Policy Framework for Connect SoCal 2024 – the Regional Transportation Plan/Sustainable Communities Strategy – which advances regional priorities and confirms the direction for Connect SoCal 2024 in advance of a draft plan release in October 2023.

SCAG's Regional Council in June 2022 adopted a Policy Development Framework for Connect SoCal 2024, which outlined the draft vision and goals for the plan, identified key policy priorities and outlined the strategies for advancing those policies through the three Connect SoCal 2024 subcommittees that concluded in spring 2023.

The special Connect SoCal 2024 subcommittees dug deeper into three topics: Next Generation Infrastructure, Resilience and Conservation, and Racial Equity and Regional Planning. The updated Policy Framework reflects elements of direction and feedback received from the subcommittees over the past year.

**ACTION:**

**REGIONAL COUNCIL APPROVES COUNTY TRANSPORTATION COMMISSION PROGRAM AWARD LIST**

The Regional Council today approved funding recommendations for the County Transportation Commission (CTC) Partnership Program, an \$80 million competitive

program developed in close partnership with CTCs in the SCAG region. The program is made possible by the recently approved REAP 2.0 funding. Through this program, SCAG will fund 33 transformative planning and implementation projects that expand access, increase mobility and bring jobs and housing closer together to achieve a more sustainable growth pattern across the region.

Project awards are split across three eligible projects categories:

- \$35 million invested in projects that increase transit ridership
- \$36 million invested in multimodal communities projects
- \$9 million invested in projects to shift travel behavior

## **News from the President**

### **EXECUTIVE/ADMINISTRATION COMMITTEE CONVENES FOR 2023-24 STRATEGIC PLANNING SESSION**

SCAG President Art Brown convened the Executive/Administration Committee on June 29 for a two-day work planning session in Buena Park. During the session, committee members reflected on the past year and discussed strategic planning for the year ahead. The 2023-24 Strategic Plan involves working toward innovative solutions that improve the quality of life for Southern Californians, including becoming the foremost data information hub for the region, advancing planning regional priorities through increased advocacy and more.

### **GO HUMAN DEMONSTRATES SAFE STREETS IN BUENA PARK**

SCAG President Art Brown and Executive Director Kome Ajise, attended the Buena Park Food Truck Festival on June 23. At the event, the City of Buena Park, in partnership with *Go Human*, hosted a Kit of Parts demonstration, showcasing a pop-up parklet, bike lane, artistic crosswalk and curb extension. The demonstration showed how infrastructure can improve bicyclist and pedestrian safety. To learn more about SCAG's *Go Human* program, visit [scag.ca.gov/go-human](https://scag.ca.gov/go-human).

## **News from the Executive Director**

### **MULTIPLE CALLS FOR APPLICATIONS OPEN FOR PROGRAMS TO ACCELERATE TRANSFORMATIVE HOUSING**

Calls for Applications are now open for two of three funding areas in the recently approved REAP 2.0 Programs to Accelerate Transformative Housing (PATH):

- **The Housing Infill on Public and Private Lands (HIPP) Pilot Program** is focused on the development of affordable housing at scale on available public and private land as well as development and implementation of corridor-wide or area-wide regulatory infill housing actions. The HIPP program applications are **due by July 10**.

- **The Notice of Funding Available (NOFA) for Lasting Affordability** provides support for innovative housing finance, trust funds, catalyst funds and new permanent funding sources. The NOFA for Lasting Affordability applications are **due by July 31**.

The Call for Applications for the third PATH funding area, Regional Utilities Supporting Housing, is expected to be released in late summer 2023.

## **SCAG RECEIVES APPROVAL OF CONFORMITY DETERMINATION**

The Regional Council in June adopted Connect SoCal Amendment No. 3 and the 2023 Federal Transportation Improvement Program (FTIP) Consistency Amendment, including the associated conformity analysis. SCAG has since received accelerated federal final approval of the conformity determination. With this approval, \$26 billion worth of important transportation projects in the Connect SoCal and FTIP Amendments can now move forward. Thank you to Caltrans, the Federal Highway Administration and the Federal Transit Administration for expedited review and approval of the conformity determination.

## **SCAG AWARDED LOCAL AGENCY TECHNICAL ASSISTANCE GRANT TO EXPAND BROADBAND**

The California Public Utilities Commission approved SCAG's \$1 million Local Agency Technical Assistance Grant (LATA) on June 29. LATA grants support local agencies and tribes in their efforts to expand broadband service to unserved and underserved Californians. The funding enables SCAG to advance up to three broadband projects in unserved or underserved areas. SCAG will collaborate with local jurisdictions that were unable to apply for funding or lacked the resources to engage a consultant or manage the project themselves.

**The full July Executive Director's Report is available here: [LINK](#).**

## **UPCOMING MEETINGS**

### **JULY**

**18<sup>th</sup>** Legislative/Communications and Membership Committee

**18<sup>th</sup>** Housing Working Group

**18<sup>th</sup>** Toolbox Tuesday: Extreme Heat Mitigation Resources

**20<sup>th</sup>** Technical Working Group

**20<sup>th</sup>** Equity Working Group

**25<sup>th</sup>** Transportation Conformity Working Group

**26<sup>th</sup>** Modeling Task Force

**26<sup>th</sup>** SoCal Greenprint Technical Advisory Committee Meeting

### **AUGUST**

**1<sup>st</sup>** Aviation Technical Advisory Committee

**8<sup>th</sup>** Toolbox Tuesday: Empowering Southern California with Big Data Analytics

**15<sup>th</sup>** Legislative/Communications and Membership Committee

**16<sup>th</sup>** Special Meeting of the Community, Economic and Human Development Committee

**24<sup>th</sup>** Sustainable & Resilient Communities/Natural & Farm Lands Conservation Working Groups (Joint Meeting)

**28<sup>th</sup>** SoCal Greenprint Technical Advisory Committee

**30<sup>th</sup>** Regional Transit Technical Advisory Committee

**Governing Board Agenda Report**

**DATE:** July 18, 2023  
**TO:** Governing Board and Alternates  
**FROM:** Terry Dipple, Executive Director  
**SUBJECT:** Design Engineering for COG Regional Smart Cities Fiber Network

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**OVERVIEW**

The purpose of this report is to update the Governing Board on the status of COG Regional Smart Cities Fiber Network Project.

**BACKGROUND**

In June 2022, the COG began discussing the possibility of constructing a fiber network backbone that would link all of the city halls. The project would be similar to the one completed by South Bay Cities COG, which utilized Measure M funds to pay for the project. Rob de Geus and I held several meetings with the SBCCOG staff to learn about their project and how we could proceed to develop a similar fiber project for our five cities. As discussions and presentations continued, Malibu elected not to allocate any of its Measure M funds for the project but would consider participation in Phase 2.

As proposed, the Regional Smart Cities Fiber Network Project would be a fiber-optic cable loop for the cities of Agoura Hills, Calabasas, Hidden Hills, Westlake Village and unincorporated area of LA County that would ultimately allow residents to telecommute as a way of reducing congestion and by helping to expand signal synchronization. Phase One (Four Cities) is estimated to cost \$12 million.

Regional Smart Cities Fiber Network Project – Examples of Potential Transportation System Mobility Improvement Projects:

Real Time Monitoring

- Real-time activation of modified signal timing crossing plans for disabled / seniors
- Real-time curb parking utilization monitoring and management and incident / special event management
- Remote signal system health monitoring, re-timing and repair
- Mixed flow, slow speed and bike lane capacity utilization monitoring
- CCTV monitoring of intersections and high-risk transportation zones
- Resiliency: A Fiber Network improves reliability and resiliency of the transportation system control network through increased speed of diagnosis and repair, and

improved human efficiency in the network maintenance and security administration.

- Real-time electric vehicle charging infrastructure utilization and availability for zero emission public fleets
- Automated traffic counting and delay calculation applications for all modes (trucks, buses, cars, bikes, mobility devices, pedestrians) in all travel lanes and crosswalks (should be a priority project)

Following considerable discussion and numerous meetings/presentations over the Summer of 2022 with the city managers, the COG's Technical Advisory Committee recommended to the Governing Board that the COG include the Regional Smart Cities Fiber Network Project in the 9<sup>th</sup> Year (2025-2026). A total of \$9,044,676 was allocated from the COG's Measure M funds, which does not include an allocation from Malibu.

Metro elected to do a two-step process on approving Measure M funds for the project. It was recommended that the COG prepare a design engineering study that would provide justification for the estimated cost of the project. Metro approved \$300,000 for the design engineering study and agreed to allocate the remaining 9<sup>th</sup> Year funds following their review of the study.

The RFP for the Regional Smart Cities Fiber Network Project was released on June 9, 2023 with the proposal deadline of June 30, 2023. Three proposals were received with one being nonresponsive in that it did not include a price or timeline/schedule. COG legal counsel recommended that I send a letter to the firm with the justification for formally rejecting their proposal. The other two consultants, Magellan and Minagar & Associates, were interviewed by a panel that included me and several city engineers and two city managers. Both proposals were within the COG budget. The panel directed me to have a follow up interview with four of the city engineers, which was held on July 13, 2023. The panel unanimously recommended that the COG award the contract to Magellan to prepare the design engineering at a total cost of \$265,576.

## **RECOMMENDATION**

That the Governing Board authorize the Executive Director to prepare a contract with Magellan to complete the design engineering for the COG's Regional Smart Cities Fiber Network Project and further authorize the President to sign the contract on behalf of the COG.

**ATTACHMENT:** Magellan's Revised Proposal dated 7-14-23.