

**BOARD OF DIRECTORS OF THE
BROAD BEACH GEOLOGIC HAZARD ABATEMENT DISTRICT**

Adopted this Resolution on August 13, 2023 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

RESOLUTION NO. 2023/06

**RESOLUTION DIRECTING STAFF REGARDING DEVELOPMENT OF UPDATED
CONFLICT OF INTEREST POLICY**

WHEREAS, on September 12, 2011, the Malibu City Council adopted Resolution No. 11-41 approving and ordering the formation of the Broad Beach Geologic Hazard Abatement District ("BBGHAD");

WHEREAS, the BBGHAD is a political subdivision of the State of California, governed by state law (Pub. Res. Code §§ 26500 *et seq.*), and constitutes a legal entity separate and distinct from the City of Malibu, with operations independent of City functions;

WHEREAS, in 2017 the BBGHAD adopted a Conflict of Interest Policy ("COIP") in accordance with Government Code § 81000 *et seq.* and 2 Cal. Code of Regs. § 18730;

WHEREAS, the County of Los Angeles subsequently approved the BBGHAD's COIP in accordance with Cal. Govt. Code, § 87303 and the COIP was enacted;

WHEREAS, BBGHAD Form 700 "filers" have expressed that the BBGHAD's current COIP is overbroad and may require over-disclosure in light of the relatively narrow mission of the BBGHAD: restore Broad Beach;

WHEREAS, BBGHAD owners have also stated that the current COIP dissuades them from seeking election to a seat on the BBGHAD Board of Directors;

WHEREAS, BBGHAD staff has also obtained guidance and input from County of Los Angeles staff, which suggested that the BBGHAD may choose to implement a more filer-friendly COIP and remain fully compliant with applicable state law;

WHEREAS, BBGHAD staff has volunteered to work with County of Los Angeles staff to update the COIP;

The BBGHAD Board of Directors HEREBY RESOLVES THAT:

1. The Board directs BBGHAD staff to take all actions necessary to work with County of Los Angeles staff to update the COIP with the goal of developing a legally complaint, revised COIP reflective of the BBGHAD's narrow mission and focus of restoring Broad Beach;
2. The BBGHAD Board directs and authorizes BBGHAD staff to update the COIP in accordance with state law and as quickly as permitted by the County of Los Angeles;
3. This Resolution shall become effective immediately upon its passage and adoption.

DATED: August 13, 2023



NORTON KARNO, Chair

I, Heike Fuchs, Clerk of the Broad Beach Geologic Hazard Abatement District, certify that the foregoing resolution was duly adopted by the Board of Directors of the District at a Regular Meeting held on the 13th day of August 2023 by the following vote:

AYES: *Carne, Kuba, Antoc, Marine*

NOES: *N/A*

ABSENT: *Needleman*

ABSTAIN: *N/A*



Clerk of the BBGHAD Board