

Summary of Actions
BROAD BEACH GEOLOGIC HAZARD ABATEMENT DISTRICT
REGULAR SESSION MEETING
Sunday, January 10, 2016; 9:00 a.m.

Primary Location:
31330 Broad Beach Road, Malibu, CA 90265

Remote Location (Government Code § 54953(b)):
525 Moreno Ave., Los Angeles, CA 90049

1. CALL TO ORDER

The Chair called the regular meeting to order at 9:10 a.m.

2. OATH OF OFFICE

The Chair recognized Project Counsel to explain the results of the recent Board Member election process. Project Counsel reported that the initial terms of Board Members Karno, Levitan and Rosenbloom ended, and that Board Members Levitan and Rosenbloom chose not to seek reelection. The Chair heartily thanked the former Board Members for their service to the BBGHAD, and others joined in the sentiments.

Project Counsel reported that elections were to occur in early November 2015. Three (3) qualified candidates (William Curtis, Norton Karno, and Jeff Marine) completed the paperwork necessary to seek election for the three (3) open Board seats. Therefore, Project Counsel explained that, according to California law, the election was terminated and the three (3) qualified candidates who submitted proper paperwork gained Board seats. The law further requires the County Board of Supervisors to certify the results, and it has done so. The County Board of Supervisors certified the BBGHAD election process under unanimous consent on January 5, 2016. The three (3) qualified candidates assumed their Board Member positions by signing a statutory oath of office as attested by the Election Official.

The Clerk administered the oath to the three newly certified Board Members for the new term, and Board Members assumed their offices.

3. ROLL CALL

PRESENT: Chairman Norton Karno, Board Member Jeff Marine, and Board Member Bill Curtis. Vice Chair Marshall Grossman participated from a noticed, remote location.

ABSENT: Board Member Jeff Lotman.

BBGHAD STAFF ALSO PRESENT: Project Manager Mark Goss, Project Counsel Ken Ehrlich, BBGHAD Engineer Russ Boudreau, and Clerk/Treasurer Heike Fuchs.

4. INTRODUCTION OF BOARD MEMBERS; SELECTION OF CHAIR AND VICE-CHAIR

Chair Karno stated that the newly constituted BBGHAD Board must select its officers. Board Member Marine asked if the current Chair and Vice Chair are eligible to continue in their existing positions; Chair Karno confirmed same.

MOTION: Board Member Marine moved for Chair Norton Karno and Vice Chair Marshall Grossman to continue serving as Chair and Vice Chair, respectively. Board Member Curtis seconded the motion. The Clerk called the roll, and the Motion passed 4-0.

Closed Session

At approximately 9:23 a.m., the Chair moved to commence to Closed Session and Vice Chair asked if Closed Session is for the sole purpose of agenda items. The Chair confirmed and amended his motion to commence Closed Session to discuss only the items as listed on the Agenda, and the Vice Chair seconded the Motion. The Clerk called the roll, and the Motion passed 4-0.

Resumption of Regular Session

The Chair resumed Regular Session at approximately 10:23 a.m.

5. ADOPTION OF AGENDA

The Chair recognized Project Manager, who reported that Agenda was posted on January 7, 2016 at 8:30 a.m. within the BBGHAD boundaries, concurrently posted on the BBGHAD website, and posted on January 6, 2016 at the noticed remote location.. Board Member Marine moved to adopt the Agenda as presented. Board Member Curtis seconded the motion. The clerk called the roll, and the motion passed 4-0.

6. APPROVAL OF SUMMARY OF ACTIONS

The Chair recognized Board Member Marine, who moved to approve Summary of Actions from the October 25, 2015 Board Meeting. The Chair recognized Project Counsel, who announced certain corrections and edits in Section 2, Section 9c, Section 9d. The Chair recognized Board Member Marine, who amended his motion to include the corrections announced by Project Counsel. Board Member Curtis seconded the motion. The Clerk called the roll, and the Motion passed 4-0.

7. CEREMONIAL/PRESENTATIONS

None.

8. CONSENT CALENDAR

None.

9. PUBLIC HEARINGS

None.

10. NEW BUSINESS

a. Consider Chris Spiros as Malibu West Beach Club's Voluntary Advisor to BBGHAD Board

Chair Karno recognized the Project Manager, who reported that, as directed by the Malibu City Council in 2011, Malibu West should have an advisor to the BBGHAD Board. Malibu West has requested that its board member Chris Spiros serve as Malibu West's advisor to the BBGHAD Board.

The Project Manager added that Mr. Spiros has served on the Malibu West Board for over 3 years and appears well qualified to work with the BBGHAD. The Chair encouraged Board Members to ask questions of Mr. Spiros and attempt to get to know him. The Vice Chair inquired about Malibu West's 2015 vote against the (now current) assessment. Mr. Spiros responded that the Malibu West Board has shown concern over the Project's escalating costs and desires to see Project completion in a tangible way that justifies the scope of the assessment amount.

The Vice Chair stated that it is very important that Mr. Chris Spiros has the best access to all Project information, and urged Mr. Spiros to assimilate as much information as possible, as quickly as possible. The Vice Chair also questioned if Mr. Spiros shall serve a 4-year term as BBGHAD Board advisor. The Chair recognized Project Counsel, who reported that the Malibu City Council stipulated a 4-year term for this position and the concept was adopted in BBGHAD Resolution No. 2011/02.

Board Member Curtis asked how the BBGHAD-Malibu West relationship could be improved. Mr. Chris Spiros stated that misunderstandings exist, and a more timely delivery of information to the Malibu West Board will be helpful.

The Chair voiced support for Mr. Spiros to serve as Malibu West's advisor to the BBGHAD Board.

MOTION: Board Member Marine moved to adopt Resolution No. 2016-01, and Board Member Curtis seconded the Motion. The Clerk called the roll, and the Motion passed 4-0. The Chair welcomed Mr. Chris Spiros as Malibu West's voluntary advisor to the BBGHAD Board.

unspecified other impacts while obtaining no direct benefits from the Project. The Project Manager added that he plans to handle the issue through increased consultation with Ventura County stakeholders in the coming weeks.

12. BBGHAD OFFICER REPORTS

a. Project Manager Report

None.

b. Treasurer's Report

The Treasurer reported that, as of December 31, 2015, the cash balance was \$2,707,561.60. The Treasurer further stated that a new account was opened September 9, 2015 with City National Bank for the Revetment Trust funds (as mandated by the CCC's 2010 ECDP). The Chair reported that he previously asked the Treasurer to audit the BBGHAD financials beginning in 2013 and that the Treasurer successfully completed the task. The Chair thanked the Treasurer for her significant efforts on this assignment and for ensuring accuracy in the BBGHAD's financial records. The Treasurer's report encompassing adjustments was included in the Board package.

13. BBGHAD Board Member Reports

None.

14. PUBLIC COMMENT - NON-AGENDA ITEMS

None.

15. FUTURE MEETING

Next Meeting: February 7, 2016; Location: 31454 Broad Beach Road, Malibu, CA 90265

16. ADJOURNMENT

Board Member Marine moved, and Board Member Curtis seconded, to adjourn the meeting. The Clerk called the roll and the motion passed 4-0. The meeting adjourned at 12:33 p.m.

Broad Beach Geological Hazard Abatement District

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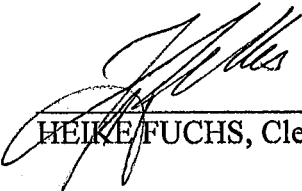
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Approved and adopted by the Broad Beach
GHAD Board on February 7,
2016



NORTON KARNO, Chair

ATTEST:



HEIKE FUCHS, Clerk