

SANTA MONICA MOUNTAINS CONSERVANCY

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MINUTES OF THE JOINT MEETING
of the
SANTA MONICA MOUNTAINS CONSERVANCY
and the
SANTA MONICA MOUNTAINS CONSERVANCY
ADVISORY COMMITTEE

July 25, 2011

1. Call to order.

The 382st joint telephonic meeting of the Santa Monica Mountains Conservancy and Santa Monica Mountains Conservancy Advisory Committee was called to order by Elizabeth A. Cheadle at 7:30 p.m. on July 25, 2011 at the following locations:

- (a) King Gillette Ranch, 26800 Mulholland Highway, Calabasas, California
- (b) Natural Resources Agency, 1416 9th Street, 13th Floor, Sacramento, California.

Item No. 6 was heard next.

6. Election of Chairperson pro tempore.

On motion of Ms. Parks, duly seconded, Elizabeth A. Cheadle was elected Chairperson pro tempore.

2. Administration of Oath of Office to new members.

No new members were in attendance.

3. Roll Call of Conservancy.

The Conservancy roll was called and the following members were present: Irma Muñoz; Elizabeth A. Cheadle; Linda Parks; Craig Sap, and Bryan Cash (via teleconference). A quorum was present. The following members were absent: Woody Smeck, Jerome C. Daniel, Vice Chairperson, and Antonio Gonzalez, Chairperson.

4. Roll Call of Advisory Committee.

The Advisory Committee roll was called and the following members were present: Allison-Claire Acker; Sean Anderson; Dave Brown; Michael Cacciotti; John Edelston; Anita Fromholz; Alan Kishbaugh; Paul Rabinov; David Ross; Paul Rockenstein; Wendy-Sue Rosen;

Marc Stirdivant; Garen Yegparian, and Don Robinson, Chairperson. A quorum was present. The following members were absent: Caroline Brown; Elaine Freeman; Richard Gould; Jeffrey Jennings; Mary Sue Maurer; Roseann Mikos; Effie Turnbull Sanders; Nancy Stephens; Donald Voss, and George Lange, Vice Chairperson.

Staff present: Joseph T. Edmiston, FAICP, Hon. ASLA, Executive Director; Rorie Skei, Chief Deputy Director; Laurie Collins, Chief Staff Counsel; Paul Edelman, Deputy Director of Natural Resources and Planning, and James Yeramian, Board Secretary.

5. Introduction of Legislative Participants or their staff.

The Chairperson pro tempore announced that Louise Rishoff and Rebekah Rodriguez-Lynn were present.

- 7. Closed Session: (The Conservancy may hold a closed session on the following items pursuant to Section 11126 Subdivision (c)(7)(A), Section 11126.3(a), and Section 11126 Subdivision (e) of the Government Code. Confidential memoranda related to the following items may be considered during such closed session discussions.) Discussion and possible action regarding pending and/or potential litigation: Pending litigation – *Morris v. Santa Monica Mountains Conservancy and Mountains Recreation and Conservation Authority; Ramirez Canyon Preservation Fund v. Santa Monica Mountains Conservancy and Mountains Recreation and Conservation Authority, Case No. BS127089; Ramirez Canyon Preservation Fund v. California Coastal Commission, Santa Monica Mountains Conservancy and Mountains Recreation and Conservation Authority, Case No. BS129503; City of Malibu v. Santa Monica Mountains Conservancy and Mountains Recreation and Conservation Authority and California Coastal Commission, Case No. BS129222 Ramirez Canyon Preservation Fund v. California Coastal Commission, et al. Case No. BS 121820; Lt-WR, LLC v. Santa Monica Mountains Conservancy SC105587; Friends of Temescal Pool v. Santa Monica Mountains Conservancy and Mountains Recreation and Conservation Authority, City of Malibu v. California Coastal Commission, Santa Monica Mountains Conservancy, Mountains Recreation and Conservation Authority Case No. BS121650, Santa Monica Mountains Conservancy v. City of Malibu, and related actions.***

Initiation of litigation. Number of cases: 1. Parties: *Santa Monica Mountains Conservancy v. Mulholland Estates Homeowner’s Association, Bartlein & Company, Inc., et al.* The Conservancy may refer the following matter to the Department of Justice for potential initiation of litigation: Action to enforce public access rights to Fossil Ridge Park as recorded in the “Declaration of Covenants, Conditions & Restrictions for Mulholland Estates” recorded on August 29, 1988 as Instrument No. 88-1372488 in the Office of the Los Angeles County Recorder.

The Chairperson pro tempore announced the closed session at 7:35 p.m.

The Chairperson pro tempore reconvened the open session at 7:49 p.m. and announced that litigation was discussed and instructions were given to counsel.

8. Approval of Minutes.

The minutes of June 27, 2011 were submitted for approval.

The minutes of June 27, 2011 were approved as submitted.

9. Reports:

The Conservancy received verbal reports from Amy Lethbridge, representing the Mountains Recreation and Conservation Authority, and the Deputy Director for Natural Resources and Planning.

Comments were made by the Chairperson pro tempore and the Executive Director.

10. Members comments on matters not on the agenda.

No comments were made.

11. Comments from members of the public on items not on the agenda and public testimony on all agenda items.

No members of the public address the Conservancy.

12. Consideration of resolution authorizing the Executive Director to submit an application to the City of Malibu for amendment to the Malibu Local Coastal Program pursuant to Public Resources Code Section 30515.

The staff report for this item was presented by the Chief Staff Counsel.

Questions were propounded by Messrs. Yegparian and Robinson.

Comments were made by the Chief Staff Counsel and the Executive Director.

A roll-call vote of the Advisory Committee was administered.

ADVISORY COMMITTEE CONSIDERATION:

On motion of Mr. Yegparian, duly seconded, the Advisory Committee recommended adoption of Resolution No. 11-57.

Questions were propounded by Ms. Parks.

Comments were made by the Chief Staff Counsel and the Executive Director.

A roll-call vote of the Conservancy was administered.

CONSERVANCY CONSIDERATION:

On motion of Ms. Muñoz, duly seconded, the Conservancy unanimously adopted Resolution No. 11-57.

13. Consideration of a resolution requesting transfer of control and jurisdiction from State Coastal Conservancy of APN 4458-009-900, 24038 Malibu Road, City of Malibu.

The staff report for this item was presented by the Chief Staff Counsel.

Questions were propounded by Mr. Anderson and Ms. Fromholz.

Comments were made by the Executive Director.

A roll-call vote of the Advisory Committee was administered.

ADVISORY COMMITTEE CONSIDERATION:

On motion of Mr. Yegparian, duly seconded, the Advisory Committee recommended adoption of Resolution No. 11-58.

A roll-call vote of the Conservancy was administered.

CONSERVANCY CONSIDERATION:

On motion of Ms. Cheadle, duly seconded, the Conservancy unanimously adopted Resolution No. 11-58.

14. Consideration of resolution authorizing naming of Conservancy-owned Bluffs parkland in Malibu.

This item was removed from the agenda.

15. Presentation on the Mountains Recreation and Conservancy Agency's completed greenway and signage improvements along the Ballona Creek Trail and Bike Path in the Santa Monica Bay Watershed.

The Conservancy received an oral report from Ana Petrlc, and Barbara Romero, representing the Mountains Recreation and Conservation Authority.

Questions were propounded by Messrs. Cacciotti and Yegparian.

Comments were made by the Executive Director, Ms. Petrlc, and Ms. Romero.

Questions were propounded by Mr. Robinson.

Comments were made by Ms. Fromholz and Ms. Petrlc.

16. Consideration of resolution authorizing grant of Proposition 84 funds to Mountains Recreation and Conservation Authority for acquisition and improvements at Elephant Hill, El Sereno, City of Los Angeles.

This item was postponed to a later date.

17. Announcement of future meetings and adjournment.

The Chairperson pro tempore announced that the next meeting would be held in August, 2011.

There being no further business, the Chairperson pro tempore adjourned the meeting at 9:09 p.m.

Respectfully submitted:

Approved:

JOSEPH T. EDMISTON, FAICP Hon. ASLA
Executive Director

ELIZABETH A. CHEADLE
Chairperson pro tempore