

Gary Jones Director

Army M. Caves Chief Deputy Director

> Carol Baker Deputy Director

October 26, 2022

TO:

Beach Commission

FROM: Gary Jones, Director

SUBJECT: BEACH COMMISSION AGENDA – October 26, 2022

Enclosed is the agenda for your virtual Commission meeting of October 26, 2022, along with the reports related to Agenda Items 4A, 5A, 5B, 6A, 6B, 6C, and the Beach Commission Attendance Report. The meeting will take place online via Zoom. Information about how to access the meeting online and/or by phone will be emailed to each of you and publicly posted prior to the meeting.

Please contact Donalyn Anderson at (424) 526-7873 if you have any questions or need additional information.

GJ:CML:da

**Enclosures** 



### **County of Los Angeles** Beach

### Commission

13837 Fiji Way, Marina del Rey, CA 90292 Phone: (424) 526-7900 Fax: (310) 822-0119 Web Page: http://beaches.lacounty.gov



#### **AGENDA**

Meeting of the Beach Commission October 26, 2022 Virtual Meeting 9:30 a.m.

NOTICE: This meeting is being held via the Zoom platform.

Join online: beaches.lacounty.gov/watch-beach-commission-meeting

Please click the link below to join the webinar: https://us02web.zoom.us/j/86881836538

Or iPhone one-tap:

US: +14086380968,,94096826608# or +16699006833,,94096826608# Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 408 638 0968 or +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 646 876 9923 or +1 301 715 8592 or +1 312 626 6799

Webinar ID: 940 9682 6608

International numbers available: https://us02web.zoom.us/u/kbpoG7IEt6

#### 1. CALL TO ORDER

#### 2. AUTHORITY TO CONTINUE HOLDING MEETINGS BY TELECONFERENCE

The Beach Commission meeting is continuing to be held via teleconference consistent with the Board of Supervisors' findings on September 27, 2022, that 1) in accordance with Assembly Bill (AB) 361 Section 3 (e)(3), California Government Code Section (54953 (e)(3), that it reconsidered the circumstances of the State of Emergency due to the COVID-19 pandemic and that the State of Emergency remains active; and 2) that local officials continue to recommend measures to promote social distancing

#### 3. APPROVAL OF MINUTES

Minutes June 22, 2022 Minutes September 20, 2022

#### 4. OLD BUSINESS

Beach Commission October 26, 2022 Page 2

A. Bylaws Update

(ACTION)

#### 5. **NEW BUSINESS**

A. Recap of Department Summer Activities

(PRESENTATIONS)

B. Redlining/Antiracism Efforts

(PRESENTATION)

#### 6. STAFF REPORTS

A. Ongoing Activities Report	(REPORT
B. Beach Special Events/Activities	(REPORT
C. Beach Projects Report	(REPORT
D. Lifeguard Report	(REPORT

#### 7. COMMISSIONER COMMENTS

#### 8. COMMUNICATION FROM THE PUBLIC

Note: Members of the public who call into the meeting who wish to speak during public comment must provide their first and last name, email address, and topic or item number they would like to speak about.

#### 9. **NEXT MEETING DATE & LOCATION**

November 23, 2022 9:30 a.m. / location to be determined.

#### **PLEASE NOTE:**

- 1. The Los Angeles County Board of Supervisors adopted Chapter 2.160 of the Los Angeles Code (Ord. 93-0031 § 2 (part), 1993), relating to lobbyists. Any person who seeks support or endorsement from the Beach Commission on any official actions must certify that he/she is familiar with the requirements of this ordinance. A copy of the ordinance can be provided prior to the meeting and certification is to be made before or at the meeting.
- 2. The agenda will be posted on the Internet and displayed at the following locations at least 72 hours preceding the meeting date:

Department of Beaches and Harbors' Website Address: marinadelrey.lacounty.gov

Department of Beaches and Harbors Administration Building 13837 Fiji Way Marina del Rey, CA 90292 Marina del Rey Information Center 4701 Admiralty Way Marina del Rey, CA 90292

# Beach

### Commission



Burton Chace Park Community Room 13650 Mindanao Way Marina del Rey, CA 90292 Lloyd Taber – Marina del Rey Library 4533 Admiralty Way Marina del Rey, CA 90292

Si necesita asistencia para interpretar esta informacion llame al (424) 526-7777.

ADA ACCOMMODATIONS: If you require reasonable accommodations or auxiliary aids and services such as material in alternate format or a sign language interpreter, please contact the ADA (Americans with Disability Act) Coordinator at (424) 526-7752 (Voice) or (TTY/TDD) users, please call the California Relay Service at 711. The ADA coordinator may be reached by email at rstassi@bh.lacounty.gov.

### COUNTY OF LOS ANGELES BEACH COMMISSION MINUTES OF JUNE 22, 2022, MEETING

#### **COMMISSIONERS PRESENT**

Cris B. Liban, Chair Robert Bartlett Michael Bustamante Teresa Furey Angela Mooney-D'Arcy Sharon Musa Damon K. Nagami Anthea Raymond Bruce Saito Kurt Weideman

#### **ABSENCES**

Rosi Dagit

#### STAFF PRESENT

Gary Jones, Director, Beaches and Harbors
Carol Baker, Deputy Director, Community and Operational Services
Catrina Love, Division Chief, Community and Marketing Services Division
John Giles, Assistant Division Chief, Operational Services Division
Parjack Ghaderi, County Counsel
Fernando Boiteux, Chief Lifeguard, Los Angeles County Fire Department

#### **MEETING LOCATION**

Held online via Zoom

#### 1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Chair Cris Liban called the meeting to order at 9:33 a.m., provided meeting instructions to participants and conducted a roll call of the Commission. He welcomed new Commissioners Angela Mooney-D'Arcy, Sharon Musa and Damon K. Nagami from Los Angeles County's Second District.

#### 2. AUTHORITY TO CONTINUE HOLDING MEETINGS BY TELECONFERENCE

Chair Liban said the meeting was being held remotely consistent with the Los Angeles Board of Supervisors' findings on May 17, 2022, and in accordance with Assembly Bill 361 Section 3 (e)(3), California Government Code Section (54953 (e)(3), that it

reconsidered the circumstances of the State of Emergency due to the COVID-19 pandemic and that the State of Emergency remains active; and 2) that local officials continue to recommend measures to promote social distancing. He noted no vote is required from the Beach Commission.

#### 3. APPROVAL OF MINUTES

Chair Liban requested a motion to approve the February 23, 2022, minutes. Commissioner Kurt Weideman so moved; the motion was seconded by Commissioner Bruce Saito.

The minutes were approved.

Ayes: 10. Chair Cris Liban, Commissioners Robert Bartlett, Michael Bustamante, Teresa Furey, Angela Mooney-D'Arcy, Sharon Musa, Damon Nagami, Anthea Raymond, Bruce Saito, Kurt Weideman

#### 4. ANNOUNCEMENTS AND OLD BUSINESS

#### A. CONTINUATION OF INSTALLATION OF NEW CHAIR AND VICE CHAIR

Chair Liban noted that due to redistricting and related issues, the installation of the new Chair and Vice Chair had been postponed since January. He said while the Second District has appointed its new representatives, the bylaws still needed to be updated and approved by the Board before officers can be selected.

Chair Liban asked for a motion and second to continue agenda Item 4 to the July 27, 2022, meeting. Commissioner Kurt Weideman so moved; the motion was seconded by Commissioner Teresa Fury. With no objections or abstentions, the motion carried.

Ayes: 10. Chair Liban, Commissioners Bartlett, Bustamante, Furey, Mooney-D'Arcy, Musa, Nagami, Raymond, Saito, Weideman

#### 5. NEW BUSINESS

#### A. DIRECTOR'S UPDATE

Chair Liban introduced Director Gary Jones, who welcomed the new Beach Commissioners. Mr. Jones provided an update on the Department of Beaches and Harbors' operations. He noted the following:

- Summer programming has returned to Marina del Rey and the beaches.
- The Department's public buildings are open for regular hours, and due to COVID-19 guidelines, a number of staff members telework part of the time.
- When the Board allows for in-person public meetings, the Beach Commission meetings will be held at the Burton Chace Park Community Room.
- Highlights for summer include a new contract with a parking management company which started on June 1, 2022, and additional staff for the Department's Operational Services Division (OSD).
- Staffing shortages and increased costs and delays for projects have posed challenges.
- The Department has recovered the loss of revenues from ground leases and parking fees due to the COVID-19 pandemic.
- The Department has submitted budget requests to the Board for additional WATER Program lifeguards, OSD supervisors and workers, Marina del Rey Visitors Center staff and Planning Division staff.

Chair Liban asked if the rising cost of operations due to inflation will have a significant impact in the short-term on the current fiscal year's budget. Mr. Jones said the budget is currently not experiencing the effects to a critical point, but future projects will show increases in projects costs and budget estimates.

Commissioner Bartlett asked whether the total cost of current beach projects was already set. He also asked if it would be better for the Department to have its own WATER Program lifeguards rather than use lifeguards from the beaches. Mr. Jones said cost estimates are updated as the project progresses. Inflation will intensify the typical cost increases in capital projects. It is typical for capital projects to increase in price, which inflation will intensify. Currently, the Department is more concerned with construction delays. Mr. Jones also said the Department's agreement with the Fire Department has lifeguards on the beaches during the summer, and the arrangement should not affect lifeguard operations. He also noted the WATER Program lifeguard staff are funded separately from the ocean lifeguards.

Commissioner Anthea Raymond asked how the WATER Program compares to the Junior Lifeguard Program, as well as the audiences served for each. Mr. Jones said the two programs have different objectives and audiences. The WATER Program is for underserved youths who don't have easy access to the coastline. The Department works with schools to bring classes to the beach and offers ocean safety education, days in the marina, and sailing camps.

#### **B. BYLAWS UPDATE**

Chair Liban introduced Deputy Director Carol Baker to explain the recommended updates

to the Beach Commission bylaws. Ms. Baker noted that due to the Board's changes to the Commission in March, the bylaws—which were last modified in 1998—must be updated. The new bylaws and updates to County Code must be approved by the Board, which Ms. Baker said she hoped would occur before the Commission's next meeting. Ms. Baker summarized the proposed changes, saying:

- The composition of the Beach Commission would be updated to be consistent with the Board action of March 15, 2022.
- Second District Commissioners would be included in the rotation of the position of Chair and Vice Chair roles.
- Meetings would be held quarterly—in January, April, July and October—rather than 10 times per year.
- The language in the bylaws would be consistent with those of other County commissions.

Ms. Baker noted the Commission has very few action items; the meetings now focus on informational presentations. Quarterly meetings would provide an opportunity for more robust conversations, perhaps more engagement with the public, and more efficient management of the Commissions in the Department.

Ms. Baker asked the Commissioners for their approval to the recommended revisions to the Beach Commission bylaws.

Chair Liban asked if Commissioners would be able to contact staff in months when the Commission does not meet. Ms. Baker emphasized that the Commissioners will continue to receive updates on ongoing Departmental activities and are welcomed to contact the Department at any time. Additional meetings can be called if necessary.

Commissioner Raymond asked if the Department worked with the County Commission offices or any Beach Commissioners to update the bylaws.

Ms. Baker said the Department worked with Ms. Parjack Ghaderi from County Counsel to incorporate the changes made by the Board and update the existing language. Ms. Baker said the coastal Board offices were aware of the bylaws update and had expressed no concerns. No Beach Commissioners were involved in the revision of the bylaws.

Commissioner Raymond expressed her concern regarding language around the Commission's mission.

Ms. Ghaderi said the updates include the addition of Article III to define the Commission's object, which was taken verbatim from the County Code establishing the Commission. The proposed bylaws updates include no substantive changes to the Commission's actual work because the work was already codified. The March motion did not change the Commission's objective—it only changed the Commission's composition. The substantive change to the bylaws was the frequency of Commission meetings.

Commissioner Robert Bartlett said he agreed with Commissioner Raymond. He said he was concerned about the Commission's objective and would like to talk with the Fourth District Supervisor and coordinator before voting.

Commissioner Bustamante agreed with Commissioners Raymond's and Bartlett's concerns. He also said the language updates appear more substantive than perhaps the intent, since he read the updates as moving the Commission to more of an informational organization. He also said he was concerned that Commissioners from the First and Fifth Districts cannot become Vice Chair or Chair of the Beach Commission.

Ms. Baker said it had traditionally been the coastal districts that held Commission leadership positions.

Ms. Ghaderi said the prior rules excluding the First and Fifth District commissioners from leadership positions were not changed.

Mr. Bustamante said he did not feel prepared to vote on the bylaws update because no preliminary discussions had taken place with Beach Commissioners.

Chair Liban said the bylaws were circulated via the agenda packet. He noted some Commissioners' concerns about the language. He asked for a motion to approve the updated Beach Commission bylaws as presented. Commissioner Bruce Saito so moved. The motion did not receive a second.

Chair Liban requested an alternate motion. Commissioner Bartlett moved to postpone the motion to adopt the new bylaws until the Commissioners could have further discussions and meet with their respective Supervisors. The motion was seconded by Commissioner Raymond.

Commissioner Weideman offered a friendly amendment to the motion to add that the bylaws would be voted upon during the next Commission meeting. The motion was seconded by Commissioner Raymond. Commissioner Bustamante clarified the Commissioners would discuss their concerns and issues about the bylaws updates with their respective Supervisors.

Commissioner Raymond asked how results of their investigations would be incorporated into proposed bylaws updates. She said it would not be something the Commissioners would want to do at the next meeting and suggested forming a subcommittee.

Ms. Baker said a coherent process would need to be worked out to vet the information from five different board offices. She will discuss the process with County Counsel and follow up with the Board offices and the Commissioners in order to find a path forward.

Beach Commission Minutes Meeting of June 22, 2022 Page 6 of 8

Chair Liban said the current motion is to postpone a vote to the next meeting to approve the bylaws, and that Commissioners would have a broader discussion and provide input in the meantime. He also asked that the item be agendized for the next meeting.

Ms. Baker said the bylaws must be revised, updated and approved before the Commission can move forward.

Ms. Ghaderi reminded the Commissioners that a quorum of Commissioners cannot speak to each other without violating the Brown Act. If any information needs to be sent via email to Ms. Baker, Commissioners should send it directly to her without copying any other Commissioners.

Chair Liban called for a vote on the revised motion.

Ayes: 9. Chair Liban, Commissioners Bartlett, Bustamante, Furey, Mooney-D'Arcy, Musa, Nagami, Raymond, Weideman Abstain: 1. Commissioner Saito

#### C. SUMMER PREPARATIONS

Chair Liban introduced Assistant Division Chief John Giles, who presented a PowerPoint on OSD's preparations for summer. He noted challenges with staffing, construction delays due to supply chain shortages and enforcement. He also spoke about the Department's new five-year parking contract with LAZ Parking. He said the Department is looking forward to working with the company to improve parking operations.

Division Chief Catrina Love presented a PowerPoint on the expanded WATER Program and summer programming for the Department. Highlights of the presentation included District Days in the Marina, the *Can the Trash!* Clean Beach Poster Contest and the Department's partnership with Academia Avance Charter School. Summer season programming includes sailing camps, Ocean Safety Days, movies at the Dockweiler Youth Center, Coastal Cleanup Day, and camps hosting Probation youth and the LASD VIDA program, in addition to the Fourth of July fireworks show, the Marina del Rey Summer Concert Series, Marina Movie Nights, Dance MdR and the Marina Drum Circle.

Commissioner Bartlett asked Mr. Giles about the hours and responsibilities the LAZ parking attendants.

Mr. Giles said the Department's parking enforcement staff are responsible for parking lot issues, but they are advised to call 9-1-1 for emergencies. Attendant hours vary from 6 a.m. to sunset, depending on the time of the year.

Commissioner Bartlett also asked if the Pay and Display machines would be replaced at parking lots and when the RV Park would be at 100 percent capacity.

Mr. Giles said he would let Mr. Bartlett know about the parking lot pay machines.

Ms. Baker said the RV Park has been experiencing various construction and technical issues that prevent the RV Park from opening at 100 percent capacity, but hopefully the issues will be resolved soon.

Ms. Love added that the RV Park is also experiencing staffing issues.

#### 6. STAFF REPORTS

#### A. ONGOING ACTIVITIES REPORT

The ongoing activities report was submitted.

#### B. BEACH SPECIAL EVENTS/ACTIVITIES REPORT

The beach special events report was submitted.

#### C. BEACH PROJECTS REPORT

The beach projects report was submitted. Commissioner Bartlett asked if more maintenance workers would be hired to repair and paint the lifeguard towers.

Mr. Giles said many towers on Hermosa and Redondo beaches had been repaired and painted before summer started, and that the work is continuing. He said additional staff need to be hired for lifeguard maintenance right now.

#### D. LIFEGUARD REPORT

Chief Lifeguard Fernando Boiteux reported beaches from Cabrillo to Marina del Rey were closed for about an hour that morning due to lightning strikes. He said the Lifeguard Division had transitioned to peak season schedule, meaning all lifeguard towers are open and staffed seven days per week until Labor Day. Seventy-six new lifeguards graduated from three Ocean Lifeguard Academies. The Junior Lifeguard Program had started and had just under 4,000 enrolled. Chief Boiteux noted the upcoming Lifeguard Medal of Valor Ceremony at King Harbor Yacht Club in Redondo Beach, the International Surf Festival, and the U.S. Lifeguard Association's annual event in Hermosa Beach. He said that so far, lifeguards performed fewer than 3,000 water rescues this season.

#### 7. COMMISSIONER COMMENTS

Chair Liban asked Commissioners Nagami, Mooney-D'Arcy and Musa to introduce themselves.

Commissioner Nagami said he is excited to be a part of the Beach Commission and is focused on increasing equitable access to nature and the beaches. He works as an attorney with the Natural Resources Defense Council, is excited about the WATER Program and is very interested to learn about other coastal issues.

Commissioner Mooney-D'Arcy said she is the Executive Directive and founder of Sacred Places Institute for Indigenous Peoples. Issues important to her include costal access for Black, Indigenous and other communities of color and elevating the facts about Native nations displaced from their ancestral homelands that encompass Los Angeles. She added that she is excited to be a part of the Beach Commission.

Commissioner Musa said she works with the Wilderness Society to connect communities of color and underserved communities with access to green spaces, beaches and wilderness areas. Much of her work focuses on establishing and increasing equity and she sits on various coalitions that try to support better park equity in Los Angeles County. She's looking forward to learning from, and being of assistance to, the Beach Commission.

#### 8. COMMUNICATION FROM THE PUBLIC

There were no comments from public.

#### 9. ADJOURNMENT

Chair Liban asked for a motion to adjourn. Commissioner Bustamante so moved; the motion was seconded by Commissioner Bartlett. There were no objections.

Chair Liban adjourned the meeting at 11:37 a.m.

Respectfully Submitted, Donalyn Anderson Commission Secretary

### COUNTY OF LOS ANGELES BEACH COMMISSION MINUTES OF SEPTEMBER 20, 2022, MEETING

#### **COMMISSIONERS PRESENT**

Cris B. Liban, Chair
Robert Bartlett
Michael Bustamante
Rosi Dagit
Teresa Furey
Damon K. Nagami
Anthea Raymond
Bruce Saito
Kurt Weideman

#### **ABSENCES**

Angela Mooney-D'Arcy Sharon Musa

#### STAFF PRESENT

Amy Caves, Chief Deputy Director, Beaches and Harbors Carol Baker, Deputy Director, Community and Operational Services Catrina Love, Division Chief, Community and Marketing Services Division Ken Foreman, Division Chief, Operational Services Division Parjack Ghaderi, County Counsel

#### **MEETING LOCATION**

Held online via Zoom

#### 1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Chair Cris Liban called the meeting to order at 9:01 a.m., provided meeting instructions to participants and conducted a roll call of the Commission.

#### 2. AUTHORITY TO CONTINUE HOLDING MEETINGS BY TELECONFERENCE

Chair Liban said the meeting was being held remotely consistent with the Los Angeles Board of Supervisors' findings on August 30, 2022 and in accordance with Assembly Bill 361 Section 3 (e)(3), California Government Code Section (54953 (e)(3), that it reconsidered the circumstances of the State of Emergency due to the COVID-19 pandemic and that the State of Emergency remains active; and 2) that local officials continue to recommend measures to promote social distancing. He noted no vote is required from the Beach Commission.

#### 3. NEW BUSINESS

#### A. CONCESSION AGREEMENT OPTION/GLADSTONES SITE

Chair Liban introduced Chief Deputy Director Amy Caves, who provided an overview of the concession agreement option on the Gladstones site action item and requested the Beach Commission's endorsement.

Ms. Caves introduced Mr. Tom Tellefsen, the site developer, for a presentation.

Mr. Tellefsen outlined the current status of the project, design changes, and next step processes that will lead to the construction of the new PCH Beach restaurant designed by Frank Ghery and operated by Wolfgang Puck.

Commissioner Rosi Dagit asked about the State Parks' role in the process, as it owns the underlying land. Ms. Caves said the State does own the beach, but Los Angeles County has operated it for years. Pursuant to the State's public resources code the State must approve all proposed concessions. The State approved the proposed agreements over the summer.

Commissioner Damon Nagami asked if the California Environmental Quality Act (CEQA) exemption is for the entire project or just the option, and whether more CEQA analysis would be required from the Department of Regional Planning or Coastal Commission. Ms. Caves said the CEQA exemption applies to the entire project. Commissioner Nagami asked if any public access will be lost after renovation. Mr. Tellefsen said public access will be enhanced with the new designs of the property.

Chair Liban asked about the public outreach process. Mr. Tellefsen said outreach for the local community was conducted, and he had appeared at Pacific Palisades Community Council meetings. The *Palisadian-Post* and *Los Angeles Times* have published articles regarding the project.

Commissioner Michael Bustamante asked if any outreach had been done on the east or south sides of Los Angeles. Mr. Tellefsen said the Third District office requested outreach in the immediate community, whose environment would be most affected by the redevelopment. Promotional outreach to the greater Los Angeles area will be done further along in the process.

Commissioner Anthea Raymond asked if there was a plan for dealing with the existing concessionaire whose agreement expires October 2022. She also asked about the Department's long-term annual income for the project. Ms. Caves said the Department is currently in negotiation with the existing operator to keep the restaurant running until demolition work begins. Revenue is based on gross receipts.

Beach Commission Minutes Meeting of September 20, 2022 Page 3 of 4

Commissioner Raymond commented that the Commissioners might want to review any community outreach plan being developed. Mr. Tellefsen said an interactive website will be available to keep the public informed.

Commissioner Dagit said because there is no further CEQA documentation, it would be helpful to have a copy of the conditions being imposed. She said that she hopes the conditions address how the public pathway, water runoff management, compliance with the County's dark sky ordinance and other design elements will comply with LID and other county requirements. Ms. Caves said that information will be made available to the public after Coastal Commission approval.

Chair Liban requested a motion to endorse the item. Commissioner Bruce Saito so moved; the motion was seconded by Commissioner Kurt Weideman.

With no objections or abstentions, the motion carried.

Ayes: 9: Chair Liban, Commissioners Robert Bartlett, Michael Bustamante, Rosi Dagit, Teresa Furey, Damon Nagami, Anthea Raymond, Bruce Saito, Kurt Weideman

Commissioner Robert Bartlett the Commissioners should be kept informed about the contract and redevelopment.

#### 4. COMMISSIONER COMMENTS

Chair Liban said that during the summer, some Commissioners expressed interest in the updates on the bylaws item from the previous meeting. He said he understood that Department staff are addressing the issues and that the bylaws will be on the October meeting agenda.

Commissioner Raymond asked if no other public forum opportunity would be provided for further input on the bylaws from the Commissioners until October's meeting. Chair Liban said there would be no public forum until the October meeting, but that Commissioners can reach out to Department staff if they have any questions.

Commissioner Raymond also asked if there were deadlines to be aware of regarding the bylaws. Chair Liban deferred to County Counsel because the bylaws are not an agendized item. County Counsel Parjack Ghaderi said she does not believe there is a timeline regarding the bylaws. The current bylaws apply until new ones are adopted, and the most pressing updates are related to the elections of Chair and Vice Chair due to the changes in the Commission's composition.

Beach Commission Minutes Meeting of September 20, 2022 Page 4 of 4

#### 5. COMMUNICATION FROM THE PUBLIC

There were no comments from public.

#### 6. ADJOURNMENT

Chair Liban asked for a motion to adjourn. Commissioner Saito so moved; the motion was seconded by Commissioner Nagami. There were no objections.

Chair Liban adjourned the meeting at 10:03 a.m.

Respectfully Submitted, Donalyn Anderson Commission Secretary



Gary Jones Director

Amy M. Caves Chief Deputy Director

> Carol Baker Deputy Director

October 26, 2022

TO: Beach Commission

FROM: Carol Baker, Deputy Director

SUBJECT: ITEM 4A - BYLAWS UPDATE

**RECOMMENDATION:** Approve proposed revisions to the Beach Commission Rules/Bylaws to align with the Board of Supervisors' recent action to reduce the Commission's size and reapportion Commission representation consistent with the recent redistricting; to provide for quarterly meetings; and to cleanup and clarify standard terms.

#### **BACKGROUND:**

On March 15, 2022, the Board unanimously voted to reapportion the Beach Commission's representation to be consistent with the recent redistricting of the County's Supervisorial Districts and to reduce the Commission's size from 20 to 11 members. In addition to three Commissioners each for the Third and Fourth Supervisorial Districts, which continue to include coastal jurisdictions within their district boundaries, the number of Commissioners representing the Second District was increased from one to three representatives in recognition of the District's new coastal jurisdiction. The apportionment of one Commissioner each for the non-coastal First and Fifth Districts remained unchanged.

To be consistent with this Board action, both the County Code (ordinance) as pertains to County beaches and the Beach Commission's "Rules," also referred to as "bylaws," must be updated. Revisions of both the ordinance and bylaws must be approved by the Board.

At its regular meeting on June 22, 2022, the Commission was presented the revised bylaws for consideration and approval. Following discussion on the topic, the Commission deferred action on the matter until its next regular meeting to allow Commissioners who desired to do so an opportunity to confer with their respective



appointing Board Offices on the subject. Department staff indicated they also would offer additional opportunity for addressing Commissioner concerns about the proposed revised meeting rules. Staff subsequently provided Commissioners with the attached list of discussion points based on Commissioners' feedback with County Counsel and staff responses to concerns and questions. Afterward, small group meetings were convened with Commissioners to discuss the proposed bylaws and prepare for the reintroduction of this item at the October 26, 2022, Commission meeting.

As discussed, the recommended revisions to the Commission's Rules consist of both required changes reflective of the recent Board action and recommended updates to a variety of parliamentary meeting procedures. The changes include the following:

- 1. As described above, change Commission composition and size to be consistent with the Board's March 15, 2022, action;
- 2. Along with Commissioners from the Third and Fourth Districts, include Second District Commissioners in the rotation of the Commission's Chair and Vice Chair, reflecting that several County beaches are now located within that District's boundaries:
- Change Commission meeting frequency from monthly to quarterly, with the inclusion of a provision for more frequent meetings as needed by the Department;
- 4. Change the meeting day to reflect that Commission meetings occur on the fourth Wednesday of designated months, as has been the practice, and not the third Wednesday, and include a provision that they may occur online; and
- 5. Clean up and clarify standard items as recommended by County Counsel.

Recommended revisions to the County Code will be made by County Counsel and, along with the proposed bylaws, submitted by the Department directly to the Board for consideration. Consistent with that objective, your Commission is asked to approve the attached draft "Rules of the Los Angeles County Beach Commission" to forward to the Board for adoption.

GJ:CB:da

### Proposed Revisions to LA County Beach Commission Bylaws: Discussion Points October 7, 2022

To help guide discussions with Commissioners about the proposed bylaws, please find below a synopsis of concerns expressed at the June 22, 2022, Beach Commission meeting and responses to each by DBH staff and County Counsel. Should you have additional concerns, please contact Deputy Director Carol Baker at <a href="mailto:cbaker@bh.lacounty.gov">cbaker@bh.lacounty.gov</a>.

	COMMISSIONER COMMENTS/CONCERNS	DBH STAFF/COUNTY COUNSEL RESPONSE
1.	What was the process for making revisions? (Commissioner Raymond)	Staff worked with County Counsel to revise the bylaws to address the following:  1. Address necessary changes required by the Board of Supervisors' (BOS) March 15, 2022, action to reduce the Commission's size/reapportion representation following County redistricting of Supervisorial Districts;  2. Need to reformat and update with standard County Commission bylaws language; and  3. Need for bylaws to be consistent with Commission practices and reflective of the Department's operational needs.
2.	Were Board Offices made aware of proposed revisions? (Commissioner Raymond)	Staff discussed with and/or provided copies of the revised bylaws to coastal district Board Offices for review prior to the June Commissio meeting. Following a Commission vote on revised bylaws, both the proposed bylaws and revisions to the County ordinance necessary to reflect the March 15 Board action must be approved by the Board of Supervisors.

"Some language seems to change the mission" of the Commission "by saying we have become largely an informational group." (Commissioner Raymond)

Revised bylaws "suggests a major rethinking of what County Commissions are supposed to do." (Commissioner Raymond)

"There seems to be some question about what (the Commission's) responsibilities (are) or objective is. (Commissioner Bartlett)

Revised bylaws appear "far more substantive than the intent." (Commissioner Bustamante)

4. It seems "more people should have been involved" in revising the bylaws. (Commissioner Raymond)

County Code sets forth the mission/purview of the Commission, or the Commission's "object," as follows: The object of the Commission is to consider and from time to time make recommendations to the Director of the Los Angeles County Department of Beaches and Harbors and to the Board on beach-related matters.

The proposed bylaws do not alter the "mission" of the Commission. Consistent with past practice, the Commission will continue to be presented action items for review and advisory votes prior to the Department bringing those items to the BOS.

As stated by County Counsel at the June 22 Commission meeting and addressed above, "(The) proposed revisions of the bylaws include Article III, 'the object' of the Commission, which is taken verbatim from the County code. The revised language includes no substantive changes relative to the work of the Commission because that is already codified. The only substantive change is the frequency of the meetings."

Department staff and County Counsel drafted bylaws revisions necessary to bring the Commission into alignment with the Board's March 15 action and accomplish other objectives as described in the response to #1 above. Commissioners commented on the revisions at the June meeting and have the opportunity to do so again at a future public meeting(s) and in discussions with Department and Board staff.

The process undertaken with the proposed bylaws revisions is consistent with how action items typically are brought to the Beach Commission and the two other public Commissions/Boards the Department staffs and complies with Brown Act requirements that discussions involving a majority of Commissioners be held in public.

Commissioners from neither the First District nor Fifth
District have the opportunity to be Chair or Vice Chair, yet
"they have residents that utilize the beaches" and that
seems to "send the wrong message." (Commissioner
Bustamante)

Proposed bylaws revisions made by DBH Staff and County Counsel are consistent with the original rules set forth for the Commission stating that Commission leadership roles should be rotated among Commissioners representing coastal Supervisorial Districts.

The Commission may revise this section of the bylaws. In considering a bylaws revision to allow First and Fifth District Commissioners to serve as Chair and Vice Chair, staff recommends Commissioners keep in mind the following:

- The original intent of the Board of Supervisors' in creating a body with more representatives in coastal Supervisorial Districts:
- The March 15 Board of Supervisors' action to maintain greater Commissioner representation among coastal Supervisorial Districts;
- The intent behind the Commission's current rule that leadership roles be rotated among representatives from coastal Supervisorial Districts; and
- Unlike coastal Supervisorial Districts which are each represented by multiple Commissioners, the First and Fifth Districts are represented by only one Commissioner each, leaving the Commission with no alternative Commissioner candidates from either inland Supervisorial District from which to choose in their nomination and election of a Commission Chair and Vice-Chair from those districts.

6.	Items provided for by the Brown Act, such as closed sessions, were removed. (Commissioner Bustamante)	As stated by County Counsel at the June 22 Commission meeting, the inclusion of "sections (in the bylaws) that restate the law are problematic. It's not necessary to restate the law."  The concern with restating the law is that 1) laws change and relying on the bylaws for legal requirements would be problematic for the Commission; and 2) any interpretation of the law could be wrong
		and/or change over time.
7.	If restating the law is inadvisable, "why include anything about agenda postings?" (Commissioner Bustamante)	The portion of the revised bylaws cited in this concern is not a restatement of the law but rather specifically addresses where the Commission's agenda materials should be posted, which is appropriate and unique to the Beach Commission and other DBH Commissions/Boards.
8.	"We should have a preliminary discussion about the bylaws in advance of taking a vote." (Commissioner Bustamante)	Correct. The vehicle for holding a full Commission discussion about an agenda item prior to a vote is a public Commission meeting. Commissioners also have the discretion to continue this agenda item to future meetings to allow for more discussion and to confer with DBH staff and Board Offices prior to voting on the matter.
		It's the Department's responsibility to provide the Commission with legally vetted proposed bylaws revisions reflective of the Board's March 15 action and other recommended updates.
9.	Because of the proposed bylaws, "The perception of Commission will change." (Commissioner Bustamante)	The Department is committed to doing all it can, within its capacity and available resources, to hold high-quality, hybrid (in-person and online) Commission meetings and believes moving to a quarterly meeting schedule will allow for the development of presentations that provide the opportunity for more robust conversations on beach-related matters. Further, the revised bylaws allow for convening as-needed additional meetings to address Department business when those needs arise.

 Concerns about reducing the number of meetings from a maximum of 10 to a minimum of four annually. As indicated in the response to item #9, the Department believes moving to a quarterly meeting schedule will allow staff to spend more time developing quality presentations on beach-related matters. Especially as the Commission moves to a more costly and more intensively staffed hybrid meeting model allowing for both inperson and online engagement, more substantive presentations should in turn provide opportunity for more robust public discussion and, hopefully, increased public engagement at Commission meetings. Quarterly meetings will allow the Department to use staffing and financial resources more efficiently while also providing for more comprehensive informational presentations.

The Department will call additional meetings when required by business demands. Nevertheless, it should be noted that outside ministerial items and the revised bylaws, the Commission has not been asked to consider any action items over the past three years other than the Gladstones' site redevelopment approved at a special meeting in September. Prior to that, the Commission considered two action items in 2019 and four in 2018.

## RULES OF THE BEACH COMMISSION TABLE OF CONTENTS

#### RULES OF THE COUNTY OF LOS ANGELES COUNTY BEACH COMMISSION

Approved by the County of Los Angeles County Beach Commission on

February 18	, <del>1998</del> 2022

ARTICLE I. NAME
-----------------

The name of this commission shall be the Los Angeles County Beach Commission ("Commission").

#### **ARTICLE II. AUTHORITY**

The beach advisory commission was created by order of the Los Angeles County Board of Supervisors ("Board") on May 25, 1971 and was continued and re-designated as the Beach Commission in County Code section 2.116.020.

#### ARTICLE III. OBJECT

The object of the Commission is to consider and from time to time make recommendations to the Director of the Los Angeles County Department of Beaches and Harbors and to the Board on beach-related issues.

#### CHAPTER IARTICLE IV.

#### **GENERAL PROVISIONS**

Section 1	_—APPLICATION	—These rRules	shall app	ply to the	COUNTY OF
<b>LOS ANGELES Bea</b>	ach Commission ("The	-Commission <del>")</del> .			

- Section 2. **AMENDMENTS.** These Rules may be amended at any regular meeting of the Commission by a two-thirds vote consistent with quorum and voting requirements provided in Section 4 of Article VI of these Rules and may be adopted upon approval by the Board.
- Section 3. BROWN ACT. Proceedings of the Commission shall be governed by the Ralph M. Brown Act and such other federal, state or local laws as may apply.

Section 24. \_\_\_\_RULES OF ORDERPARLIAMENTARY RULES.\_\_\_\_\_. \_\_\_The—proceedings of The Commission shall be governed by the Ralph M. Brown Act (the "Brown Act"), and such other laws of the State of California as may apply, and to the extent the Brown Act and other statutory laws of the State of California do not apply, by rules contained in the current edition of Robert's Rules of Order Newly Revised shall govern the Commission in all cases in which they are applicable and in which they are not inconsistent with these Rules, any other special rules the Commission may adopt, and any other federal, state and local laws, newly revised, except as herein otherwise provided (collectively the "Rules"). The foregoing notwithstanding, eCompliance with the Rules shall not be mandatory except to the extent required by law, and failure to follow Robert's Rules of Order or these Rules shall not invalidate any Commission action taken. The County Counsel shall act as parliamentarian and, on request of the Chairperson, shall give parliamentary advice.

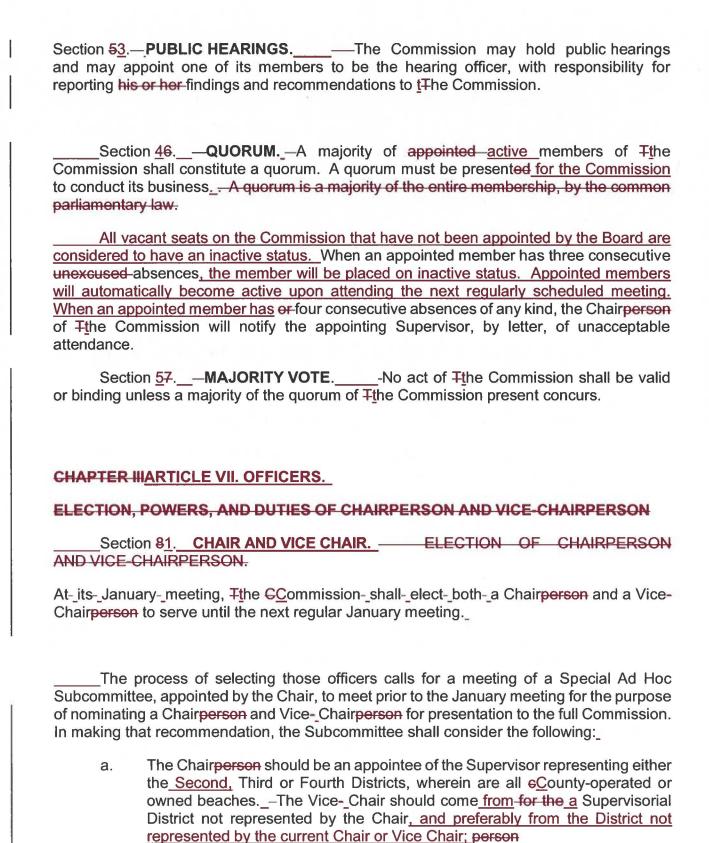
#### ARTICLE V. MEMBERSHIP

The Commission shall consist of 11 members appointed by the Board, with three members each from the Second, Third and Fourth Supervisorial Districts, and one member each from the First and Fifth Supervisorial Districts.

#### CHAPTER IIARTICLE VI. COMMISSION MEETINGS

Section 31. —REGULAR MEETINGS. The regular meetings of Tthe Commission shall be held quarterly on the thirdfourth Wednesday of January, April, July and October of each month, commencing at the hour of 9:30 a.m. The meetings will be held in the Community Room of the Los Angeles County Department of Beaches and Harbors' Chace Park, at 13650 Mindanao Way, Marina del Rey, California, or via teleconference as permitted by applicable law, or such other day, or time or at a place as Tthe Commission may decide for its next scheduled regular meeting. If any regular meeting day falls upon a holiday, the regular meeting of Tthe Commission shall normally meet the first succeeding day which is not a holiday commencing at the same hour.

\_\_\_\_Section 24.\_\_SPECIAL MEETINGS.\_\_—The Commission may elect to hold a special meeting on a day, at a time or in a location other than that prescribed in Section 13 for regular meetings. All Rules pertaining to regular meetings of 14 he Commission shall apply to special meetings to the extent they may be applicable to the special meeting to be conducted.



- b. <u>Each year, The Subcommittee, each year, should consider rotating the Chair between representatives of the Second.</u> Third or Fourth District:
- c. Ascendency from Vice-Chair to Chair is not automatic, but, certainly, a consideration; -
- d. One-year terms for both offices are preferred; and -
- e. Qualities desirous in a Chair should be a demonstrated record of good attendance and experience in conducting public meetings.

Section 92. — CHAIRPERSON DUTIES AND POWERS. — The Chairperson shall possess the powers and perform the duties prescribed, as follows:

- a. Have general direction over **‡**the Commission Meeting Room;
- b. Preserve order and decorum;
- c. Assure Assure that attendance of the public at meetings in the Meeting Room shall be limited to the number which can be accommodated;
- d. Allocate the length of time for public discussion of any matter in advance of such discussion, with the concurrence of **+**the Commission;
- e. Allocate equal time to opposing sides insofar as possible taking into account the number of persons requesting to be heard on any side;
- f. Limit the amount of time that a person may address the Commission during a public discussion period in order to accommodate those persons desiring to speak and to facilitate the business of the Commission;
- g. Appoint hearing officers and set dates for public hearings; and
- h. Establish subcommittees to serve as work groups on ad hoc or ongoing issues concerning <u>Tthe</u> Commission and name Chair<del>person</del>s and members of those subcommittees.; In the event of the resignation, removal or death of the Chairperson, the Vice-Chairperson shall serve as Chairperson for the remainder of the term.

Section <u>403</u>. **VICE-CHAIRPERSON DUTIES AND POWERS.** The Vice Chairperson shall have all <u>of the powers</u> and duties of the Chairperson during the absence of, or inability to act of, the <u>CChairperson</u>. <u>In the event of the resignation, removal or death of the Chair, the Vice Chair shall serve as Chair for the remainder of the term.</u>

In the event of the resignation, removal, or death of the Vice-\_Chair<del>person</del>, or the assumption of duties and powers of the Chair<del>person</del> by the Vice-\_Chair<del>person</del> as provided in Section 93, **T**the Commission shall elect another member to serve as Vice- Chair<del>person</del> until the end of the term.

#### **CHAPTER IVARTICLE VIII.** CONDUCT OF MEETINGS

Section 14. **PUBLIC MEETINGS**.\_\_\_\_\_Meetings of the Beach Commission are open to the public.

- a. The general public is invited to comment upon agenda items after introduction and discussion of the item by a member of ‡the Commission or the Department.
- b. The "Communications From the Public" item on the agenda provides time for any party to address Fthe Commission on any matters that are within the subject matter jurisdiction of Fthe Commission.

The Chair, at its discretion, may alter or change the order in which agenda items are considered, depending upon its determination of the importance or urgency of an item.

c. No person shall address <u>Tthe Commission until he or she hasthey have</u> first been recognized by the Chair. <u>The decision of the Chair to recognized or not</u>

recognize a person may be changed by order of The Commission. All persons addressing Tthe Commission need to identify themselves to enable the Chair to recognize them for addressing the Commission shall give their names for the purpose of the record and state whether they are addressing the Commission on the own behalf or the behalf of someone else. The Chair may, in the interest of facilitating the business of Tthe Commission, limit the amount of time which a person may use in addressing Tthe Commission.

Section 42.-\_ORDER OF BUSINESS.-\_The business of each regular meeting of The Commission shall be transacted as far as practicable in the following order:

- a. Call to order and pledge of allegiance;
- b. Action on minutes of prior meeting;
- c. Posted agenda items, e.g., regular reports, old business, new business, staff reports:
- d. Items not on the posted agenda to be discussed and (if requested) placed on the agenda for action at a future meeting of the Commission, or items requiring immediate action because of an emergency situation involving severe impairment to the public health or safety or where the need to take action arose subsequent to the posting of the agenda:
- e. Comments by members of the public on matters that are within the subject matter jurisdiction of <u>t</u>The Commission;
- f. Presentation of scrolls, where applicable; and
- g. Adjournment.

Section 43.–\_AGENDAS AND POSTING REQUIREMENT.—\_Agendas will be posted at least 72 hours in advance of each regularh meeting at the Department of Beaches and Harbors' Marina del Rey Headquarters, located at 13837 Fiji Way, Marina del Rey; the Burton Chace Park Community Room, located at 13650 Mindanao Way, Marina del Rey; the Marina del Rey Visitors Center, located at 4701 Admiralty Way, Marina del Rey; the Lloyd Taber – Marina del Rey Library, located at 4533 Admiralty Way, Marina del Rey; the Department's website (beaches.lacounty.gov); and at the next scheduled meeting site. The agenda will describe each agenda item to be considered, the proposed action, and the location and time of the meeting.

Section 14. MATTERS FOR CLOSED SESSIONS. The Brown Act allows The Commission to go into closed session to discuss the following matters:

- a. Pending litigation.
- b. National security or the security of public buildings and/or threats to public access to public services and facilities.
- c. Personnel matters.

Section 15. CLOSED SESSIONS – PROCEDURES. In order to maintain compliance with the Brown Act, the intent of which is to insure that the public's business is conducted in open meetings, the following procedures will be followed whenever The Commission holds a closed session:

- a. Prior to or after any closed session, The Commission must publicly state the general reason or reasons for the closed session. Specific statutory authority may be cited.
- b. If the closed session is to discuss pending litigation which has been formally initiated before a court, an administrative body, a hearing officer or an arbitrator, the title of the litigation must be cited in the public statement, unless it would jeopardize the County's ability to serve process on an unserved party or to conclude settlement negotiations, and a memorandum of reasons and authority for the closed session shall be prepared by the County Counsel and filed with the minutes and records of The Commission.
- In closed session, The Commission may only discuss the matters covered in the public statement.
- d. A minute book shall be kept of the topics discussed in the closed sessions and the decision made. This book shall not be a public record and may only be viewed by members of The Commission, or court of general jurisdiction in the event of an alleged violation of the Brown Act.

#### **CHAPTER VARTICLE IX.** MISCELLANEOUS PROVISIONS

Section 1. 6. SMOTIONS AND SECONDECONDED MOTION. Each motion made by any member of  $\mp$ the Commission shall require a second. Motions and seconds may be made by any member of  $\mp$ the Commission, including the Chairperson.

Section <u>472</u>.\_**ROLL CALL.** \_\_\_\_\_Actions will be taken by voice vote except where specifically require by law or requested by a member. In the absence of objection during a voice vote, the Chair may order the item unanimously approved. If vote is by roll call, any member present may vote aye, nay or abstain.

Section 18. **SIGNS.** Except with prior authorization of the Chair, no placards, signs or posters or packages, bundles, suitcases or large objects shall be brought into the Meeting Room.

Section 19. **DISRUPTIONS.** All demonstrations, including cheering, yelling, whistling, hand clapping and foot stampings are prohibited.

Section 20. **DISTRIBUTION OF LITERATURE**. Except with prior authorization of the Chair, the distribution of literature, of whatever nature or kind, is prohibited.

Section <u>321</u>. **SMOKING.** Smoking is prohibited in the Commission Meeting Room.

Section 422.\_-LOBBYISTS.-\_\_\_\_In accordance with Los Angeles County Ordinance No. 92-0071, Chapter 2.160 relating to lobbyists, The Chair may refuse permission to any persons not registered as a—"County lobbyists" in accordance with provisions of Chapter 2.160 of the Los Angeles County Code who fails to comply with the requirements of this chapter may be refused permission are seeking to address the Board of Supervisors or any County Commission i, except on his or hertheir own behalf, during such period as failure to comply with this chapter continues capacity as "County lobbyists," as that term is defined in Chapter 2.160 of the Los Angeles County Code.

Revised / /22



**Gary Jones** Director

Amy M. Caves Chief Deputy Director

> **Carol Baker** Deputy Director

October 26, 2022

TO:

**Beach Commission** 

FROM:

Gary Jones, Director

SUBJECT: ITEM 5A - SUMMER RECAP OSD/CMSD

Division Chiefs Kenneth Foreman and Catrina Love will present on the Department of Beaches and Harbors Community and Marketing and Operation Services Divisions Summer activities.

GJ:CML:da





Gary Jones Director

Amy M. Caves Chief Deputy Director

> Carol Baker Deputy Director

October 26, 2022

TO: Beach Commission

FROM: Gary Jones, Director

SUBJECT: ITEM 5B - REDLINING/ANTIRACISM EFFORTS

Staff has produced a narrated video on the subject of "Redlining and Coastal Access Inequities," which will be presented to the Beach Commission. The video presentation will be followed by an update on Los Angeles County's Anti-Racism, Diversity, and Inclusion Initiative (ARDI) and the Department of Beaches and Harbors' most recent antiracism efforts.

GJ:CML:da



**Gary Jones** 

Amy M. Caves Chief Deputy Director

> **Carol Baker Deputy Director**

October 26, 2022

TO:

each **2**ommission

Gary Jones, Director

SUBJECT: ITEM 6A - ONGOING ACTIVITIES REPORT

#### **BOARD ACTIONS ON ITEMS RELATING TO BEACHES**

On June 28, 2022, the Board adopted a resolution in support of, and approving and authorizing, the return of Lots 8 and 9 of Peck's Manhattan Beach Tract Block 5 (Property) to the legal heirs of Charles and Willa Bruce; approved and established the proposed Bruce's Beach, Capital Project (CP) No. 70033 in the amount of \$21,500,000; approved an appropriation adjustment to transfer \$21,500,000 from the Provisional Financing Uses budget unit to CP No. 70033; found that the proposed actions are either not a project or exempt from the California Environmental Quality Act; and took the following actions pursuant to Senate Bill 796:

Approved and authorized the transfer of the Property to Bruce Family LLC, and authorized the Chair to execute a transfer agreement between the County and Bruce Family LLC, and any ancillary deed or agreement necessary to effectuate the terms of the transfer agreement, including the payment of any associated transaction costs;

Approved and authorized the lease back of the Property from Bruce Family LLC, and authorized the Chair to execute a lease agreement between the County and Bruce Family LLC with an annual rent of \$413,000, and any ancillary deed or agreement necessary to effectuate the terms of the lease agreement, including for the repurchase of the Property for a purchase price not to exceed \$20,000,000 plus any associated transaction costs; and



Beach Commission October 26, 2022 Item 6A Page 2

Authorized the Chief Executive Officer to take any action and approve and execute any ancillary escrow documents that are necessary to effectuate the closing of the transactions contemplated by the terms of the transfer and lease agreements.

On July 12, 2022, the Board waived the \$250 administrative fee, the \$13 per vehicle parking fee for approximately 405 vehicles, the \$326.10 cost to provide traffic direction and the 15% gross receipts, which were to not exceed 15% of the total event budget, or \$3,000, at Dockweiler State Beach, excluding the cost of liability insurance, for the Housing for Health COVID-19 programs event and 10-year anniversary celebration, held July 30, 2022.

On August 9, 2022, the Board waived the \$5,000 gross receipts fee and the \$250 permit fee at Redondo Beach, excluding the cost of liability insurance, for the Redondo Beach Open Water Swim: "Swim the Avenues" event, held September 11, 2022.

On August 30, 2022, the Board preformed the following actions:

- Waived the gross receipts fee in the amount of \$7,500 at Malibu Surfrider Beach, excluding the cost of liability insurance, for the Malibu Surfing Association's Annual Classic Invitational Surfing Contest, held on September 10 and 11, 2022;
- Waived the \$250 beach use permit fee and the 15% gross receipts fee in the amount of \$270 at Ruby Tower in Redondo Beach, excluding the cost of liability insurance, for the Swim, Paddle, Kayak for Mental Health event, held on October 1, 2022; and
- Waived the \$13,500 gross receipts fee, excluding the cost of liability insurance, contingent upon submission of any and all documents requested by the Department of Beaches and Harbors in order to conduct an audit of the organization, with the Director of Beaches and Harbors to consult with the Auditor-Controller as necessary; and reduced the parking fee to \$5 per vehicle each day for approximately 400 vehicles for set-up from September 12 through September 15, 2022, and for approximately 4,000 vehicles on race days from September 16 through 18, 2022 at Zuma Beach and Point Dume, excluding the cost of liability insurance, for the 36th Annual Malibu Triathlon.

On September 13, 2022, the Board performed the following actions:

 Waived up to \$19,000 in parking fees for 50 vehicles at Torrance Beach, excluding the cost of liability insurance, for students and teachers attending surf classes sponsored by Palos Verdes High School, held September 14, 2022 through June 9, 2023, Monday through Friday from 6:00 a.m. to 12:00 p.m.; Beach Commission October 26, 2022 Item 6A Page 3

- Retroactively waived the \$250 Beach Use permit fee and the \$4,470 gross receipts fee, which is 15% of the estimated gross receipts at Dockweiler State Beach, excluding the cost of liability insurance, for participants of the Evelyn's Breast Friends Forever Foundation's 5K & 14K Run and Walk event, held August 28, 2022;
- Waived the \$250 Beach Use permit fee, the gross receipts fee in the amount of \$2,625, which is 15% of the estimated gross receipts and \$78 in parking fees for six vehicles for staff and volunteers to set up for the event, at Dockweiler State Beach, excluding the cost of liability insurance, for the Sharsheret's West Coast Dash 5K/10K/Family Fun Race event, held on September 18, 2022;
- Retroactively waived the \$9 per vehicle parking fee for 200 vehicles, for a total amount of \$1,800, at the Venice Boulevard parking lot in Venice Beach, excluding the cost of liability insurance, for attendees of the Fire Department's Lifeguard Division's flag ceremony in memory of the Ocean Lifeguard Derek Traeger, held September 6, 2022;
- Waived the parking fees for approximately 6,000 vehicles for the volunteers and support staff at County-operated beach parking lots, excluding the cost of liability insurance, for the California Coastal Cleanup Day hosted by Heal the Bay, held September 17, 2022; and urged all County residents to support this worthwhile event;
- Waived all parking fees for approximately 300 vehicles at Zuma Beach, excluding the cost of liability insurance, for staff and lifeguards of the Los Angeles County Fire Department, Lifeguard Division, Swim Exam, held on September 24, 2022 and October 1, 2022; and
- Reduced the per vehicle parking fee to \$5 for approximately 40 vehicles at the Rose Avenue Beach Parking Lot in Venice Beach, excluding the cost of liability insurance, for members celebrating Temple Mishkon Tephilo High Holidays services, held on the following days and times: Rosh Hashanah on September 25, 2022, from 6:30 p.m. to 8:00 p.m. through September 26, 2022, from 9:00 a.m. to 2:00 p.m.; Yom Kippur on October 5, 2022, from 9:00 a.m. to 8:30 p.m.; and Kol Nidre on October 4, 2022, from 6:30 p.m. to 8:30 p.m.

On September 27, 2022, the Board waived up to \$12,870 in parking fees for 30 vehicles at \$429 per space, at Torrance Beach, excluding the cost of liability insurance, for students and teachers attending surf classes sponsored by West High School, held Monday through Friday from September 12, 2022 through June 30, 2023.

Beach Commission October 26, 2022 Item 6A Page 4

Also on September 27, 2022, the Board approved and authorized the Chair to execute an Option to Concession Agreement and a Memorandum of Concession Agreement with PCH Beach Associates, LLC, to demolish the existing restaurant and reconstruct, manage, and operate a new Frank Gehry-designed/Wolfgang Puck-operated restaurant facility at County-operated Will Rogers State Beach;

Authorized the Director of Beaches and Harbors to negotiate and execute an extension to the current concession agreement with Sea View Restaurants, Inc., or other short-term replacement agreement to ensure continued operation of the existing Gladstone's restaurant, for a period not to exceed three years, until Concessionaire is able to begin developing the Property;

Authorized the Director to execute and deliver such other ancillary documentation including, without limitation, an Estoppel Certificate, as is necessary and acceptable to the Director in connection with the Option Agreement and/or the Concession Agreement in order to effectuate the transactions contemplated thereby; and

Found the proposed project is exempt from the California Environmental Quality Act.

GJ:CML:da



Caring for Our Coast

Gary Jones Director

Amy M. Caves Chief Deputy Director

> Carol Baker Deputy Director

October 26, 2022

TO:

Beach Commission

FROM: Gary Jones, Director

SUBJECT: ITEM 6B - BEACH AND MARINA DEL REY SPECIAL EVENTS

# **BEACH EVENTS**

# 14TH ANNUAL SKECHERS PIER TO PIER FRIENDSHIP WALK

City of Hermosa Beach Sunday, October 30, 2022 8:00 a.m. – 12:00 p.m.

The annual SKECHERS Pier to Pier Friendship Walk raises money for education and children with special needs. The 3.5-mile walk is from Manhattan Beach Pier to the Hermosa Beach Pier and back.

For more information: Call (310) 214-6677 or visit info@friendshipfoundation.com

# 32ND ANNUAL WORLD-FAMOUS PUMPKIN RACE FESTIVAL

Manhattan Beach Pier Sunday, October 30, 2022 12:00 p.m. – 5:00 p.m.

Family and friends are welcome to Pumpkin Race Land, where guests can make their own Pumpkin Racecar and compete or cheer for their favorite team. Teams are invited to race for the coveted Championship Trophy. This annual event embodies ingenuity, creativity, equality, fairness and diversity.



Beach and Marina Special Events October 26, 2022 Page 2 of 7

For more information: Visit manhattanbeach.gov/pumpkinrace

# **NOTHIN' BUT SAND BEACH CLEANUP**

Saturday, November 19, 2022 10:00 a.m. – 12:00 p.m.

Join the fun to help keep the oceans clean and safe from harmful trash. Volunteers ages 12 and younger must be accompanied by an adult. Volunteers under 18 years old must have a waiver signed by a parent or guardian. Bags and gloves will be provided. However, you can help make Nothin' But Sand a zero-waste event by bringing your own buckets, garden gloves and water.

Cleanup location will be provided in a confirmation email after you complete the online registration form at healthebay.org.

For more information: Email Emely Garcia at egarcia@healthebay.org

# **MOBY DICK READING**

Venice Beach November 19 – 20, 2022 6:30 a.m. - Sunset

Join the Venice Oceanarium and guests for the 32<sup>nd</sup> year of shared reading of the novel Moby Dick by Herman Melville. This event celebrates the beginning of the California Gray Whale migration from the cold waters of the Arctic to the warm waters of Baja, California. The complete book will be read aloud on the beach at the Venice Breakwater. You can either join in-person on the beach or virtually through your device. Sign-ups begin the first week of November.

For more information: Visit veniceoceanarium.org

# MARINA DEL REY EVENTS

## **BURTON CHACE PARK YOGA CLASS**

Burton Chace Park ♦ 13650 Mindanao Way ♦ Marina del Rey Sundays 9:30 a.m. – 10:30 a.m. Beach and Marina Special Events October 26, 2022 Page 3 of 7

Join the Department of Beaches and Harbors (Department) and instructor Anastasia for a yoga session at the water's edge and connect with nature and community. Classes are offered to all, regardless of age or ability for \$10 per class. Children should be able to follow along or sit quietly with a parent or guardian. Students must bring their own mats and water bottles. Please pre-register for each class by emailing chacepark@bh.lacounty.gov.

For more information: Call (424) 526-7910 or visit marinadelrey.lacounty.gov

# **BURTON CHACE PARK WALKING CLUB**

Burton Chace Park ♦ Lobby ♦ 13650 Mindanao Way ♦ Marina del Rey Tuesdays & Thursdays 10:30 a.m. – 11:30 a.m.

The Department is sponsoring a FREE one-hour walking club. Get your exercise while taking in the beautiful view of the Marina del Rey harbor. Call (424) 526-7910 to RSVP or email to chacepark@bh.lacounty.gov.

For more information: Call (424) 526-7910 or visit marinadelrey.lacounty.gov

## **BURTON CHACE PARK ZUMBA CLASS**

Burton Chace Park ♦ 13650 Mindanao Way ♦ Marina del Rey Tuesdays & Thursdays 3:30 p.m. – 4:30 p.m.

Ditch your boring workout and join the Department's FREE outdoor Zumba class at Burton Chace Park! Each class is limited to 10 people. Registration is required and is available on a first-come, first served basis. Pre-register for each class by emailing chacepark@bh.lacounty.gov.

For more information: Call (424) 526-7910 or visit marinadelrey.lacounty.gov

#### **DRAWING & PAINTING CLASS**

In-Person and online class via Zoom Wednesdays 5:00 p.m. – 6:30 p.m.

The Department is offering a FREE drawing and watercolor art class for beginners ages 14 years or older. In-person classes are limited to 10 people and supplies are provided.

Beach and Marina Special Events October 26, 2022 Page 4 of 7

Registration is required and is available on a first-come, first served basis. Pre-register for each class by emailing chacepark@bh.lacounty.gov.

For more information: Call (424) 526-7910 or visit marinadelrey.lacounty.gov

# **BEACH EATS**

Lot #11 ♦ 14101 Panay Way ♦ Marina del Rey Thursday, October 27, 2022 5:00 p.m. – 9:00 p.m.

Catch the Department's last Beach Eats event of the season and eat a variety of detectable savory foods and desserts. The assortment of food trucks will vary along with menu options, such as gourmet burgers, hot dogs, tacos, lobster rolls, and more. Paid parking is available for 25 cents for every 10 minutes. For more information: Call (424) 526-7900 or visit marinadelrey.lacounty.gov

# MARINA DEL REY FARMERS' MARKET

Lot #11 ♦ 14101 Panay Way ♦ Marina del Rey Saturdays 9:00 a.m. – 2:00 p.m.

The Department, in collaboration with Southland Farmers' Market Association, is offering the Marina del Rey Farmers' Market on Saturdays. The Marina del Rey Farmers' Market offers fresh, locally grown organic and conventionally grown fruits and veggies. Also available are prepackaged foods and much more! Paid parking is available for 25 cents for every 10 minutes.

For more information: Call (424) 526-7900 or visit marinadelrey.lacounty.gov

## FISHERMAN'S VILLAGE WEEKEND CONCERT SERIES

13755 Fiji Way ♦ Marina del Rey Sponsored by Pacific Ocean Management, LLC Sundays 2:00 p.m. – 5:00 p.m.

October 23
Jimi Nelson & The Drifting Cowboys (Country)

For more information: Call Pacific Ocean Management at (310) 306-0400

# **COVID-19 VACCINE & BOOSTER CLINIC**

Burton Chace Park Community Room♦ 13650 Mindanao Way ♦ Marina del Rey Monday, October 24, 2022
12:00 p.m. – 4:00 p.m.

This FREE COVID-19 Vaccine and Booster Clinic is open to everyone ages 6 months and older, regardless of insurance or immigration status. Minors must be accompanied by a parent/guardian. Please make an appointment at bit.ly/dbhvaccine. Walk-ups are welcome!

#### Vaccines and boosters available:

- Pfizer (6 mos-5) COVID-19 vaccine
- Moderna COVID-19 vaccine + Booster
- Pfizer COVID-19 vaccine + Booster
- Pfizer (5-11) COVID-19 vaccine

\*NOTE: The new Pfizer & Moderna Bivalent boosters are available. This is the new booster shot that protects against the more contagious Omicron strain.

For more information: Email cms@bh.lacounty.gov

## **MARINA LIGHTS**

Burton Chace Park ♦ 13650 Mindanao Way ♦ Marina del Rey December 1 – 31, 2022
Nightly from 4:00 p.m. – 10:00 p.m.

Burton Chace Park will be aglow in holiday lights every night from December 1 through New Year's Day. Stroll through with family and friends to enjoy the spectacular display of sparkling lights and décor.

For more information: Call (424) 526-7900 or visit marinadelrey.lacounty.gov

# 60TH ANNUAL MARINA DEL REY HOLIDAY BOAT PARADE

Saturday, December 10, 2022

Watch beautifully lit and decorated boats from 6:00 p.m. to 8:00 p.m. as they sail along the harbor for the Marina del Rey Holiday Boat Parade! View the brief fireworks that will be shot off the south jetty at 5:55 p.m. to kick off the start of the parade. The theme of this year's parade is "What Winter Is All A-Boat."

Beach and Marina Special Events October 26, 2022 Page 6 of 7

From 4 p.m. to 8 p.m., join the Department at Burton Chace Park for musical entertainment from carolers, food truck fare, festive photo opportunities, and fun. Best spots for viewing the boat parade are Burton Chace Park (13650 Mindanao Way) and Fisherman's Village (13755 Fiji Way).

For more information: Visit mdrboatparade.org or call (424) 526-7900

# W.A.T.E.R PROGRAM WINTER SAILING CLASSES

Boathouse - Burton Chace Park ♦ 13640 Mindanao Way ♦ Marina del Rey

Los Angeles County Lifeguards will instruct the Department's sailing courses that teaches students basic sailing knowledge and terms, boat maintenance and rigging, knot tying, tacking, docking and instruction to ocean sailing. Students will learn to sail on 14-foot Capri sailboats (with main sail and jib) and Laser sailboats. In the final days of the session, students may get experience on Catalina 275 Sport.

Financial aid is available for qualified families. Please call for details.

#### **2022/2023 WINTER SESSION:**

# Beginning/Intermediate:

December 19 – 23, December 27 – 30, and January 3 – 6

Time: 10:00 a.m. – 4:00 p.m.

Ages: 11 - 17 years old

Class Size: 6 – 10 students with 3 Lifeguard instructors

Level: Beginning and Intermediate

Fee: \$355 per 5-day session \$284 per 4-day session

\*NOTE: Applicants must successfully complete a 100-yard swim test in 2 minutes and 20 seconds to be eligible for Beginning Sailing.

For more information: Call (424) 526-7888 or visit marinadelrey.lacounty.gov

# **NEW YEAR'S EVE CELEBRATION**

Burton Chace Park ♦ 13650 Mindanao Way ♦ Marina del Rey December 31, 2022 – January 1, 2023 7:00 p.m. – Midnight

Celebrate the new year in Marina del Rey! All are invited to Burton Chace Park for a free NYE Glow Party live entertainment and DJ, photo booths, face painting, food trucks, and more! Broadcasts of the New Year's Eve countdown program will be screened, followed

Beach and Marina Special Events October 26, 2022 Page 7 of 7

by a 10-minute fireworks show at both 8:59 p.m. (for New York City) and at 11:59 p.m. (for Los Angeles) shot from the Marina's south jetty.

For more information: Call (424) 526-7900 or visit marinadelrey.lacounty.gov

GJ:CML:da



Gary Jones
Director

Amy M. Caves
Chief Deputy Director

Carol Baker
Deputy Director

October 26, 2022

TO:

Beach Commission

FROM:

Gary Jones, Director

SUBJECT:

ITEM 6C - BEACH PROJECTS REPORT

Item 6C on your agenda provides the Commission with a summary of the Department's beach projects that exceed \$50,000 and are being planned, designed, or are under construction.

#### SUPERVISORIAL DISTRICT 3

- Nicholas Canyon Replace stair structure estimated cost \$795,000
- Zuma Beach Renovate restrooms (#2, #4, #5, #6, #7 and #8) estimated cost \$9,689,000
- Malibu Surfrider Renovate restroom estimated cost \$608,000
- Will Rogers Beach Replace water line estimated cost \$1,500,000
- Venice Beach Maintenance yard renovation (\$1,846,000) and Lifeguard Headquarters demolition (\$1,000,000) – total estimated cost \$2,846,000

#### SUPERVISORIAL DISTRICT 2

- Dockweiler Beach Service road improvements estimated cost \$1,200,000
- Redondo Beach Rehabilitate upper walkway estimated cost \$2,500,000
- Redondo Beach Replace Avenue A access ramp estimated cost \$2,500,000

#### SUPERVISORIAL DISTRICT 4

- Torrance Beach Beach concession rehabilitation estimated cost \$963,000
- White Point Sewer main installation and restroom building refurbishment estimated cost \$3,050,000
- Royal Palms Install new septic system estimated cost \$1,500,000
- White Point Replace lifeguard tower estimated cost \$0



Beach Commission Operational Services Division October 26, 2022 Page 2

#### **SUPERVISORIAL DISTRICT 3**

#### Nicholas Canyon Stair Structure Replacement - \$795,000

The project includes development of plans for approval by Building and Safety to rebuild the stair structure and pylons that were burned during the Woolsey fire.

Status: The Department will utilize its remaining allocation of Proposition A Maintenance and Servicing funds available through the Los Angeles County Regional Park and Open Space District (RPOSD) to complete the project. Construction began in early March 2022 and will be substantially complete by early November 2022.

## Zuma Beach Restrooms Renovation (#2, #4, #5, #6, #7, and #8) - \$9,689,000

The project includes deferred maintenance structural repair, building accessibility improvements, replacement plumbing and electrical, and new exterior and interior finishes.

Status: Construction on restrooms #4 and #6 started end of March 2022.

### Malibu Surfrider Restroom Renovation - \$608,000

The project includes building accessibility improvements, replacement of all fixtures and appliances, sewer lateral repairs, and new exterior and interior finishes.

Status: The grant agreement for project funding from DBH's Measure A annual allocations was recently executed by RPOSD, and Board approval was obtained on September 16. Construction contract and timeline is in process with ISD. Construction will begin November 2022.

#### Will Rogers Beach Water Line Replacement - \$1,500,000

The scope of work includes replacement of approximately 1.5 miles of existing PVC with a new hard copper water line between the Bel-Air Club and lifeguard headquarters

Status: DBH staff are working on an in-house project design for permitting purposes. A construction schedule will be obtained when funding is secured.

# <u>Venice Beach Maintenance Yard Renovation and Lifeguard Headquarters Demolition</u> \$2,846,000

The project consists of the demolition of the existing lifeguard tower, roof repairs, and general improvements to the maintenance yard. The removal of the tower and subsequent improvements to the maintenance yard will be done in two phases. Phase I will remove the tower and repair the roof structure, with an estimated cost of \$1,000,000. Phase II will include refurbishment of the maintenance building and yard, with an estimated cost of \$1,846,000.

Status: Plans for Phase I were approved by Building and Safety in August 2020. Funding approval for this project has been obtained. County is coordinating the capital improvement scope with the City of L.A. Recreation and Parks as required by the County-City Joint Powers Agreement, and Coastal Development Permits with the CA Coastal Commission. Board approval of the capital project is tentatively expected by January 2023. Anticipated project completion May 2023.

Beach Commission Operational Services Division October 26, 2022 Page 3

#### **SUPERVISORIAL DISTRICT 2**

#### Dockweiler Service Road Improvements - \$1,200,000

The project involves grind, asphalt overlay, and restripe of the existing service road.

Status: DBH secured funding for the proposed project through the budget process and is working with DPW Road maintenance in order to implement the project.

#### Redondo Beach Upper Walkway Rehabilitation - \$2,500,000

The project consists of an engineering assessment and repairs to the existing upper walkway including removal of existing pavement, repaving, and repairing of underground storm line.

Status: Staff recently worked with one of the Department's as-needed consultants to draft an engineering assessment of the walkway and bluff area, and with Public Works project managers to finalize the assessment and project cost estimate. Project funding was secured through the County Chief Executive Office's Extraordinary Maintenance Budget and staff is currently working with DPW under their delegated authority to use a JOC contractor to complete the emergency repairs. Job walk with JOC contractor is scheduled for October 18, 2022.

#### Redondo Beach Avenue A Access Ramp - \$2,500,000

The project consists of design, permitting, and construction of an ADA-accessible replacement pedestrian access ramp to Redondo Beach from Esplanade at Avenue A.

Status: The existing ramp was closed in November 2021 after the County's consultant engineer concluded that the ramp was in poor condition and available repair options were deemed to be inefficient and temporary solutions would be very costly. The ramp will remain closed while staff work with the engineering consultant, Public Works, and the City of Redondo Beach to plan and deliver the replacement project. The engineering consultant is currently working on preconstruction activities including a concept design which will be utilized to pursue a Coastal Development Permit for the project.

#### **SUPERVISORIAL DISTRICT 4**

#### Torrance Beach Concession Building Rehabilitation - \$963,000

The project involves general rehabilitation of the existing building including replacing flat roofing and repairing and replacing roof rafter hangers at four corners of hip roof and repairing broken clay tile pieces, HVAC and exhaust equipment replacement; and re-stuccoing and repainting of the building exterior.

Status: the initial cost estimate is based on an assessment conducted under the County's Facilities Reinvestment Program. The County's Internal Services Department has secured design plans and is working with a contractor to develop a work plan.

#### White Point Sewer Main Installation and Restroom Building Refurbishment - \$3,050,000

The project includes the installation of a new sewer line and pump station for the existing park restrooms, refurbishment of the restroom building, including repairs to structural, roof, plumbing, and electrical systems, new interior and exterior finishes, hazardous material abatement, and ADA accessibility improvements.

Status: The Department of Public Works (PW) obtained building and safety approval and is working on the project specifications for the sewer main. Plan check approval was obtained for

Beach Commission Operational Services Division October 26, 2022 Page 4

the restroom renovation and associated path of travel. PW is working with the City of Los Angeles to obtain a permit for sewer construction in the street. Department staff obtained a Coastal Development Permit waiver from the California Coastal Commission on October 7. Construction began in March 2022 with substantial completion expected by October 31, 2022.

#### Royal Palms New Septic System Project - \$1,500,000

The project includes installation of a new onsite wastewater treatment system for the existing beach restroom.

Status: The Department of Public Works obtained all jurisdictional permits and obtained Board approval of the capital project in October 2021. The construction contract and schedule are currently in review. Project construction began in late March 2022, substantial completion expected by late October 2022.

#### White Point Lifequard Tower Replacement - \$0

The project involves the replacement of an existing "hotbox" lifeguard tower located on White Point Beach.

Status: The County Lifeguards determined that a lifeguard tower located on Dockweiler Beach was no longer needed and agreed to move the tower to White Point Beach. The Chief Lifeguard offered to transport the tower and is working with their heavy equipment staff to schedule the move when they become available.

GJ:KF:BRH

# LOS ANGELES COUNTY BEACH COMMISSION ATTENDANCE REPORT 2022

Commissioner/	Jan	Feb	March	April	May	June	Sept	Oct	Nov	Total
Appointed by										Meetings Attended 2022
Bartlett/Hahn	X	Х	*	*	X	X	X			
Beutler/Hahn	Х	Х	*	*	***	***	***			
Bustamante/Barger	n/a	Х	*	*	X	Х	Х			
Dagit/Yaroslavsky/Kuehl	Х		*	*			Х			
Darling/Kuehl	Х	Х	*	*	***	***	***			
Furey/Hahn	X	Х	*	*	X	Χ	Х			
Goldberg/Kuehl	Х	Х	*	*	***	***	***			
Levy/Kuehl	Х	Х	*	*	***	***	***			
Liban/Kuehl	Х	Х	*	*		Х	X			
Mooney-D'Arcy, Angela	n/a	n/a	n/a	n/a	n/a	X				
Musa, Sharon	n/a	n/a	n/a	n/a	n/a	Х				
Nagami, Damon K.	n/a	n/a	n/a	n/a	n/a	X	X			
Oschin/Kuehl	Х	Х	*	*	***	***	***			
Raymond/Kuehl	Х	Х	*	*	Х	Х	X			
Sachs/Ridley-Thomas	Х	Х	*	*		***	***			
Saito	Х	Х	*	*		Х	Х			
Weideman/Hahn	Х	Х	*	*	Х	X	X			

INACTIVE MEMBERS (Missed three or more meetings in a row)

** Resigned this year					
No regularly scheduled meetings in July, August or December		*=No meeting	X=Present	=Absent	=Absen
due to Expired Term	***=Board Removal				