This meeting will be held via teleconference only in order to reduce the risk of spreading COVID19 and pursuant to the Governor’s Executive Orders N-25-20 and N-29-20 and the County of Los Angeles Public Health Officer’s Order (revised June 2, 2021). All votes taken during this teleconference meeting will be by roll call vote, and the vote will be publicly reported.

**HOW TO VIEW THE MEETING:** No physical location from which members of the public may observe the meeting and offer public comment will be provided. Please view the meeting, which will be live streamed at https://malibucity.org/video and https://malibucity.org/VirtualMeeting.

**HOW TO PARTICIPATE BEFORE THE MEETING:** Members of the public are encouraged to submit email correspondence to bsaleaumua@malibucity.org before the meeting begins.

**HOW TO PARTICIPATE DURING THE MEETING:** Members of the public may speak during the meeting through the Zoom application. You must first sign up to speak before the item you would like to speak on has been called by the Chair and then you must be present in the Zoom conference to be recognized.

Please visit https://malibucity.org/VirtualMeeting and follow the directions for signing up to speak and downloading the Zoom application.

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**Parks and Recreation Commission**  
**Regular Meeting Agenda**

**Tuesday, June 15, 2021**

*5:30 P.M.*  
Various Teleconference Locations

**Call to Order**

**Roll Call**

**Pledge of Allegiance**

**Approval of Agenda**


1. **Ceremonial/Presentations**

   None.

2. **Written and Oral Communications from the Public and Commissioners**

   A. Communications from the public concerning matters which are not on the agenda but for which the Commission has subject matter jurisdiction. The Commission may not act on these matters at this meeting.
3. **Consent Calendar**

A. **Previously Discussed Items**

None.

B. **New Items**

1. **Approval of Minutes**

   Recommended Action: Approve the minutes for the May 18, 2021 Parks and Recreation Commission Regular meeting.

   Staff contact: Administrative Assistant Saleaumua, 456-2489 ext. 349

2. **Community Services Department Monthly Report**

   Recommended Action: Receive and file a report of activities, events, projects, and programs coordinated by the Community Services Department during May 2021.

   Staff contact: Community Services Deputy Director Riesgo, 456-2489 ext. 350

4. **Old Business**

A. **Legacy Park Rehabilitation Project**

   Recommended Action: Review the scope of work for the proposed additional consulting services by Studio-MLA for the Legacy Park Rehabilitation Project.

   Staff Contact: Community Services Deputy Director Riesgo, 456-2489 ext. 350

5. **New Business**

A. **Earth Friendly Management Policy**

   Recommended Action: Review the Earth Friendly Management Policy and discuss Commission oversight of the policy.

   Staff Contact: Community Services Director Bobbett, 456-2489 ext. 225

B. **Park Safety**

   Recommended Action: Discuss safety concerns at City parks and provide feedback to staff.

   Staff Contact: Community Services Director Bobbett, 456-2489 ext. 225

6. **Staff Updates**

7. **Commissioner Reports, Comments and Inquiries**
Future Agenda Items

Adjournment

Future Meetings

Tuesday, July 20, 2021  5:30 p.m.  Regular Meeting  Location to be determined
Tuesday, August 17, 2021  5:30 p.m.  Regular Meeting  Location to be determined
Tuesday, September 21, 2021  5:30 p.m.  Regular Meeting  Location to be determined

Guide to the City Commission Proceedings

As a result of the Coronavirus (COVID-19) pandemic, the City is under a state of local emergency, as well as states of emergency that have been declared in the County of Los Angeles, state of California, and a federal emergency declared by the President of the United States. At the direction of the Governor, starting March 19, 2020, the entire state is subject to stay-at-home orders. These measures are imposed to reduce the risk of spreading COVID-19. To comply with these emergency measures, the Commission meeting will be open and public but conducted via teleconference only. This way the public, the staff, and the Commission will not be physically in the same place.

The Oral Communication portion of the agenda is for members of the public to present items, which are not listed on the agenda but are under the subject matter jurisdiction of the Commission. Although no action may be taken, the Commission and staff will follow up, at an appropriate time, on those items needing response. Each speaker is limited to (3) three minutes. Members of the public wishing to speak during the meeting must participate through the Zoom application. You must first sign up to speak before the item you would like to speak on has been called by the Chair and then you must be present in the Zoom conference to be recognized. Please visit https://malibucity.org/VirtualMeeting and follow the directions for signing up to speak and downloading the Zoom application.

Items in Consent Calendar Section A have already been considered by the Commission at a previous meeting where the public was invited to comment, after which a decision was made. These items are not subject to public discussion at this meeting because the vote taken at the previous meeting was final. Resolutions concerning decisions made at previous meetings are for the purpose of memorializing the decision to assure the accuracy of the findings, the prior vote, and any conditions imposed.

Items in Consent Calendar Section B have not been discussed previously by the Commission. If discussion is desired, an item may be removed from the Consent Calendar for individual consideration. Commissioners may indicate a negative or abstaining vote on any individual item by so declaring prior to the vote on the motion to adopt the entire Consent Calendar. Items excluded from the Consent Calendar will be taken up by the Commission following the action on the Consent Calendar. The Commission first will take up the items for which public speaker requests have been submitted. Public speakers shall follow the rules as set forth under Oral Communication.

Old Business items have appeared on previous agendas but have either been continued or tabled to this meeting with no final action having been taken. Public comment shall follow the rules as set forth under Oral Communication.

Items in New Business are items which are appearing for the first time for formal action. Public comment shall follow the rules as set forth under Oral Communication.

Copies of the staff reports or other written documentation relating to each item of business described above are on file in the office of the City Manager, and available upon request by emailing bsaleaumua@malibucity.org.

The City Hall phone number is (310) 456-2489. To contact City Hall using a telecommunication device for the deaf (TDD), please call (800) 735-2929 and a California Relay Service operator will assist you. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact Environmental Sustainability Director Yolanda Bundy, (310) 456-2489, ext. 229. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR 35.102-35.104 ADD Title II]. Requests for use of audio or video equipment during a Commission meeting should be directed to Alex Montano at (310) 456-2489, ext. 227, or amontano@malibucity.org before 12:00 p.m. on the day of the meeting.

I hereby certify under penalty of perjury, under the laws of the State of California that the foregoing agenda was posted in
accordance with the applicable legal requirements. Dated this 11th day of June 2021 at 5:00 p.m.

Brittany Saleaumua
Brittany Saleaumua, Administrative Assistant
Parks and Recreation Commission Agenda Report

To: Chair Goldfarb and Members of the Parks and Recreation Commission

Prepared by: Brittany Saleaumua, Administrative Assistant

Reviewed by: Kristin Riesgo, Community Services Deputy Director

Approved by: Jesse Bobbett, Community Services Director

Date prepared: June 1, 2021               Meeting date: June 15, 2021

Subject: Approval of Minutes

RECOMMENDED ACTION: Approve the minutes for the May 18, 2021 Parks and Recreation Commission Regular meeting.

DISCUSSION: Staff has prepared draft minutes for the May 18, 2021 Parks and Recreation Commission Regular meeting.

ATTACHMENTS: May 18, 2021 Parks and Recreation Commission Regular meeting minutes
The following meeting was held pursuant to the Governor’s Executive Orders N-25-20 and N-29-20 and fully teleconferenced from various locations during the coronavirus disease (COVID-19) pandemic.

MEETING CALL TO ORDER

Chair Guldimann called the meeting to order at 5:34 p.m.

ROLL CALL

The following persons were recorded in attendance via teleconference by the Recording Secretary:

PRESENT: Chair Georgia Goldfarb; Vice Chair Alicia Peak; and Commissioners Georgia Goldfarb, Dane Skophammer, and Judy Villablanca

ALSO PRESENT: Jesse Bobbett, Community Services Director; Kristin Riesgo, Community Services Deputy Director; and Brittany Saleaumua, Administrative Assistant

PLEDGE OF ALLEGIANCE

Chair Goldfarb led the Pledge of Allegiance.

APPROVAL OF AGENDA

MOTION Commissioner Villablanca moved, and Commissioner Guldimann seconded a motion to approve the agenda. The question was called, and the motion carried unanimously.

REPORT ON POSTING OF AGENDA

Administrative Assistant Saleaumua reported the agenda for the meeting was properly posted on May 14, 2021.

ITEM 1 CEREMONIAL/PRESENTATIONS

None.

ITEM 2 WRITTEN AND ORAL COMMUNICATIONS FROM THE PUBLIC

None.
ITEM 3  CONSENT CALENDAR

MOTION  Commissioner Villablanca moved, and Commissioner Guldimann seconded a motion to approve the Consent Calendar. The question was called, and the motion carried unanimously.

The Consent Calendar consisted of the following items:

A. Previously Discussed Items
   None.

B. New Items
   1. Approval of Minutes
      Recommended Action: Approve the minutes for the April 20, 2021 Parks and Recreation Commission Regular Meeting.
   2. Community Services Department Monthly Report
      Recommended Action: Receive and file a report of activities, events, projects, and programs coordinated by the Community Services Department during April 2021.

ITEM 4  OLD BUSINESS

None.

ITEM 5  NEW BUSINESS

A. Legacy Park Rehabilitation Project
   Recommended Action: Receive and file a report on the Legacy Park Rehabilitation Project.

Community Services Director Bobbett presented the staff report.

In response to Commissioner Villablanca, Community Services Director Bobbett stated domestic water was used for irrigation at Legacy Park when treated run-off was unavailable. He stated staff had seen no evidence of owls utilizing the nesting boxes installed at Legacy Park in 2019.

In response to Commissioner Skophammer, Community Services Director Bobbett stated the plants in the coastal bluff area of Legacy Park had thrived. He explained that treated run-off used for irrigation came from the area surrounding the Civic Center and that non-native plants could not be installed due to a City Council mandate that only allowed the installation of plants native to the Santa Monica Mountains.
In response to Chair Goldfarb, Community Services Director Bobbett stated that regular soil tests had not been conducted at Legacy Park since the Legacy Park Rehabilitation Project began.

Commissioner Guldimann stated that while there were flaws with the installation of the original plants in Legacy Park, that she was happy with the success of the Legacy Park Rehabilitation Project.

Vice Chair Peak stated she would contact local gardeners regarding tips for rejuvenating soil.

In response to Chair Goldfarb, Community Services Director Bobbett stated cactus was planted on the east side of the coastal bluff area to deter unauthorized access, but the cactus was destroyed shortly after installation.

In response to Commissioner Guldimann, Community Services Director Bobbett stated that issues related to homeless encampments and trash around City parks had increased significantly during COVID-19.

In response to Commissioner Skophammer, Community Services Director Bobbett stated that unlike Malibu Bluffs Park, staff were not on-site at all times at Legacy Park during operating hours. He stated that staff were required to follow specific rules regarding the removal of encampments.

Commissioner Skophammer suggested utilizing additional staff to conduct homeless encampment clean-ups at City parks to address the issue.

Commissioner Villablanca suggested adding an item to the June 15, 2021 Regular meeting agenda to discuss park safety.

CONSENSUS

By Consensus, the Commission agreed to discuss park safety at the June 15, 2021 Regular meeting.

B. Temporary Skate Park Attendance

Recommended Action: Receive and file a report regarding attendance at the Temporary Skate Park from July 2020 through April 2021.

Community Services Deputy Director Riesgo presented the staff report.

In response to Vice Chair Peak, Community Services Deputy Director Riesgo stated the hours for the Temporary Skate Park would be adjusted to open at 9:00 a.m. beginning May 29, 2021.
In response to Chair Goldfarb, Community Services Deputy Director Riesgo stated the City regularly monitored the Los Angeles County Department of Public Health Orders, and the mask mandate at the Temporary Skate Park would remain in effect until the order was revised.

ITEM 6 STAFF UPDATES

Community Services Deputy Director Riesgo provided an update regarding Charmlee Wilderness Park, the Summer Recreation Guide, Senior programs, and the 2021 Polli-Power program.

Community Services Director Bobbett provided an update regarding the Temporary Skate Park, Permanent Skate Park, and Commission Work Assignments.

ITEM 7 COMMISSIONER REPORTS, COMMENTS AND INQUIRIES

In response to Commissioner Villablanca, Community Services Director Bobbett stated weed abatement would be scheduled for completion in May and June for City-owned properties.

FUTURE AGENDA ITEMS

Park Safety

ADJOURNMENT

MOTION At 7:04 p.m., Commissioner Skophammer moved, and Commissioner Villablanca seconded a motion to adjourn the meeting. The question was called, and the motion carried unanimously.

Approved and adopted by the Parks and Recreation Commission of the City of Malibu on June 15, 2021.

GEORGIA GOLDFARB, Chair

ATTEST:

BRITTANY SALEAUMUA, Administrative Assistant
To: Chair Goldfarb and Members of the Parks and Recreation Commission

Prepared by: Brittany Saleaumua, Administrative Assistant

Reviewed by: Kristin Riesgo, Community Services Deputy Director

Approved by: Jesse Bobbett, Community Services Director

Date prepared: June 1, 2021  Meeting date: June 15, 2021

Subject: Community Services Department Monthly Report

RECOMMENDED ACTION: Receive and file a report of activities, events, projects, and programs coordinated by the Community Services Department during May 2021.

DISCUSSION: The Community Services Department coordinated the following activities, projects, and programs in May 2021:

RECREATION

Afterschool Programs: In partnership with the Boys and Girls Club of Malibu, afterschool programs, including theater and basketball, were offered for grades K–5. Afterschool programs for grades 6-12 included cross country, tennis, and soccer. Programs were held at Malibu Bluffs Park, Webster Elementary School, Malibu Middle School, and Malibu High School.

Aquatics: The summer session of the Seawolves Swim Team and Adult Masters Conditioning Programs began May 25. Programs are at maximum capacity per Los Angeles County Department of Public Health Guidelines and will continue through August 1. Pre-registration for summer Aquatics programs such as Aqua Aerobics and Learn to Swim Lessons began on May 17 and received 42 pre-registrations. Summer hours will begin July 12.

Monthly virtual training sessions were held for Pool Managers and Lifeguards, including a comprehensive assessment of First Aid, Cardiopulmonary Resuscitation, Emergency Action Plan, Facility Operational Plan, and Red Cross and Centers for Disease Control and Prevention guidelines.
recommended guidelines. An in-person physically distanced in-service took place on May 22, instructed by First Aid On-Scene. Lifeguards practiced hands-on skills such as cardio-pulmonary resuscitation, deep water rescues, and spinal injuries. Staff also reviewed concussion symptoms and monitoring.

Community Classes: Sunset Yoga was held at Malibu Bluffs Park for adults. Instructor Liesl Maggiore led the class and taught students techniques for breathing and meditation.

Summer registration for community classes and day camps opened on May 17. Summer recreation programs include hiking at Charmlee Wilderness Park, youth painting workshops with local artist Carla Bates, yoga at Malibu Bluffs Park, and girls' sports clinics. Day camps include skateboarding, surfing, basketball, tennis, and various sports and art camps. Camps will take place at Malibu Bluffs Park, Malibu Skate Park, Surfrider Beach, and Malibu High School.

Seniors: Preparations are underway for senior summer programs. Program offerings include Stretch and Strength, Yin Yoga, Gentle Mat Pilates, and Wilderness Walks.

Over 80 seniors received monthly wellness calls in May. Additionally, 350 seniors received the Senior Center Digital Monthly Newsletter, which highlighted support services, Virtual Tech Help, and online registration assistance for upcoming programs.

On March 21, four seniors attended a beginner's hike at Charmlee Wilderness Park. Park Naturalist Sandy Glover led the hike while teaching participants about native plants, animals, and the park's history.

The Senior Center continued providing the COVID-19 Senior Helpline and free transportation to vaccine appointments. The COVID-19 Senior Helpline is available Monday through Friday, 8:30 AM – 5:00 PM.

Social Media: The Department's social media platforms continued to grow during May with a total of 2,022 followers. Water Safety Month and Summer Day Camps were featured throughout the month to encourage registration and posts were also shared through Instagram stories. Overall engagement increased with the most popular content focused on park playgrounds and summer programs.

PARK MAINTENANCE

Charmlee Wilderness Park: Trail crews continued trail clearance of the Malibu Pacific Trail.

Installed two No Overnight Camping signs and posts in the lower turn-out area off Encinal Canyon Road.

Installed various native plants surrounding the restroom and picnic areas.
Met with various contractors to provide proposals for replacing the parking area fence destroyed during the Woolsey Fire.

**Las Flores Creek Park:** Removed a dead shrub in the creek area that was posing a safety hazard.

**Legacy Park:** Removed excess water from inside the control room of the pump station due to a faulty pump.

Planted additional native plants throughout test plots and hand-weeded and watered plots where needed.

Installed 160 years of mulch in various areas throughout the park to replenish areas where prior mulch had deteriorated.

**Malibu Bluffs Park:** Serviced various Division equipment, including generators, maintenance vehicles, and irrigation controllers.

Provided maintenance on sand digger equipment due to regular use and operation.

Removed graffiti from the metal coping around the Temporary Skate Park bowl.

Performed maintenance and safety training for equipment to Recreation and Parks Maintenance Assistants.

**Medians and Parkways:** Replaced 30 yards of mulch in the Malibu Canyon Median.

Replaced plants in the Pacific Coast Highway Median that were destroyed by a vehicle driving through the median.

**Michael Landon Center:** Performed maintenance on the men's exterior restroom door handle and urinal drain.

**ATTACHMENTS:** None.
RECOMMENDED ACTION: Review the scope of work for the proposed additional consulting services by Studio-MLA for the Legacy Park Rehabilitation Project.

DISCUSSION: At the May 18, 2021 Regular meeting, the Commission received a report on the Legacy Park Rehabilitation Project (Project). The report included details on the park's history, ongoing issues related to the decline of native species, park analysis and findings, and successful results related to the Project.

The Project began in September 2018 following the approval of a three-year Agreement with Studio-MLA (Consultant) by the Council. The Consultant was selected due to their wealth of experience with similar municipal park projects and their expertise in native plants and landscapes. The Project's primary goals include:

- Analysis of the growing conditions in the park
- Providing recommendations regarding planting several native plant test plots
- Development of a long-term landscape maintenance plan.

Staff has worked closely with the Consultant since 2018 to complete the Project's primary goals successfully. Additionally, the Consultant has provided regular feedback and recommendations to staff and reported findings from regular site visits. The Consultant will continue monitoring the Project through the remainder of the Agreement, which ends in September 2021.

The Consultant's work throughout the Agreement has been critical to the Project's success. They have provided staff with essential knowledge regarding the types of plants that can survive in the park and plans for successfully maintaining them. While the initial
components of the Project are complete, additional work is needed to ensure continued success. Staff recommends Amending the Agreement, extending the contract for an additional two years through September 2023. The Amendment will allow the Consultant to continue working with staff to assess the current test plots, providing additional plans for future restorations, and working with staff to ensure that the plant life within Legacy Park continues to thrive.

The Commission is asked to review the Scope of Work (Attached) for the proposed Amendment and provide feedback to staff. The Amendment will be presented to Council for consideration during the first quarter of Fiscal Year 2021-2022.

ATTACHMENTS: Studio-MLA Scope of Work
June 8, 2021

Jesse Bobbett
Community Services Director
City of Malibu

RE: Extra Services for Legacy Park Restoration

Dear Jesse:

We are excited to see our work at Legacy Park result in improving the health and beauty of the park, including far fewer invasive and non-native species. Today we are seeing the results of successful restoration plots and areas building toward an overall restoration for the park. We look forward to continuing this work in the years to come.

Per the request via email to provide an additional two (2) years of similar scope work, we are requesting additional fees for extra services.

**Scope of Work**

**Task I. Conduct Monthly Site Assessments (24 months)**

This task includes qualitative monthly site walks with representatives from the City of Malibu (City), Studio-MLA, and GLA to assess the health of the planted/seeded native plants within the Legacy Park restoration areas. Any problems with plant viability, seed germination, irrigation, erosion, soil salinity, weed invasion, pest infestation, disease, vandalism, etc. that might adversely affect the success of the plantings will be noted and discussed with the City. Notes on wildlife use will also be included (i.e., direct observations of nests, beneficial insects, pest animals, and/or other related evidence observed during site visits) and discussed with the City.

All observations from monthly visits will also be documented to inform ongoing and future planning strategies (“Work Plans” as described below in Task II) to improve the success of the native habitat and aesthetic values of Legacy Park.

The monitoring walks will be conducted on a monthly basis (unless otherwise directed by the City) during the growing season (fall, winter, and spring months) and as-needed during the dormancy period of the plants in late summer/early fall months.
Additionally, as a part of this task, Studio-MLA and GLA are available to City staff via telephone, video call, or email to answer any questions to address any issues that arise between monitoring visits to ensure that problems (or potential problems) are resolved quickly and efficiently.

Fee: $36,780

Task II. Prepare Restoration Work Plans (Annually)

This task includes preparation of three annual Work Plans including written directives and graphic depiction of proposed work. The first plan will be prepared in September 2021, with subsequent Work Plans to be prepared in September 2022 and September 2023.

The purpose of these annual Work Plans is to function as adaptive management guides for the City that provide the following:

1) An assessment of the previous year’s activities and providing recommendations to increase successful plantings and expand native habitat areas within Legacy Park;
2) Identify areas that did not meet the expected goals in terms of plant/seed survival and germination and provide remedial actions to modify restoration approach through alternate species selection or modification of maintenance strategies, or propose other remedial measures;
3) Identify new areas of focus in coordination with the City;
4) Recommend management actions to existing plant communities to address ongoing challenges such as unauthorized encampments, while promoting habitat and aesthetic values; and
5) Provide scheduling, cost estimates, and other information to help the City make decisions on tasks recommended in the Work Plans be undertaken in the ensuing year.

Studio-MLA and GLA will provide graphic and written Work Plans, including a planting plan that will depict the locations of all habitat restoration, planting plots, etc. The planting plan will include plant palettes indicating sizes, quantities, and species of the container stock and the rate and species of the seed material to be installed.

Work Plans will include pertinent installation details regarding the preparation of the planting sites, installation of container stock, hand-seeding, and maintenance recommendations including target weed species, maintenance of irrigation water volume
and frequency, maintenance of the irrigation system, trash and debris removal, exotic plant control, plant replacement, and control of herbivores and other pests.

Studio-MLA and GLA will record species, quantities, and locations of all plantings after installation as a part of this task.

Fee: $15,255

**Total Extra Service Fees:** Fees for the added scope for Task 1 and Task 2 is $52,035.

If you have any questions, please contact Matt Romero or myself at 213/384-3844.

Sincerely,

Michelle Sullivan, Principal
MLA Green, Inc., a California Corporation
d.b.a: Studio-MLA

_____________________________  ________________________
Client                        Date
RECOMMENDED ACTION: Review the Earth Friendly Management Policy and discuss Commission oversight of the policy.

DISCUSSION: On June 24, 2019, the City Council adopted Resolution 19-32, implementing the Earth Friendly Management Policy (EFMP) (Attachment 1). The EFMP was adopted following the completion of an Initial Study (IS), as required under the California Environmental Quality Act (CEQA). The EFMP replaced the Integrated Pest Management Policy and Organic-Only Pesticides Pilot Program (IPM) implemented by the Council in 2016. The EFMP applies to all City-owned, managed, or leased properties, except for properties that were not studied in the IS.

EFMP Basic Principles
The EFMP is a problem-solving strategy that designates a natural organic approach to the total environment, and prohibits the use of all synthetic fertilizers, chemical pesticides, fungicides, herbicides, insecticides, rodenticides, irradiation, or genetically engineered products. The EFMP also prohibits the trapping and euthanization of ground rodents, such as ground squirrels, gophers, mice, and rats. The EFMP focuses on two key concepts:

1. STEP UP
   - Sanitation, Teaching, Environmental Enrichment, Preventative measures, and Universal Policy

2. The Precautionary Principle

These components focus on preventative practices, education, and enrichment strategies that promote healthy soil, plant life, wildlife, and the natural safeguarding of structures.
Additionally, when these conditions are not satisfactorily resolved by the preventative practices outlined in the EFMP, emergency measures must utilize the least toxic method, such as eco-exempt products approved by the Organic Materials Research Institute (OMRI).

Implementation
Following the 2019 adoption of the EFMP, staff developed several Best Management Practices to help prioritize the requirements and goals of the EFMP (Attachment 2). While some of the requirements such as quarterly meetings and the annual report to Council have been delayed, staff have focused on the following priorities to comply with the requirements of the EFMP, including:

- No fertilizers, chemical pesticides, fungicides, herbicides, insecticides, rodenticides, irradiation, or genetically engineered products have been used on any City property, including those that were not studied under the IS since 2016.
- No trapping or euthanizing of ground rodents
- Education of City staff regarding the importance of maintaining clean work space and common areas to deter pests and rodents
- Installation of exclusionary measures at City buildings to eliminate access to pests and rodents
- Assessment of dumpsters and trash cans, including the installation of rodent proof and deterrent lids
- Installation of owl boxes and raptor posts at City Parks

As noted above, the EFMP applies to all City-owned, managed, or leased properties, except for properties that were not studied under the IS. Properties not included under the EFMP include:

- Charmlee Wilderness Park
- Skate Park Property
- Trancas Open Space
- Ioki Property at 23575 Civic Center Way
- Triangle Property at 23800 Civic Center Way
- Heathercliff Property at 29136 Pacific Coast Highway
- La Paz Property on Civic Center Way
- Landscaped planters on Cross Creek Road

The Ioki, Triangle, Heathercliff, and La Paz properties were not studied because they were not owned by the City at the time the IS was prepared. Charmlee Wilderness Park was omitted because it was under a lease agreement with the Santa Monica Mountains
Conservancy. The Skate Park Property, the Trancas Open Space, and the landscaped planters on Cross Creek Road were inadvertently omitted from the IS.

**Parks and Recreation Commission Oversight**

Originally, it was anticipated that the City Council would establish an Environmental Safety Commission to oversee the EFMP; however, the idea is currently on hold due to the staff time constraints following the Woolsey Fire and COVID-19 pandemic. To ensure that oversight was maintained, the City Council determined that the Parks and Recreation Commission would be the most appropriate commission to oversee the EFMP. The Commission was selected due to the Community Services Department’s role with managing parks, facilities, and open spaces.

The Commission’s responsibilities related to oversight of the EFMP include:

- Meet quarterly. The EFMP Coordinator shall organize meeting agendas. All meetings shall be noticed, and time will be allowed for public comment. Meetings will be conducted according to the Brown Act
- Develop an organic pesticide use list that may be used by the City in the case of emergency only
- Participate in training on the Brown Act and any additional training required by the City
- Review and understand the City of Malibu’s EFMP resolution and policy
- Be knowledgeable concerning EFMP and understand IPM management
- Work together to ensure that all decisions follow the City Council’s purpose and intent regarding the implementation of the EFM resolution and policy
- Review the EFMP Coordinator’s reports, including site-specific management plans created during that year, and include their comments as part of the Commission’s annual report. During the interim, the chair may report success and known problems as they arise
- Create and submit to the City Council an annual report and work plan that shall include an update on goals and key initiatives, accomplishments; goals, and key initiatives for the next fiscal year, and any other City administrator requirements
- Additional and on-going duties of the Parks and Recreation Commission are to attend their regular meetings which include a review of quarterly reports and any recommendations for changes
- Advise the City Council on EFMP issues including budget reports. Review and comment on any proposed changes to the EFM resolution or policy before the City Parks’ presentation of such changes to the City Council
- Make recommendations to the City Council regarding EFMP funding opportunities or needs
- Review and recommend any changes in bylaws to the City Council for final approval
The Commission is asked to review and discuss responsibilities related to the oversight of the EFMP. Additionally, the Commission is asked to provide feedback regarding specific requirements and future goals for the EFMP.

**ATTACHMENTS:**
1) Earth Friendly Management Policy
2) Best Management Practices
City of Malibu
Earth Friendly Management Policy

I. PREAMBLE  
A. CITY POLICY  
B. EFM GOALS

II. DEFINITIONS FOR USE WITH THIS POLICY

III. EARTH FRIENDLY MANAGEMENT POLICY OVERSIGHT  
A. COMMISSION OVERSIGHT  
B. RESPONSIBILITIES OF THE PARKS AND RECREATION COMMISSION FOR EARTH FRIENDLY MANAGEMENT

IV. EFM COORDINATOR  
A. DESIGNATION OF EFM COORDINATOR  
B. RESPONSIBILITIES OF EFM COORDINATOR

V. CITY DEPARTMENTS  
A. RESPONSIBILITIES OF DEPARTMENTS PERFORMING EARTH FRIENDLY MANAGEMENT  
B. RESPONSIBILITIES OF DEPARTMENTS NOT AUTHORIZED TO PERFORMING EARTH FRIENDLY MANAGEMENT

VI. PEST MANAGEMENT PLANNING  
A. CITY LOCATIONS REQUIRING COMPLEX AND ON-GOING EARTH FRIENDLY MANAGEMENT  
B. CITY DEPARTMENTS AND OFFICES REQUIRING EARTH FRIENDLY MANAGEMENT ON AS-NEEDED BASIS  
C. ASSESSMENT OF CONDITION/NEED  
D. GUIDELINES FOR TREATMENT

VII. GUIDELINES FOR PESTICIDE SELECTION  
A. DEVELOPMENT OF LIST OF ORGANIC PESTICIDES ALLOWED FOR USE ON CITY PROPERTY  
B. CHEMICAL PROHIBITION FOR THE PESTICIDE LIST  
C. SPECIAL USE PESTICIDE CATEGORY  
D. LIMITED USE EXEMPTIONS

VIII. CONTRACTS, NOTIFICATIONS AND RECORD KEEPING  
A. EFM CONTRACTS  
B. NOTIFICATIONS  
C. RECORD KEEPING AND REPORTING
I. PREAMBLE

An Integrated Pest Management Policy (IPM) was adopted by the City of Malibu Department of Parks and Recreation on October 8, 2013. The policy established best management practices for controlling pests that are harmful to the health, function or aesthetic value of park landscapes in an efficient, effective, and environmentally responsive manner while paying careful attention to public safety.

In June of 2016, City Council mandated that all Malibu parks, facilities, and properties become pesticide free and established an Earth Friendly Management (EFM) Policy.

The intent of the EFM policy is to align with the City’s vision and mission statement and to create and foster a program that is sensitive to impacts on the environment and the public in the use of harmful maintenance products.

The city will strive to preserve natural resources, which include the ocean, marine life, creeks, canyons, plant life, mountains, wildlife, and open spaces.

Earth Friendly Management is a problem-solving strategy that designates a natural organic approach to the total environment - turf, landscape, and structure management.

EFM prioritizes STEP UP! Sanitation, Teaching, Environment enrichment, Preventative measures, and Universal Policy, the Precautionary Principle.

The Precautionary Principle recognizes:

• No pesticide product is free from risk or threat to human health, and
• Industrial producers should be required to prove that their pesticide products demonstrate an absence of risks rather than requiring that the government or the public prove that human health is being harmed.

Application of EFM is a concrete way that the city can support the goals of the precautionary principle.

EFM incorporates the principles of Integrated Pest Management (IPM).

EFM strictly prohibits the use of synthetic fertilizers and chemical pesticides including herbicides, insecticides, and rodenticides.

The city is committed to ensuring the health, safety, and biological integrity of its citizens and environment through the development of EFM practices.

It is also the purpose and intent of this policy to outline how City departments are to perform EFM strategies and to ensure compliance with the City’s EFM resolution.

The City recognizes that pesticides are potentially hazardous to human health, wildlife, and the environment, and shall give preference to available, safe and effective non-pesticide alternatives and cultural practices when considering options for management on City property.

A. City Policy

It is the policy of the City that the EFM program will include the following components:

1. Education of City staff and public about EFM including IPM methodology
2. Synthetic fertilizers, chemical pesticides, irradiation, and genetically engineered or products containing genetically engineered ingredients may not be used, including fungicides, herbicides, insecticides, and rodenticides.

3. Eco-exempt products and those approved by the Organic Materials Research Institute (OMRI) or by the National Organic Program shall be considered for use in an emergency only and time limited.

4. The use of biological controls, including the introduction of natural predators that enhance the environment by using raptor poles and owl nesting boxes.

5. Eliminating habitats and conditions supportive of population increase.

6. All dumpsters must have tightly closed lids with no overflow.

7. Exclusion from buildings.

8. Review and consideration of all available non-chemical options.

9. Identification and evaluation of conditions that encourage problems.

10. Careful and efficient inspection, monitoring, and assessment of problems by designated personnel knowledgeable of EFM methods.

11. Maintenance of records by City departments on EFM methods considered and used to prevent and control issues.

12. Environmental enhancement including a soil enrichment program and soil testing.

13. All outdoor management practices comply with organic horticultural science, including water-conserving plants and mulching.

14. Selection of native plantings using criteria of hardiness, suitability to native conditions, drought tolerant and ease of maintenance.

15. Compliance with all applicable state and federal regulations.

16. Glue traps are prohibited due to their inhumane nature.

17. Trap and release.

18. All City Departments will comply with the City of Malibu’s EFM resolution and policy. This policy will apply to all property owned, lease, or managed by the City except for the Excluded Properties. Departments that require contract management services will comply with the City EFM resolution and policy.

B. EFM Goals

The integration of physical, cultural, biological, and mechanical practices that foster cycling of resources, promote ecological balance, and conserve biodiversity are our goals.

1. To protect public health by restricting the use of hazardous chemicals and pesticides on city-owned property.

2. To guarantee the right of citizens the safe use of city structures and recreation areas.

3. All parks, turf grass, playgrounds, City structures and property designated as pesticide-free zones.

4. Organic pesticides used only under an emergency basis. The selected pesticide shall be both effective and least toxic and used for a limited time.

5. Development of site-specific management plans and specific plans to prevent or reduce the incidence of problems, with careful consideration given to protecting public health and safety, of wildlife, and the environment.

II. DEFINITIONS FOR USE WITH THIS POLICY

A. Earth Friendly Management or EFM

Earth Friendly Management (EFM) is a problem-solving strategy that prioritizes an organic regenerative approach without the use of toxic pesticides. EFM mandates the use of preventative practices and enrichment strategies that promote healthy soil, plant life, wildlife, and the safeguarding of structures.
EFM emphasizes Sanitation, Teaching, Environmental enrichment, Preventative actions, Universal, Policy – the Precautionary Principle (STEP UP!).

The protocol utilizes an understanding of Repel, Exclude, and Deter (RED) tactics.

When an issue has not been satisfactorily dealt with by these tactics, emergency measures must utilize the least toxic organic pesticide.

B. Integrated Pest Management or IPM

Integrated Pest Management (IPM) promotes the use of non-chemical methods for the prevention and management of issues utilizing methods such as physical, mechanical, cultural, and biological controls.

C. Eco-Exempt Products

Products exempt under Section 25(b) – Minimum Risk Pesticides of the Federal Insecticide Fungicide and Rodenticide Act (FIFRA), established by the United States Environmental Protection Agency.

D. “National Organic Program” or “NOP”

A United States Department of Agriculture organic accreditation program that outlines organic certification standards, including a list of allowed and prohibited substances for organic production and processing.

E. “Organic Materials Research Institute” or “OMRI”

An organization that determines which input products are allowed for use in organic production and processing.

F. Precautionary Principle

The precautionary principle (or precautionary approach) to risk management states that if an action or policy has a suspected risk of causing harm to the public, or the environment, in the absence of scientific consensus (that the action or policy is not harmful), the burden of proof that it is not harmful falls on those taking an action that may or may not be a risk.

The principle is used by policy makers to justify discretionary decisions in situations where there is the possibility of harm from making a certain decision (e.g., taking a particular course of action) when extensive scientific knowledge on the matter is lacking. The principle implies that there is a social responsibility to protect the public from exposure to harm when scientific investigation has found a plausible risk. These protections can be relaxed only if further scientific findings emerge that provide sound evidence that no harm will result.

The key elements of the Precautionary Principle approach to decision-making include:

- Anticipatory Action: There is a duty to take anticipatory action to prevent harm. Government, businesses, and community groups, as well as the general public, share this responsibility.

- Right to Know: The community has a right to know complete and accurate information on potential human health and environmental impacts associated with the selection of products, services, operations, or plans. The burden to supply this information lies with the proponent, not with the general public.
• Alternatives Assessment: An obligation exists to examine a full range of alternatives and to select
the alternative with the least potential impact on human health and the environment, including doing
nothing.

• Full Cost Accounting: When evaluating potential alternatives, there is a duty to consider all the
reasonably foreseeable costs, including raw materials, manufacturing, transportation, use, cleanup,
final disposal, and health costs even if such costs are not reflected in the initial price. Short- and long-
term benefits and time thresholds should be considered when making decisions.

• Participatory Decision Process: Decisions applying the Precautionary Principle must be transparent,
participatory, and informed by the best available science and other relevant information.

G. Toxicity Categories – I, II, III, IV

Pesticides, as defined in this section, meeting the appropriate toxicity categories and bearing on the front
label panel the word Danger, Warning, or Caution, as specified in Section 156.10 of Title 40 of the Code
of Federal Regulations.

H. Trap and Release

Prohibits animal trapping except live trapping animals for immediate release to the appropriate
surrounding area.

I. Excluded Properties

The properties located at 23575 Civic Center Way / 23879 Stuart Ranch Road (APN 4458-022-011),
23800 Civic Center Way (APNs 4458-020-015 and 4458-020-900), 29136 Pacific Coast Highway
(APN 4466-021-028), the property located on Trancas Canyon Road (APN 4470-012-901), and the
property located on Winter Mesa Road adjacent to Malibu Bluffs Park (APN 4458-018-907),
Charmlee Wilderness Park, 2577 Encinal Canyon Road (APNs 4472-027-901 & 902; 4472-028-901 &
902; 4473-005-901 & 902) and the landscaped planters along Cross Creek Road between Pacific Coast
Highway and Civic Center Way.

III. EARTH FRIENDLY MANAGEMENT POLICY OVERSIGHT

A. Commission Oversight

The Parks and Recreation Commission shall be responsible for oversight of the Earth Friendly
Management Policy.

B. Responsibilities of the Parks and Recreation Commission for Earth Friendly Management

1. Meet quarterly. The EFM Coordinator shall organize meeting agendas. All meetings shall be noticed,
and time will be allowed for public comment. Meetings will be conducted according to the Brown
Act
2. Develop an organic pesticide use list that may be used by the City in the case of emergency only
3. Participate in training on the Brown Act and any additional training required by the City
4. Review and understand the City of Malibu’s EFM resolution and policy
5. Be knowledgeable concerning EFM and understand IPM management
6. Work together to ensure that all decisions follow the City Council’s purpose and intent regarding the
implementation of the EFM resolution and policy
7. Review the EFM Coordinator’s reports, including site-specific management plans created during
that year, and include their comments as part of the Commission’s annual report. During the interim,
the chair may report success and known problems as they arise

5.A. - Attachment 1
8. Create and submit to the City Council an annual report and work plan that shall include an update on goals and key initiatives, accomplishments; goals, and key initiatives for the next fiscal year, and any other City administrator requirements.

9. Additional and on-going duties of the Parks and Recreation Commission are to attend their regular meetings which include a review of quarterly reports and any recommendations for changes.

10. Advise the City Council on EFM issues including budget reports. Review and comment on any proposed changes to the EFM resolution or policy before the City Parks’ presentation of such changes to the City Council.

11. Make recommendations to the City Council regarding EFM funding opportunities or needs.

12. Review and recommend any changes in bylaws to the City Council for final approval.

IV. EFM COORDINATOR

A. Designation of EFM Coordinator

The City Manager shall designate an EFM Coordinator who will coordinate the implementation of the EFM resolution and policy as well as provide administrative support to the Parks and Recreation Commission.

B. Responsibilities of EFM Coordinator

1. Ensure each City department has reviewed and understands the requirements of the City EFM resolution and policy.

2. Organize EFM training for all City and department staff on an annual basis.


4. Ensure that any public health issues are addressed as needed.

5. Establish and maintain an accurate record keeping and reporting system.

6. Review such records and reports to ensure compliance with the EFM resolution and policy.

7. Review, determine, and track exemption requests and report exemptions granted to the Parks and Recreation Commission at their next regular meeting.

8. Track use of cultural practices, non-chemical actions.

9. Attend City Parks and Recreation Commission meetings and provide updates.

10. Provide administrative support to the Parks and Recreation Commission.

11. Provide and update an EFM website.

V. CITY DEPARTMENTS

A. Responsibilities of Departments performing EFM City Departments Shall:

1. Comply with the EFM resolution and policy.

2. Designate an EFM liaison and program manager knowledgeable and experienced in EFM practices, whose responsibilities include:
   a. Work with the EFM Coordinator to review departmental IPM operations and help identify departmental EFM needs.
   b. Work with the EPM Coordinator and departmental liaisons to prioritize and site-specific management plans on BMP sheets within the budget process.
   c. Post and provide notification as required in this policy, including notification of the EFM coordinator in time to update the EFM website.
   d. Maintain emergency pesticide application records and provide reports to EFM Coordinator quarterly.
e. Collect and summarize data on non-pesticide alternatives and provide the information to the EFM Coordinator monthly
f. Attend Parks and Recreation Commission meetings as needed
g. Work with EFM Coordinator to organize staff training and encourage attendance by appropriate department staff
h. Disseminate pest management materials and policies at the department level
i. Attend public meetings as needed

3. Designation of EFM liaison - See item Section V. B. 3. below

B. Responsibilities of Departments Not Authorized to Perform EFM

All City Departments not authorized to perform EFM shall:

1. Adhere to the EFM resolution and policy.
2. Not apply or possess any pesticide on City properties (not including the Excluded Properties).
3. Designate an EFM liaison who shall:
   a. Act as department contact on EFM matters
   b. Review and understand the City EFM resolution and policy
   c. Review compliance with the EFM resolution and policy

VI. EFM PLANNING

A. City Locations Requiring Complex and On-Going Management

For City locations requiring complex and on-going management, the EFM Coordinator, in cooperation department staff, shall help in the development and maintenance of site-specific management plans that provide sufficient information to facilitate EFM decision making. These site-specific management plans should:

1. Provide education for department EFM contacts, staff performing EFM and City employees
2. Establish ongoing scouting or inspection procedures to monitor population levels. Perform thorough in-field assessments of each issue. Keep records of such monitoring. Monitoring should be performed by designated personnel or contractor knowledgeable in EFM methods
3. Assess EFM action in four primary areas: human health, wildlife protection, environmental conditions, and economic impacts to establish action levels
4. Determine corrective actions when an action level is reached. Review and consider all available alternative options for acceptability and feasibility, including considerations of the outcome if no action is taken
5. Identify and evaluate conditions that encourage problems. Recommend modifications to ecosystems to reduce stress to food and living space though physical and cultural practices.
6. Evaluate landscape sites to help determine BMPs based on site needs and constraints
7. Establish and maintain an accurate record-keeping system to catalog monitoring information and to evaluate the effectiveness of EFM practices:
   a. Use physical controls such as soil enrichment and exclusion barriers
   b. Employ practices, including water management, mulching, waste management, and food storage
   c. Design, construct or modify indoor and outdoor areas to reduce or eliminate habitats
   d. Use resistant plants and planting systems
   e. Use biological controls, i.e., owl boxes, raptor poles

B. City Departments and Offices Requiring EFM on an As-Needed Basis

City departments and offices requiring EFM on an as-needed basis are to maintain a specific Best Management Practices (BMP) sheet, which will serve as the site plan. History sheets shall be developed by
the EFM Coordinator with the assistance of City staff. BMP sheets are to identify the department’s EFM liaison, outline employee responsibilities in maintaining a pesticide-free environment, identify issues likely to be encountered, identify who to contact when issues are found, and articulate immediate steps to mitigate the issue.

Site treatment history sheets shall document EFM procedures.

BMP and site history sheets are to be maintained on site and readily available to staff, the Parks and Recreation Commission, and members of the public upon request. These sheets will also be available on the City’s EFM website.

C. Assessment of Condition/Need

When a report of a problem is received, an assessment will be performed by a person knowledgeable in EFM. This assessment should confirm and identify the issue, establish what actions have already been taken, and further action is deemed necessary. That person will contact the appropriate department responsible for performing EFM functions. That department, in consultation with the EFM Coordinator (as needed), will determine whether a complaint warrants further action. Appropriate non-chemical options such as cultural practices and additional BMPs shall be considered at this time.

For structural treatment, a licensed pest control operator will determine appropriate products for treatment that will include only those pesticide products allowed for use on City property and will follow the “Guidelines for Organic Pesticide Selection” (Section VII). These recommendations for treatment shall specify the material to be used, the rate of application, the dilution, and specify practices to address environmental or health hazards associated with that material’s use.

Structures, turf, grass, playgrounds, and picnic areas on all city property and structures shall be designated as pesticide-free zones, unless located in the Excluded Properties.

No chemical controls shall be used in these areas unless under an emergency to protect public health and safety per the Limited Use Exemption Process, Section VII (D). In the event a limited use exemption is granted, special precautions will be used to reduce potential exposure. The area will be fenced off to deny access while work is in progress and signage posted.

D. Guidelines for emergency organic treatment

If it is determined that an emergency exists, the following criteria are to be used in determining the appropriate treatment strategy:

1. Least disruptive of natural controls;
2. Least hazardous to human health;
3. Least toxic to non-target organisms;
4. Protective of wildlife and the native habitat;
5. Least-damaging to the general environment;
6. Cultural, biological, and mechanical solutions have been considered and evaluated;
7. Prior treatments used on site and an evaluation of the success of that approach;
8. Most likely to produce a permanent solution; and

VII. GUIDELINES FOR ORGANIC PESTICIDE SELECTION

A. Development of List of organic pesticides allowed for in an emergency on City Property
Giving preference to eco-exempt products, those approved by the Organic Materials Research Institute (OMRI), by the National Organic Program, or similar program accepted by the Parks and Recreation Commission.

Pursuant to the criteria listed Section VI (D), and those outlined below, and in consultation with department personnel performing Earth Friendly Management and the Parks and Recreation Commission. The EFM Coordinator will maintain a list of emergency organic pesticides allowed for use as part of the City’s EFM program. This list will be developed by the Parks and Recreation Commission. This will be available for review and comment by the Parks and Recreation Commission at their next regularly scheduled meeting, but not less than thirty (30) days after the adoption of this policy. Once adopted by the City Council, the list will be available on the EFM website. Any pesticide use will be in accordance with state and federal laws and in accordance with this policy and the EFM resolution, whichever is most restrictive.

Any proposed changes are to be supervised by the Parks and Recreation Commission before it is submitted to the City Council for consideration for approval.

B. Chemical Prohibitions for the Pesticide List

Pesticides included in the pesticide use list shall not contain ingredients identified in the following sources:

1. Products listed as Toxicity Category 1, 2, or 3
2. California’s Proposition 65 list (the Safe Drinking Water and Toxic Enforcement Act of 1986, materials known to the State to cause cancer or reproductive or developmental toxicity)
3. California’s Department of Pesticide Regulation groundwater protection list (Food and Agriculture Code 13145(d))
4. Organophosphates, or organochlorines, or carbamates listed by the United States Environmental Protection Agency (Office or Pesticides Programs, Document 735-F-99-14, May 1999), or California Environmental Protection Agency, Department of Pesticide Regulation Chemical Inquiries Database
5. A known carcinogen, probable carcinogen, or possible carcinogen by the United States Environmental Protection Agency as per “List of Chemicals Evaluated for Carcinogenic Potential.”
6. Any known endocrine disruptor listed by the United States Environmental Protection Agency or the European Union, Endocrine Disruptors website

C. Special Use Pesticide Category

There may be circumstances when it is necessary to use a pesticide that does not meet the criteria or use under Section VI. The pesticide list may include these special use categories of materials that are considered critical to the protection of public health, the environment, wildlife, safety, or the preservation of City property. These materials will only be used in conjunction with the EFM program where there are no feasible alternatives. These products will be identified on the organic pesticide list, which will specify:

1. The particular criteria that are inconsistent with Section B above
2. The specific circumstances and conditions for which the product may be used
3. The method of application
4. How the site is to be managed to preclude potential exposure

D. Limited Use Emergency Exemptions

City departments shall submit a request or an exemption to the EFM Coordinator to use an organic pesticide that is not on the pesticide list as per Sections (B) and (C) above. The EFM Coordinator may approve a limited use emergency exemption request if the material is being used in association with an active EFM program and the department, through submittal of an exemption request form, has demonstrated that:
1. An emergency need to use the pesticide, such as public health or safety, or substantial economic
detriment
2. The investigation of all available options and finding no viable alternatives
3. The development of a plan to preclude the need for future use
4. It is the department’s intent to use the material for a limited period

The EFM Coordinator shall report any limited use exemptions to the Parks and Recreation Commission
no later than one business day following the issuance of the waiver. Noticeable such waiver will be
posted, in the manner provided for notice of public meetings, within two business days following the
issuance of the waiver. Any waiver granting the use of pesticide on city land shall require the use of EFM
protocol and shall specify the use of specific pesticides determined to be the least toxic material for the
specific application. This information shall be included in the quarterly communication and as part of the
annual report to the City Council.

VIII. CONTRACTS, NOTIFICATIONS, AND RECORD KEEPING

A. EFM Contracts

All contractors on City-owned or leased property (other than the Excluded Properties) shall be
required to adhere to the guidelines established in the City’s EFM resolution and policy

1. The EFM Coordinator shall assist City departments in developing contract language and in the
selection of the successful contractor.
2. Contractors are required to maintain records of activities and submit a summary of activities to
the department upon completion of the job. Contractors providing regular and ongoing service
shall submit summaries to the department quarterly. Records are to include the date, name of the
pest, the site/location where the work was done, name of the technician performing the work,
and corrective action(s) taken. If a pesticide was used, the product name and amount applied
must also be reported.
3. Contractors are required to comply with the notification requirements as listed in this policy.

An RFP process is required for all contractors performing structural management on City-owned
property.

B. Notification

The City shall provide the public and its employees with notification of emergency organic pesticide
applications through the use of signs.

1. Signs should be posted at all regular public and employee points of entry to the treated area
pursuant to state and federal law, Malibu City EFM resolution and policy, and according to
product label instructions.
2. Signs shall be posted four days in advance of application and remain in place for four days
following the application unless the manufacturer’s product label specifies a longer posting
period.
3. Signs shall contain the name and active ingredient(s) of the product, the re-entry interval as
determined by the product label or regulation, the name and contact number for the City
department responsible for the application, and the web address of the City EFM website.
4. Signs should be of a standardized design that is easily recognizable to the public and employees.
5. When using approved Category IV, Eco-exempt or OMRI approved pesticides, posting, and
may be on the day of application and remain in place for at least four days.
6. City departments may obtain authorization from the EFM Coordinator to apply a pesticide
without providing a one to four-day advance notice if there is a compelling need to use the
pesticide, such as a threat to public health, safety, City property, or substantial economic
detriment. Signs meeting the requirements as outlined above (#2), shall be posted as soon as
possible before application, and remain posted four days following the application.

C. Record keeping and Reporting

1. The City’s EFM program is based on site-specific EFM plans and BMP sheets that guide
management practices, careful and efficient inspection and monitoring of issues as well as the
maintenance of records by designated personnel who are knowledgeable in EFM methods.

   All records and information concerning the City EFM program will be made available to
   employees, the Parks and Recreation Commission, and the public upon request in accordance
   with all applicable state and local laws governing public access to information.

   City Departments responsible for EFM program implementations shall maintain records of
   EFM, including cultural practices, and other strategies considered. These records shall be
   maintained per the City and state records retention policies and the law.

   Records of management and cultural activities are to be provided to the EFM Coordinator
   quarterly and are to include:

   a. The issue
   b. Type of EFM management or cultural activity used
   c. The alternative plan of action
   d. An estimate of time or cost

2. Contractors shall maintain application records and treatment information as outlined in Section
   VIII, (C) and are to provide this information to the responsible department immediately upon
   completion of treatment so the department can fulfill reporting obligations. For structural
   treatments, the contractor will also update the site treatment history sheet immediately following
   treatment.

3. EFM Coordinator shall:

   a. Maintain all necessary records in order to prepare an annual report for the City Council that
      include a review and summary of the City’s Earth Friendly Management Policy activities,
      exemptions granted, training offered, any proposed modifications to the City’s organic
      pesticide use list and any suggestions for amendments or resources needed for effective
      implementation of the EFM policy and resolution.
   b. Maintain records of EFM liaisons, completed BMP sheets, site-specific management plans,
      and any other planning documents developed to guide departmental staff in implementing
      the EFM policy and resolution.
   c. Provide a copy of the annual report to the Parks and Recreation Commission before its first
      quarterly meeting.
   d. Provide an annual report to the City Council that includes a review and summary of the
      City’s Earth-friendly management projects, training offered, and any proposed
      modifications to the City’s pesticide list, or special use category designation.
   e. See that the Parks and Recreation Commission meeting agendas, minutes and other EFM
      documents are maintained as required by the City’s Records.
The Earth Friendly Management Policy (EFMP) is a problem-solving strategy that prioritizes an organic regenerative approach without the use of toxic pesticides. The EFMP mandates the use of preventative practices and enrichment strategies that promote healthy soil, plant life, wildlife, and the safeguarding of structures. The following Best Management Practices have been established to prioritize the goals of the EFMP and to ensure they are effectively adhered to and administered:

1. The use of synthetic fertilizers, chemical pesticides, irradiation, and genetically engineered or products containing genetically engineered ingredients, including fungicides, herbicides, insecticides, and rodenticides is prohibited.

2. Trapping and euthanizing of ground rodents, such as ground squirrels, gophers, mice, and rats is prohibited.

3. Annual education of City employees and contractors regarding the EFMP and updated protocols.

4. Environmental soil enrichment and enhancements combined with the use of native plants.

5. Monthly assessment of areas and facilities that:
   a. Previously required exclusionary methods and biological controls
   b. May require exclusion methods and biological controls in the future

6. Quarterly record keeping regarding methods considered and used to prevent and control issues.

7. Quarterly meetings with the Parks & Recreation Commission to provide updates regarding measures used to prevent and control issues and establish future goals.

8. Annual reports to the City Council updating them on goals, key initiatives, accomplishments for the next fiscal year.
RECOMMENDED ACTION: Discuss safety concerns at City parks and provide feedback to staff.

DISCUSSION: At the May 18, 2021 Regular meeting, the Commission inquired about park safety issues and costs associated with the cleanup of homeless encampments.

Since 2016, staff has noticed a significant increase in homeless individuals and encampments in City parks. Safety concerns from park patrons, staff, and contractors related to these encampments have also increased, particularly at Malibu Bluffs Park and Legacy Park. Homeless individuals frequent these parks due to available amenities as week as the location of nearby encampments and regular homeless feedings.

Throughout the COVID-19 pandemic, the number of homeless and concerns have continued to increase. To discourage individuals from camping overnight and the large amounts of trash left from encampments, staff partnered with the City’s Public Safety Office and the Los Angeles County Sheriff’s to conduct regular cleanups of encampments at Legacy Park. During Fiscal Year 2020-2021, the Community Services Department anticipates it will spend approximately $10,500 on encampment cleanups, including staff time, supplies, contract personnel, and equipment. Additionally, staff believes the number of encampments and associated costs will continue to increase during Fiscal Year 2021-2022.

The Commission is asked to discuss park safety issues at City parks and provide feedback to staff regarding potential solutions.

ATTACHMENTS: None.