PLEASE DOWNLOAD THE AGENDA DOCUMENT FOR INSTRUCTIONS ON HOW TO PARTICIPATE IN THE MEETING

1. Meeting Agenda

   Documents:

   CC261021_AGENDA.PDF

2. Item 1A

   Bryson Fire – Director of Emergency Services' Proclamation of the Existence of a Local Emergency

   Documents:

   CC261021_ITEM 1A_BRYSON.PDF

Malibu City Council
Special Meeting Agenda

Wednesday, October 21, 2026

12:30 P.M. – CITY COUNCIL SPECIAL MEETING

City Hall – Council Chambers
Westward Room (closed session)
23825 Stuart Ranch Road

Zoom Webinar Link:
https://us02web.zoom.us/j/87985644870

GUIDE TO THE CITY COUNCIL PROCEEDINGS AND DECORUM

ROLE OF THE PRESIDING OFFICER: The presiding officer of the City Council, who shall be the Mayor, shall be responsible for maintaining the order and decorum of meetings. It shall be the duty of the presiding officer to ensure that these rules of procedure and decorum are followed at all times. The presiding officer shall maintain control of communication between Councilmembers, between the Council and the public, and chair each meeting in a fair and impartial manner. It shall be the duty of each Councilmember to support the presiding officer in maintaining the order and decorum of Council meetings.

On specific agenda items Councilmembers may question any person addressing the City Council at the conclusion of all public testimony on that agenda item before the Council. Councilmembers shall not engage any member of the public in a dialogue with themselves other Councilmembers, city staff or other members of the public.

MEMBERS OF THE AUDIENCE: Members of the audience shall not engage in disorderly or boisterous conduct, including clapping, whistling, stamping of feet, or other acts which disturb, disrupt, impede or otherwise disturb the orderly conduct of the City Council meeting. Persons addressing the City Council shall not engage in disorderly conduct which disrupts, or otherwise impedes the orderly conduct or Council meetings. Any person who so disrupts a Council meeting may, at the discretion of the presiding officer or a majority of the City Council, be subject to ejection from that meeting.

MEETING PARTICIPATION: Members of the public may participate in-person or remotely via Zoom Webinar.

Remote participation: In order to participate remotely, you must be present in the Zoom Webinar during the item that you would like to speak on and use the Raise Hand feature to request to speak when the Mayor calls the item. When you join the Zoom Webinar you may see a pop-up asking you to enter an email address, but a valid email address is not required. To join by phone: Dial 1-669-444-9171 or 1-669-900-9128 (Toll Free) and enter Meeting ID: 879-8564-4870. To raise your hand via a phone-in please press *9 and unmute when you are called on by pressing *6. If you are participating via the web platform or application, please press the raise your hand icon and the unmute button when prompted.

In-person participation: If you would like to speak in-person, you must complete and submit to the Recording Secretary a Speaker Slip at the meeting prior to the beginning of the item being announced by the Mayor.

When each item is called, the Mayor will announce a final call for Speaker Slips and raised hands.

Speaker Time and General Public Comment: Members of the public will have the opportunity to speak on items on the agenda. Remote and in-person participants will have three (3) minutes to speak on each item on the agenda. In-person participants may also surrender their time to speak on an item on the agenda by deferring one (1) minute to another speaker, not to exceed a total of five (5) minutes. Speakers receiving time deferrals may be participating in-person or remotely. The individuals deferring time must be present in Chambers when the item is heard and their slips must be prior to the beginning of the item being announced by the Mayor. Speakers are taken in the order slips are submitted or hands are raised.

Materials: Any written comments or audiovisual materials from members of the public, including any that they intend to present at the meeting, must be submitted one (1) business day in advance, by 12:00 p.m. on October 20, 2026. No additional materials will be accepted after this deadline for items listed on this agenda. If an item on this agenda is amended or new items are added only one business day before the meeting, the amended agenda will provide additional instructions for submitting materials related to such items. All materials should be emailed to citycouncil@malibucity.org and include the Agenda Item Number on the subject line.

VIEW THE MEETING: The meeting will be live streamed at www.malibucity.org/video, www.youtube.com/CityofMalibu, and via Zoom Webinar.

Twelve-thirty p.m. Regular Session

Call to Order - Mayor

Roll Call - Recording Secretary

Pledge of Allegiance

Report on Posting of Agenda – October 19, 2026

Approval of Agenda

1. New Business

New Business items are appearing for the first time for formal action.

A. Bryson Fire – Director of Emergency Services' Proclamation of the Existence of a Local Emergency

Recommended Action: 1) Receive and file this report regarding the Director of Emergency Services' proclamation of a local emergency in response to the Bryson Fire; or 2) If conditions of disaster continue to exist, confirm the existence of a local emergency and ratify the proclamation by resolution or minute order.

Staff Contact: City Clerk Pettijohn, 456-2489, ext. 228

Public Comment on Closed Session Item

Recess to Closed Session (to be held in the Westward Room)

This time has been set aside for the City Council to meet in a closed session to discuss matters pursuant to Government Code Section 54956.9. Based on the advice of the City Attorney, discussion in open session concerning these matters would prejudice the position of the City in this litigation. The City Attorney will give an additional oral report regarding the Closed

Session at the beginning of the next regular City Council meeting. At the conclusion of the Closed Session, the Council may continue any item listed on the Closed Session agenda to the Open Session agenda for discussion or to take formal action as it may deem appropriate.

Conference with Legal Counsel – Existing litigation pursuant to Government Code Section 54956.9(d)(1):

1. Perez v. City of Malibu, LASC No. 26 STCV 26814

Reconvene in Open Session (Council Chambers)

Closed Session Report

Adjournment

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 Clerk, Malibu City Hall, 23825 Stuart Ranch Road, Malibu, California, and are available for public inspection during regular office hours, which are 7:30 a.m. to 5:30 p.m. Monday through Thursday and 7:30 a.m. to 4:30 p.m. Friday. Written materials distributed to the City Council within 72 hours of the City Council meeting are available for public inspection immediately upon distribution in the City Clerk's office at 23825 Stuart Ranch Road, Malibu, California (Government Code Section 54957.5.b.2). Copies of staff reports and written materials may be purchased for $0.10 per page.

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 Community Development 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].

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. Special meeting agendas may be amended up to 24 hours in advance of the meeting. Dated this 19th day of October 2026 at 5:20 p.m.

Kelsey Pettijohn, City Clerk

City Council Meeting
10-21-26
Item
1.A.

Council Agenda Report

To: Mayor Silverstein and the Honorable Members of the City Council

Prepared by: Kelsey Pettijohn, City Clerk

Reviewed by: Jesse Mays, Assistant City Manager

Approved by: Joseph D. Irvin, City Manager

Date prepared: October 19, 2026 Meeting date: October 21, 2026

Subject: Bryson Fire – Director of Emergency Services' Proclamation of the Existence of a Local Emergency

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RECOMMENDED ACTION: 1) Receive and file this report regarding the Director of Emergency Services' proclamation of a local emergency in response to the Bryson Fire; or 2) If conditions of disaster continue to exist, confirm the existence of a local emergency and ratify the proclamation by resolution or minute order.

FISCAL IMPACT: There is no fiscal impact associated with the recommended action.

STRATEGIC PLAN IMPLEMENTATION: N/A.

DISCUSSION: The City has adopted an emergency plan that includes an emergency services organization that is activated in the case of natural disasters. This organization allows the City to quickly respond and coordinate the functions of the City with other public agencies/organizations and those affected by the disaster. Title 2, Chapter 2.52 of the Malibu Municipal Code empowers the Director of Emergency Services to proclaim the existence of a local emergency when the City is affected by a public calamity and the City Council is not in session. The Director's proclamation must be ratified by the City Council within seven days or it will expire.

Per Malibu Municipal Code section 2.52.020 an emergency is defined as: "the actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within this city caused by such conditions as air pollution, fire, flood, storm, landslide, epidemic, riot, or earthquake, or other conditions, including conditions resulting

from war or the imminent threat of war, but other than conditions resulting from a labor controversy, which conditions are or are likely to be beyond the control of the services, personnel, equipment, and facilities of this city, requiring the combined forces of other political subdivisions to combat."

On October 15, 2026, at approximately 4:50 p.m., the Bryson Fire began burning near Encinal Canyon Road and Mulholland Highway and was moving south-southwest toward the City. The fire, combined with Red Flag Warning conditions and power outages, created conditions of extreme peril to the safety of persons and property. The Director of Emergency Services proclaimed the existence of a local emergency on October 15, 2026, after evacuation warnings were issued for two of the City's four evacuation zones, MAL-C113 and MAL-C114. The City activated its Emergency Operations Center at 5:00 p.m. that day. The center operated with 24-hour staffing until 7:00 p.m. on October 17, 2026, while the City monitored conditions and distributed public information. Although the Red Flag conditions contributed to rapid fire growth during the first several hours, firefighters, supported by aerial resources, held the containment line and prevented further spread. As of the date of this report, the fire is 83% contained at 146.2 acres, all evacuation orders and warnings have been lifted, and no property within the City of Malibu was damaged. Power has also been restored to all circuits following the Public Safety Power Shutoff event.

The Director of Emergency Services' proclamation is scheduled to expire on October 22, 2026, unless ratified by the City Council. As described in this report, the conditions necessitating the state of local emergency no longer exist and staff recommends that the City Council receive and file this report and allow the proclamation to expire.

If existing conditions of disaster are identified after the date of this report, the City Council may ratify the Director's proclamation and declare a state of local emergency. If the proclamation is ratified, the City Council would need to review, and as needed renew, this action at least every 60 days.

ATTACHMENTS:

1. Proclamation of Existence of a Local Emergency

Docusign Envelope ID: 37E31128-D54A-8110-83DE-34EFFEBEF0B6

City of Malibu

23825 Stuart Ranch Road · Malibu, California · 90265-4861
Phone (310) 456-2489 · Fax (310) 456-3356 · www.malibucity.org

PROCLAMATION OF EXISTENCE OF LOCAL EMERGENCY
(By the Director of Emergency Services)

AN EXECUTIVE ORDER OF THE DIRECTOR OF EMERGENCY SERVICES OF THE CITY OF MALIBU PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY

The Director of Emergency Services for the City of Malibu does hereby find, order and declare as follows:

WHEREAS, the California Emergency Services Act, Government Code section 8550, et seq., authorizes the proclamation of a local emergency when conditions of disaster or extreme peril to the safety of persons and property within the territorial limits of a city exist; and

WHEREAS, Title 2, Chapter 2.52 of the City of Malibu's Municipal Code (MMC) empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when the City Council is not in session; and

WHEREAS MMC section 2.52.020 defines an "emergency" as the actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within the City caused by such conditions as air pollution, fire, flood, storm, landslide, epidemic, riot, or earthquake, or other conditions, including conditions resulting from war or the imminent threat of war, but other than conditions resulting from a labor controversy, which conditions are or are likely to be beyond the control of the services, personnel, equipment, and facilities of this city, requiring the combined forces of other political subdivisions to combat; and

WHEREAS, conditions of disaster and/or extreme peril to the safety of persons and property have arisen and/or are threatened as the result of the Bryson Fire which started at approximately 4:50 p.m. near Encinal Cyn Road & Mulholland Highway. These conditions, both actual and threatened, meet the definition of an emergency as defined in MMC section 2.52.020 and are detailed more fully in this proclamation including as follows:

(1) A Red Flag Warning was issued by the National Weather Service for October 15, 2026 at 6:00 a.m. and continuing to October 17, 2026 at 8:00 p.m. due to expected strong Santa Ana Winds and low humidity; and

(2) The fire is currently burning out of control at 101.5 acres and moving South-Southwest towards the City. The City is experiencing conditions of extremely low humidity, high winds, high temperatures, and the effects of multiple years of severe drought; and

Docusign Envelope ID: 37E31128-D54A-8110-83DE-34EFFEBEF0B6

(3) Public Safety Power Shutoffs are being experienced throughout the City, affecting the Galahad, Maguire, Cuthbert, Merlin, Seabound, and Serra circuits, and their surrounding areas--impacting thousands of Southern California Edison customers. The power outages are also impacting major intersections along evacuation routes, with many traffic signals running on limited battery or generator power; and

(4) Hard road closures are in place at the following intersections: Pacific Coast Highway (PCH) and Encinal, PCH and Decker Road, Kanan Road and Mullholland Highway, and Decker Road and Mullholland Highway; and

(5) Evacuation warnings have been issued for two out of the four evacuation zones in the City, MAL-C113 and MAL-C114; and

(6) The City Council of the City of Malibu is not in session (and cannot immediately be called into session);

NOW, THEREFORE, THE DIRECTOR OF EMERGENCY SERVICES does hereby find that a local emergency exists due to the conditions currently existing in the City and surrounding area, including those listed above, and proclaims that a local state of emergency now exists throughout the City; and

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said local emergency, the powers, functions, and duties of the emergency organization of this City shall be those prescribed by city and state law, by ordinances, and resolutions of this city, and by the City of Malibu Emergency Operations Plan, as approved by the City Council on October 14, 2024, and Resolution No. 24-65 designating additional successors to the position of Director of Emergency Services.

In accordance with the California Disaster Assistance Act, the City further requests that the Governor declare an emergency in Los Angeles County and waive regulations that may hinder response and recovery efforts; and that recovery assistance be made available under the California Disaster Assistance Act, and access to State and Federal resources be expedited by the State.

ADOPTED this 15th day of October 2026.

By: Signed by: Joseph D. Irvin F849C5C36AED48F...

Joseph D. Irvin, City Manager
Director of Emergency Services

ATTEST:

Signed by: Kelsey Pettijohn BB0853E696394F4...

Kelsey Pettijohn, City Clerk
(seal)

Docusign Envelope ID: 37E31128-D54A-8110-83DE-34EFFEBEF0B6

This proclamation has been issued in accordance with applicable law, is in effect and carries the force of law through October 22, 2026 after which it will expire unless this proclamation of local emergency is ratified by the City Council before its expiration.

REVIEWED AND APPROVED AS TO FORM:

Signed by:
Trevor L. Rusin
07B770AC32A2423...

Trevor Rusin, City Attorney