

MINUTES
MALIBU CITY COUNCIL
SPECIAL MEETING
AUGUST 21, 2019
COUNCIL CHAMBERS
4:00 P.M.

MEETING CALL TO ORDER

Mayor Pro Tem Farrer called the meeting to order at 4:00 p.m.

ROLL CALL

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

PRESENT: Mayor Jefferson Wagner (via teleconference); Mayor Pro Tem Karen Farrer; and Councilmembers Rick Mullen; Skylar Peak; and Mikke Pierson

ALSO PRESENT: Christi Hogin, City Attorney; Reva Feldman, City Manager; Lisa Soghor, Assistant City Manager; Heather Glaser, City Clerk; Jesse Bobbett, Community Services Director; Andrew Sheldon, Acting Environmental Sustainability Director; Bonnie Blue, Planning Director; Rob DuBoux, Public Works Director; Kelsey Pettijohn, Deputy City Clerk; Kristin Riesgo, Community Services Deputy Director; and Richard Mollica, Assistant Planning Director

PLEDGE OF ALLEGIANCE

Maggie Luckerath led the Pledge of Allegiance.

APPROVAL OF AGENDA

MOTION Councilmember Peak moved and Councilmember Pierson seconded a motion to approve the agenda. The question was called and the motion carried unanimously.

REPORT ON POSTING OF AGENDA

Deputy City Clerk Pettijohn reported that the agenda for the meeting was properly posted on August 14, 2019, with the amended agenda posted on August 15, 2019.

ITEM 1 NEW BUSINESS

- A. Temporary and Permanent Skate Park Options
Recommended Action: 1) Approve the use of the Crummer/Case property for a temporary skate park and associated parking area; 2) Determine the size of a temporary skate park; 3) Determine the total amount to be used from the \$1 million Designated Reserve for the Crummer/Case property and appropriate those funds to the Account No. 310-9089 (Temporary Skate Park Project); 4) Establish a community-raised matching fund; 5) Authorize the use of City facilities and staff resources for community fundraising events; 6) Authorize the City Manager to release a Request for Proposals/Request for Qualifications (RFP/RFQ) for

design and build services of a temporary skate park; and 7) Establish a City Council Temporary Skate Park Ad Hoc Committee to facilitate the installation of a temporary skate park.

Community Services Director Bobbett presented the staff report.

Mayor Wagner left the meeting at 4:16 p.m.

Community Services Director Bobbett stated the Joint Powers Insurance Authority had advised staff that most cities operated unsupervised skate parks.

In response to Councilmember Pierson, Community Services Director Bobbett discussed plans for community outreach for a permanent skate park.

John Mazza indicated opposition to installing a permanent skate park before considering how the other lots owned by the City would be developed. He stated the skate park should be a large regional skate park. He indicated opposition to a temporary skate park using cement or asphalt.

Axel Polito stated a 12,500-square-foot skate park was not large enough to have separate spaces for beginner and advanced skaters.

John Polito deferred his time to Lauren Polito.

Lauren Polito stated the City had a strong skating culture and a 12,500-square-foot skate park would be too small. She recommended creating a 12,500-square-foot temporary skate park and completing a new Environmental Impact Report (EIR) for a 20,000 square foot permanent skate park.

Jodi Gourson indicated support for the temporary skate park Option B, as outlined in the staff report. She expressed concern that a 12,500-square-foot skate park would be too small for all of the residents and visitors in Malibu. She stated the skate park in Mammoth was 40,000 square feet.

Finn Murphy expressed concern that the temporary skate park Option A, as outlined in the staff report, would be too small. He requested the skate park have flowing elements that mirrored the waves in the ocean.

Scott Gillen indicated support for a skate park. He expressed concern that placing a skate park on the Crummer/Case property while the housing development was still under construction would create a hazard. He pledged to donate \$100,000 towards a skate park once construction of the housing development was complete.

Robert Gold expressed concern that construction equipment for the housing development on the Crummer/Case property would create hazards for skaters. He discussed early considerations to place a skate park on the Crummer site.

Chris Murphy thanked the Council for considering creating a skate park. He expressed concern that the Option A temporary skate park and a 12,500-square-foot permanent skate park would be too small. He stated a small temporary skate park would be underused because skaters would travel to visit larger skate parks instead.

Dajana Mitchell deferred her time to Jaden Mitchell.

Jaden Mitchell thanked the Council and the previous speakers for their support of the skate park. He expressed concern that a 5,000-square-foot temporary skate park and 12,500-square-foot permanent skate park would be too small. He indicated support for a 20,000-square-foot skate park.

Lexi Lyon deferred her time to Andy Lyon.

Glider Lyon deferred his time to Andy Lyon.

Maggie Luckerath deferred her time to Andy Lyon.

Andy Lyon indicated support for placing a temporary skate park on the Island parcel. He requested the Council expedite the permitting process for a temporary skate park.

David Charret was not present at the time of the hearing.

Heather Gardner expressed concern that a 12,500-square-foot permanent skate park was too small. She indicated support for the Option B temporary skate park. She recommended relocating the temporary skate park to another location while the permanent skate park was under construction on the Crummer/Case property. She recommended community outreach for a permanent skate park consist of a survey followed by a presentation of a few different layouts for the community to select from.

Layla Polito expressed concern that a 12,500-square-foot permanent skate park would be too small.

Marianne Riggins recommended relocating the temporary skate park equipment to another location while the permanent skate park was under construction. She stated the benefit of using the Crummer/Case property was that it had already been studied and could be constructed more quickly. She expressed concern that the County Measure R funds used to purchase the Island parcel would need to be reimbursed to the County before that parcel could be used as a skate park. She expressed concern that the intersection on Civic Center Way near the Island parcel was dangerous.

Suzanne Guldimann stated a 12,500-square-foot skate park was small but it could be constructed quickly. She indicated support for a 12,500-square-foot temporary

skate park.

Mike Gardner expressed concern that a 12,500-square-foot skate park would be too small for all of the residents and visitors. He recommended creating a permanent 12,500-square-foot skate park and expanding the skate park later.

Chris Wyatt expressed concern that a 12,500-square-foot skate park was not large enough to have separate spaces for beginner and advanced skaters. He recommended the City work closely with professionals in the industry and carefully consider how to place the permanent skate park elements.

Hamish Patterson indicated support for a 12,500-square-foot skate park. He stated it was important for the skate park elements to be designed carefully and creatively. He expressed opposition to a temporary skate park and recommended the City proceed with a permanent skate park as soon as possible.

Councilmember Mullen stated a temporary skate park would allow the City to test the location and size.

In response to Councilmember Mullen, Community Services Director Bobbett stated Option B was larger than Option A because skaters would need room to skate around the elements on the flat lot. He stated the individual skate elements would be mobile and could be repositioned. He stated the lot could be used for parking once a permanent skate park was built and the elements could be sold to recuperate some of the costs. He stated a Request for Proposals (RFP) for a temporary skate park would be for the design and build of the skate park. He stated the design and build phases of the project would each have a separate RFP. He stated staff would reach out to experts in the community for input on the temporary skate park and would have much broader outreach for a permanent skate park.

In response to Councilmember Mullen, City Manager Feldman stated the City had \$1,022,000 available for development of a skate park on the Cummer/Case property. She stated using the existing funds for the temporary stake park would allow it to be built more quickly and there could be a more robust fundraising program for a permanent skate park.

Councilmember Mullen stated a temporary skate park would allow the City to evaluate how many visitors from outside the City came to the park.

Councilmember Peak recommended designing the concrete lot for the temporary skate park to be parking for a permanent skate park.

In response to Councilmember Peak, Mr. Gillen stated he would donate \$100,000 for a skate park that was constructed on a different property or constructed on the Crummer/Case property after his development project was complete. He stated his project was scheduled to be complete in November 2020.

MOTION Councilmember Peak moved and Councilmember Mullen seconded a motion to approve the use of the Crummer/Case property for a temporary skate park and associated parking area in conformance with Option B.

Councilmember Mullen indicated support for relocating the temporary skate park equipment to another location during construction of a permanent skate park.

Councilmember Peak recommended placing a temporary skate park near Malibu Canyon Road on the Crummer parcel. He suggested relocating the temporary skate park equipment to a beach parking lot during construction of a permanent skate park.

City Manager Feldman stated staff could work with the consultant building the permanent skate park on a plan to ensure skating was available during construction.

In response to Councilmember Peak, City Manager Feldman stated the Island parcel had deed restrictions requiring it to be used for transportation purposes. She stated the City would have to refund the County Measure R funds used to purchase the parcel to remove those restrictions, which could not be done quickly.

Councilmember Peak indicated support for a 12,500-square-foot temporary skate park in conformance with Option B.

In response to Councilmember Mullen, Community Services Director Bobbett stated the staff recommendation for Option B was a paved lot approximately 16,000-18,000 square feet with individual skate elements placed on the lot. He stated this lot should not trigger any additional EIR studies because it was similar to the parking lot studied in the existing EIR for the Crummer/Case project.

City Manager Feldman stated the Council could set a budget for the temporary skate park and staff could work within that budget to build a temporary skate park as large as possible.

Community Services Director Bobbett stated a temporary skate park could be paved to the size of the parking lot in the original EIR.

Councilmember Pierson indicated support for Option B for a temporary skate park.

In response to Councilmember Pierson, Community Services Director Bobbett stated the bulk of the cost for Option B was the cost of laying down concrete. He stated asphalt could be significantly cheaper. He stated concrete was generally the preferred skating surface, but asphalt would be the more typical parking lot surface.

Councilmember Pierson stated members of the public had verbally pledged \$600,000 towards a skate park. He indicated support for Option B for a temporary skate park. He expressed concern that the EIR process for a larger park would be time consuming.

In response to Councilmember Pierson, Planning Director Blue stated depending on how significant the changes were an addendum or supplemental EIR would need to be completed to expand the skate park beyond 12,500 square feet.

City Attorney Hogin stated a 12,500-square-foot skate park on the Crummer/Case property had already been studied and new analysis would have to be completed if there was a new project proposal.

In response to Councilmember Pierson, City Attorney Hogin stated the amount of environmental review necessary for a modified skate park project depended on what changes were proposed.

Councilmember Pierson expressed concern that the other parcels recently purchased by the City had not been studied. He indicated support for creating a 12,500-square-foot skate park and completing the necessary environmental analysis for an 8,000-square-foot expansion. He suggested considering creating an additional skate park on the Christmas tree lot in the future.

In response to Councilmember Peak, Councilmember Pierson recommended building the temporary skate park to later be converted into parking. He recommended building a 12,500-square-foot permanent skate park as phase one and expanding it an additional 8,000 square feet as phase two with a new EIR.

Mayor Pro Tem Farrer indicated support for Option B for a temporary skate park. She indicated support for building the temporary park to later be converted into parking, building a 12,500-square-foot skate park as phase one and expanding it an additional 8,000 square feet as phase two with a new EIR. She stated it was important to move forward as quickly as possible with a feasible plan.

Councilmember Mullen stated there was funding for the project and an existing EIR that would allow the skate park project to move forward more quickly than any other park design. He recommended waiting to see how the temporary park was used before determining the exact size of a permanent skate park.

Councilmember Peak stated any additional EIR studies should study a larger skate park and the project could be scaled back later.

Councilmember Pierson stated the temporary park would not provide a lot of information on what size and design the permanent park should be because an in-ground concrete park and a flat lot with skate elements were used differently. He stated the skate park was a recreational need in the community because there were no skate spaces in the City.

Community Services Director Bobbett stated the temporary and permanent skate parks would be built and used very differently. He stated the existing EIR studied a 12,500-square-foot skate park, but it was not the exact skate park the City would be building. He stated a significantly larger skate park may require a full review of the EIR.

Councilmember Pierson indicated support for creating a 12,500-square-foot permanent skate park and studying a possible 8,000-square-foot skate park expansion.

In response to Councilmember Peak, Community Services Director Bobbett stated the existing EIR studied closing Winter Mesa Drive, but stated Winter Mesa Drive did not need to be closed for construction of the temporary skate park.

Councilmember Peak recommended authorizing \$300,000 for construction of a temporary skate park.

In response to Councilmember Peak, Community Services Director Bobbett stated staff could use the budget to build the temporary skate park as large as feasible.

Councilmember Pierson stated the temporary skate park would be converted into parking after the permanent skate park was built so the City would not lose the investment in the concrete or asphalt skating pad.

Councilmember Peak stated a community matching fund was unnecessary for the temporary skate park. He recommended researching the environmental review necessary for a 25,000-square-foot skate park.

City Manager Feldman stated a community matching fund would allow the City to accept and hold any funds that anyone wished to donate towards the construction of a skate park. She stated staff had already received a request to use City Hall for an event to raise funding for a skate park.

Councilmember Peak indicated support for: 1) establishing a community-raised matching fund; and 2) authorizing the use of City facilities and staff resources for community fundraising events.

City Manager Feldman suggested Council provide specific direction on a temporary skate park and direct staff to hold a community meeting to receive more feedback on the options for a permanent skate park.

Councilmember Peak indicated support for directing staff to hold a community meeting on a permanent skate park within the next 60 calendar days and bringing an item back to the Council at the first meeting in November 2019.

In response to Councilmember Pierson, Councilmember Peak indicated support

for studying and building a larger skate park instead of doing a two-phase project.

Planning Director Blue stated studying a larger skate park did not take away the option to build a 12,500-square-foot skate park similar to the one studied in the existing EIR.

City Manager Feldman stated additional environmental studies would require funding and staff could bring back cost estimates with the feedback from a community meeting.

In response to Mayor Pro Tem Farrer, City Attorney Hogin stated the Council was considering two separate projects, one for a temporary and one for a permanent skate park. She stated the permanent skate park project still needed additional community input and study. She stated once there was a more complete description of the permanent skate park project, staff would determine what environmental review was necessary and begin the permitting process.

Mayor Pro Tem Farrer expressed concern that trying to build a permanent skate park larger than 12,500 square feet would delay the project indefinitely.

Councilmember Pierson indicated support for holding a community meeting within the next two months to discuss a permanent skate park project.

City Manager Feldman stated staff would work on other elements of the permanent skate park project in conjunction with the community meeting.

In response to Councilmember Pierson, City Manager Feldman stated an item to approve the agreement for design and construction of the temporary skate park would be coming back to Council as soon as possible. She stated the community meeting would only cover items related to the permanent skate park.

Councilmember Peak indicated support for considering building a permanent skate park larger than 12,500 square feet to accommodate all levels of skaters.

Councilmember Peak withdrew his motion.

MOTION Councilmember Peak moved and Councilmember Pierson seconded a motion to: 1) approve the use of the Crummer/Case property for a temporary skate park and associated parking area; 2) approve \$300,000 to be used from the \$1 million Designated Reserve for the Crummer/Case property and appropriate those funds to the Account No. 310-9089 (Temporary Skate Park Project); and 3) authorize the City Manager to release a Request for Proposals/Request for Qualifications (RFP/RFQ) for design and build services of a temporary skate park in conformance with Option B. The motion carried 4-0, Mayor Wagner absent.

MOTION Councilmember Peak moved to: 1) direct staff to hold a community meeting within the next two months on options for a permanent skate park; and 2) bring

back an item by the first meeting in November 2019 to consider the construction of a permanent skate park based on feedback received at the community meeting.

In response to Mayor Pro Tem Farrer, City Attorney Hogin stated the type of environmental review necessary for a larger skate park would be determined once the size and placement of the skate park were selected.

Community Services Director Bobbett stated the specific design elements included in the permanent skate park could be discussed in more detail with the design consultant once the size of the skate park was determined.

Councilmember Peak questioned how many elements could fit in a 12,500-square-foot skate park.

City Attorney Hogin stated the RFP for design could include specific elements in which members of the community had expressed interest.

Councilmember Pierson stated it was important for the design consultant to be given information about the needs of different groups of skaters in the community.

In response to Councilmember Peak, Mr. Patterson indicated support for building a 12,500-square-foot permanent skate park and considering a separate expansion later.

Mayor Pro Tem Farrer indicated support for building a 12,500-square-foot permanent skate park and considering an expansion later.

Councilmember Peak withdrew his motion.

In response to Councilmember Peak, Community Services Director Bobbett stated staff's initial research supported creating a skate park design that included transition style and street style skating elements.

Councilmember Peak stated he had heard support for a combination transition style and street style skate park. He requested staff bring back more information on what an expansion of a 12,500-square-foot skate park would entail.

Councilmember Pierson indicated support for bringing back an item soon with information of the process for an expansion of the skate park.

MOTION

Councilmember Peak moved and Councilmember Pierson seconded motion to: 1) direct staff to bring back an RFP for design for a 12,500-square-foot permanent skate park on the Crummer/Case property; and 2) direct staff to bring back an item for a Phase 2 expansion of the permanent skate park. The question was called and the motion carried 4-0, Mayor Wagner absent.

In response to City Manager Feldman, Councilmember Peak stated a temporary skate park ad hoc committee was unnecessary.

MOTION Councilmember Peak moved and Councilmember Pierson seconded a motion to: 1) establish a community-raised matching fund; and 2) authorize the use of City facilities and staff resources for community fundraising events. The question was called and the motion carried 4-0, Mayor Wagner absent.

ADJOURNMENT

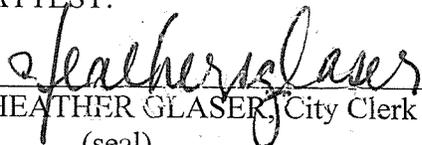
At 6:12 p.m., Mayor Pro Tem Farrer adjourned the meeting.

Approved and adopted by the City Council of the
City of Malibu on September 23, 2019.



KAREN FARRER, Mayor

ATTEST:



HEATHER GLASER, City Clerk
(seal)