

CITY OF HIDDEN HILLS  
REGULAR CITY COUNCIL MEETING

City Hall

Monday, January 23, 2006

***MINUTES***

**CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

A regular meeting of the City Council of the City of Hidden Hills was duly held in the Council Chambers at the City Hall, 6165 Spring Valley Road, Hidden Hills, California 91302 on Monday, January 23, 2006 at the hour of 7:30 p.m. Mayor Ronald Berg called the meeting to order and presided thereover after asking developer Ron Gonen to lead the Council and audience in the Pledge of Allegiance.

**ROLL CALL**

Council:	Mayor Ronald S. Berg Mayor Pro Tem Jim Cohen Council Member Monty E. Fisher Council Member Steve Freedland Council Member Stuart E. Siegel
Staff:	City Attorney Larry Wiener City Engineer Dirk Lovett Building Official Greg Robinson City Manager Cherie L. Paglia
Consultant:	Ken Koch, Impact Sciences

### **APPROVAL OF AGENDA**

Upon MOTION of Council Member Siegel, seconded by Council Member Freedland and unanimously carried, it was resolved that the agenda for the January 23, 2006 regular meeting be approved as submitted.

### **ANNOUNCEMENTS**

Mayor Berg made the following announcements:

Valentine Musicale tickets are on sale beginning Tuesday, 1/24/06, at 9:30 a.m. at the Community Center; they are not available at City Hall.

Congratulations to Mayor Pro Tem Jimmy Cohen and his wife Joanne, who are celebrating their 29<sup>th</sup> wedding anniversary today.

Emergency kits and supplies are currently on display at City Hall; orders will be taken for anything on display through the end of February; prices for the items range from \$8.50 - \$79.95.

### **AUDIENCE**

There were no questions or comments at this time.

### **PRESENTATIONS**

#### **A. To Manny Martinez, Bel Air Patrol**

Mayor Berg stated he was pleased to recognize Manny Martinez from Bel Air Patrol, who went above and beyond to help residents living near the front gate escape their burning home on December 30<sup>th</sup>. Mayor Berg introduced Mr. Martinez and asked him to explain what happened that day. Mr. Martinez said he saw smoke around 7:15 a.m., ran to the house and saw that it was filled with smoke, called 911, and both knocked on the window and then kicked in the door to wake the residents. Mayor Berg thanked Mr. Martinez on behalf of the City and its residents, and presented him with a plaque and dinner gift certificate.

**B. Consideration of Approval of Community Assistance Grant Application from Calabasas High School Grad Nite Committee**

Resident Lisa Moriarity provided the following information:

She is on the Committee to raise funds for the Grad Nite event, which is offered to help keep graduating seniors safe rather than have them at unsupervised parties, drinking, and driving while drinking; this also helps to protect the community; a different location is selected each year, with the attendees being bussed to the surprise location; the location is kept very secure, usually from 10:00 p.m. – 4:00 a.m.

Mayor Berg reported that the application was for \$2000, with approximately \$6000 left in the budget for these types of community grants. He added that in the past, the Council has authorized the expenditure of \$1000 for the event. After Council Members Siegel and Freedland expressed their support for the \$2000 expenditure, Mayor Pro Tem Cohen suggested that \$1000 be approved now, and that Ms. Moriarity return at a later date to request additional funding if it was needed. He was concerned that there was no budget for the event, and also concerned that there was only \$6000 remaining in the City's community grant budget for the rest of the year, for which other requests might be made. Ms. Moriarity stated they did not have an event budget, as the location had not yet been determined, but they would try to work off of the existing budget from last year's event.

As there was no further discussion, upon MOTION of Council Member Siegel and seconded by Council Member Freedland, it was resolved on a 3-2 vote, with Mayor Pro Tem Cohen and Council Member Fisher opposed, to approve a community assistance grant in the amount of \$2000 to the Calabasas High School Grad Nite Committee to help provide a safe and sober graduation party.

**PUBLIC SAFETY**

**A. Los Angeles County Fire Department Reports – November and December**

Community Service Representative Maria Grycan presented the following report:

Chief Lee could not be here due to the La Canada Flintridge fire; they are dealing with red flag weather, for which a warning has been issued until 6:00 p.m. Tuesday; augmented staffing is in place, including two water tenders, one in Malibu and one in Westlake Village, and a strike team staged at Station 125 in Calabasas; a strike team consists of five engines, twenty firefighters and a Battalion Chief; there is also another Battalion Chief for the inland side; during the month of November, there were seven responses, including four EMS calls and three false alarms; there were 83 station inspections and one plan check; CERT training was provided for NEAT members in the City; the Department participated in the Every 15 Minutes Program at Calabasas High School, and offered two station tours for six people; in December, there were four responses, including two EMS calls, one false alarm/good intent call, and one fire on the morning of December 30<sup>th</sup> on Long Valley Road; the fire caused \$800,000 in property damage, and \$200,000 in content damage; the cause is still under investigation, but it has been narrowed to a possible electrical malfunction; there were 34 station inspections, and one plan check; a make-up CERT training class was provided.

As the issue of speed humps has been raised in conjunction with the Lasher Road project, Mayor Berg asked Ms. Grycan what the Department's policy was regarding the installation of speed humps. Ms. Grycan responded as follows:

The Fire Department does not really have a policy, but does not like either speed bumps (which are prohibited except in parking lots) or humps, like those within the City; the Department does not have the final say as to whether or not humps should be installed, but would always wish to go on record as being opposed to them; they wreak havoc on the apparatus and the suspension, they can cause injuries to firefighters, and they delay response times, which is the most significant; engines have to come to almost a complete stop; each hump can cause anywhere from a 10 – 25 second delay, depending on placement.

In response to Council Member Siegel, Ms. Grycan said she believed ambulances, which are more like conventional vehicles, could probably travel over a speed hump faster than an engine; however, paramedics respond in vehicles that also need to slow for the humps.

Mayor Berg informed everyone that copies of the "City of Hidden Hills Speed Hump Policies, Guidelines and Procedures" were available at City Hall.

**B. Los Angeles County Sheriff's Department Reports – November and December**

Mayor Berg mentioned the retirement of Deputy Linda Valentine, after sixteen years of service to the Sheriff's Department, and gave Captain Tom Martin a certificate to be presented to Deputy Valentine on behalf of the City. Captain Martin stated that Deputy Valentine was one of the Detectives at the Station who had worked for all five cities in the area, and that she would be missed. Captain Martin then presented the following report:

There were three false alarms and three Part I crimes during November; one was a theft from an unlocked vehicle in the 5200 block of Round Meadow Road; the second was a grand theft in the 25000 block of Ashley Ridge; during the same time period, the same address reported an identity theft, with a possible linkage to a construction crew working at the house; a vehicle was stolen from the 5600 block of Round Meadow, and recovered in the San Fernando Valley; there seems to be a pattern occurring with the few vehicles that are taken from the City – they are recovered shortly after, in the San Fernando Valley, unmolested (not stripped); this could indicate that the perpetrators perhaps need transportation; the December report also includes statistics for the entire year; the Part I overall crime rate for 2005 declined approximately 28%; during December there were three crimes; one involved a missing person/child endangerment; a vehicle theft occurred in the 24000 block of John Colter, again with the vehicle being recovered shortly after in the San Fernando Valley; a vehicle was burglarized in the 24000 block of John Fremont, with the window being smashed and rented equipment taken; there were six false alarms during December.

Mayor Pro Tem Cohen thought it sounded a little strange that vehicles were being stolen because someone needed a ride. Captain Martin stated the following:

This is something that is not just happening in Hidden Hills; someone visits out in this area without a vehicle; they have enough skills to start a vehicle, or might even find keys innocently left out; generally, they just need a ride; if they are after the vehicle for other motives, the car will either be found stripped or not found at all, as it was shipped overseas.

**C. Discussion Regarding Traffic Congestion at Long Valley Gate**

Mayor Berg began the discussion by stating the following:

This issue was raised at a previous Council meeting and also at the last Community Association Board meeting; he is concerned with the backup at the Long Valley gate in the morning when contractors and workers are waiting to get into the City; they line up

outside the gate, with the line sometimes going all the way around the corner and up to Valley Circle; it is understood that part of that area is not under the jurisdiction of the Sheriff's Department; however, he would like to see enforcement in the area in the City where there are "No Stopping Anytime" signs posted; the backup creates a hazard and blocks traffic from entering the City.

Captain Tom Martin agreed that enforcement could be one element of the resolution of the problem, but as an alternative, vehicles could be prohibited from coming in that gate at certain times; perhaps it would be better if the construction traffic was directed to enter the City at the Burbank gate, which is a much larger road having more space to line up. Mayor Berg reminded everyone that the City does not control the gates, and that type of direction would need to come from the Community Association.

Council Member Siegel commented as follows:

When the Long Valley gate was recently closed, all that morning traffic entered through the Burbank gate, and it was completely unworkable, with very long lines; he would suggest that a handout be prepared to let everyone know that there is more than one gate at which to enter the City; the handout could be provided to anyone coming to the Building Department; some contractors may not know that there are other gates, and by getting that information out, the load at Long Valley might be lightened enough to make a difference; as an example, he fought to add an extra lane, with the use of striping, for a short distance on Round Meadow Road outside the gate; that restriping added space for only two or three more cars, but just that little bit helped; with the handout, there would be no cost involved and no procedures to change – it would just provide information that could prove useful.

Captain Martin thought that was an excellent idea, and that the more information the better. He suggested, as another partial solution, to let those lining up know that if they are illegally stopped or parked, they are subject to citation, and they might want to consider staging themselves somewhere else until the entrance time.

Association Board Member Steve Bond wondered if the contractors and workers could be allowed in before 7:00 a.m. Mayor Berg thought that had been tried at one point, but then people started working before 7:00 a.m.

Council Member Freedland provided the following information:

When he was the Gate Committee Chairmen, they did try letting contractors in earlier, with the idea being to get as many in the City as soon as possible; but once they were in, there was no effective way to stop them from starting work too early; but what did help was to stagger the hours, which is of course under the jurisdiction of the Association; if contractors are allowed into the Long Valley and Round Meadow gates at 7:00 a.m., but allowed to enter at 6:45 a.m. at the Burbank gate, this helps to spread the traffic among all the gates; those who want to enter a little early would figure out very quickly that they should use the Burbank gate, and if they enter at 6:45 a.m., by the time they get where they are going and get ready to work, they really are not starting before 7:00 a.m.; this would require procedural changes and could take some months; he likes what Council Member Siegel suggested, as it can be done immediately and at no cost; perhaps the guards could also have the handout for distribution.

Mr. Bond stated that one benefit of having the contractors use the Burbank gate is that there is no problem with the freeway, so the backed up traffic does not present as much of a hazardous situation.

Council Member Fisher wondered if a temporary sign could be posted at Long Valley suggesting the contractors consider using the Burbank gate, and if they could be given a map so they would know where the gate was. Mayor Pro Tem Cohen thought once they were already at the gate, it was too late for them to read the sign and go to another gate, but he did think it was a good idea for the gate guards to hand out information. Mayor Berg again reminded everyone that the gates were under the jurisdiction of the Association, and that he just raised the issue this evening, when Captain Martin was in attendance, to possibly get some ideas and discuss the issuance of tickets for illegally stopping or parking.

Association Board Member Jill Rosenberg liked Council Member Siegel's idea of a handout, and thought as contractors waited to enter the City, they could be provided with a map by the gate guard. She also pointed out that the Association Board of Directors was trying to disseminate more information to encourage residents to obtain visitor bar codes for their contractors or workers, as the bar codes really speed up entry into the City.

Council Member Freedland had the following additional comments:

He thought that even though the gates fall under the jurisdiction of the Association, something could be done jointly; the Building Inspector could give the information handout to the general contractor when a permit is pulled, and the general contractor could then share the information with his subs; the information sheet could show the location of the Burbank gate, state that it might be easier to enter at that location, and also state that at Burbank there is no risk of the Sheriff issuing citations (except for illegal activity); he thought it was perfectly alright for the City to prepare and hand out an information sheet, as he would consider this a public safety issue.

Association Board President Mitch Jacobs reminded everyone that there are three gates, and that there is no conflict with school traffic at Round Meadow if contractors enter that gate at 6:45 a.m. or 7:00 a.m. Mayor Berg added that entry at the Round Meadow gate, per the posted sign, is restricted just between 7:15 a.m. – 8:15 a.m. Mr. Jacobs did point out that the lines at the Burbank gate when the Long Valley gate was closed were very long.

Council Member Siegel agreed with Mr. Jacobs, and that is why he would like the handout to suggest to contractors that they consider using any of the three gates, rather than directing them to just one gate. Council Member Siegel also thought the earlier suggestion to stagger entry times was a good one, and he also offered to attend a Board or Gate Committee meeting to further discuss this matter.

Per Mr. Jacobs, the Association will work with the City to resolve this issue. In the meantime, the City staff will prepare an information sheet that can be provided to anyone visiting the Building Department.

**PUBLIC HEARING (Continued from 12/12/05 and 1/9/06)**

**Consideration of approval of an application for Vesting Tentative Map 54063 and consideration of certification of the accompanying Environmental Impact Report. Vesting Tentative Map 54063 would subdivide approximately 23 acres of property located generally south of Lasher Road and east of Bridle Trail Road. The property would be**



**subdivided into 11 residential lots clustered around one roadway ending in a cul de sac that would be developed from Lasher Road into the project site.**

**Consideration of Proposed Resolution Entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIDDEN HILLS CERTIFYING THE ENVIRONMENTAL IMPACT REPORT FOR VESTING TENTATIVE MAP 54063 (THE HIDDEN RIDGE PROJECT); MAKING ENVIRONMENTAL FINDINGS PURSUANT TO THE CALIFONRIA ENVIRONMENTAL QUALITY ACT; ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS; AND ADOPTING A MITIGATION MONITORING PROGRAM**

**Consideration of Proposed Resolution Entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIDDEN HILLS CONDITIONALLY APPROVING VESTING TENTATIVE MAP 54063 FOR THE HIDDEN RIDGE PROJECT**

Mayor Berg reminded everyone that the Council held a public hearing for this project on 12/12/05, which was continued to 1/9/06, and again continued to this evening; during the hearings testimony was taken on Vesting Tentative Map 54063 and the final Environmental Impact Report (EIR). Mayor Berg asked if there was anyone who wished to speak at this time.

Association Board President Mitch Jacobs addressed the Council as follows:

The Association Board Members have been working diligently with the developers; at this point, they have worked out most of the annexation agreement, with the major items being done, including an annexation fee; at the end of this week they would hope to provide to the Council and for public review the full agreement with all exhibits; an announcement will be placed in the Round-Up stating when the agreement will be available; hopefully the Board will hold its final hearing on this project on 2/21/06.

George Muhlsten of Latham & Watkins, counsel for the developer, stated the following:

They are very pleased to be here this evening; they have reviewed the conditions and are generally in accord with those conditions; they do have one minor clarification regarding a balcony condition; hopefully that condition can be modified to allow consistency with the new noise condition; with that minor clarification, they would ask the City Council to approve the resolutions and conditions, and certify the EIR.

In response to Council Member Freedland, Mr. Muhlsten stated they have reached an agreement with the Pet Park and have executed or will be executing that agreement with the clarification of one minor exhibit.

City Engineer Dirk Lovett presented the following information:

At the last hearing, the requirement for sound walls was reviewed; staff was directed to revise the conditions, and has done so, to allow for the reduction in size or elimination of sound walls if post grading measurements show the freeway noise does not exceed acceptable levels; the conditions also require screen planting of any sound walls that are required; in relation to the speed hump on Jim Bridger (a resident questioned why a speed hump could not be installed on Lasher, which has conditions very similar to Jim Bridger), that speed hump does not comply with the current speed hump policy, as that section of Jim Bridger is steeper than what is now allowed; the conditions have also been revised to require that the latest noise measurements be included in the post grading evaluations; at the request of one Council Member, staff investigated the need for audible alarms on vehicles when backing; OSHA still requires audible reverse alarms if the vehicle does not have a clear view to the rear, or an observer must be there to direct the vehicle; there are no other options; the revised resolutions, including the revised conditions, are before the Council at this time; staff would recommend that the Council 1) close the public hearing, 2) approve the resolution certifying the EIR, making environmental findings pursuant to the California Environmental Quality Act, adopting a statement of overriding considerations, and adopting a mitigation monitoring program, and 3) approve the resolution conditionally approving Vesting Tentative Map 54063.

In response to Mayor Berg, Mr. Lovett stated that the balcony issue could be discussed at this time. Consultant Ken Koch thought the mitigation measure in question was modified in the final EIR to reflect that monitoring of the site would be tied to post development monitoring.

City Attorney Larry Wiener commented as follows:

The condition in question was not modified at the last meeting; there was a discussion regarding sound walls, and those conditions have been modified; there was also a discussion regarding how to measure noise impacts on the current residents of Hidden Hills, not the future residents when the subdivision is finished; these related conditions were modified in a different manner, but consistent with Council direction; there was a third noise issue which was not discussed in detail, that being a condition that required balconies of future residents to meet a certain noise standard; the developers feel, if he

understands the issue correctly, that the noise standard to be met at the balconies should be the same test as that used for the possible installation of sound walls; the condition proposed in the final EIR did have a different standard – that the noise level at the balconies should be 60 dBA; staff feels, while there is concern regarding the aesthetic impact and utility of the sound walls, that the balconies are different, as they are more sensitive due to the nature of their use; although staff has suggested a different standard, there is no strong feeling by staff – this is a policy consideration for the Council in response to the request by the developers.

In response to Mayor Berg, Mr. Muhlsten stated that condition 11 currently provides that if the noise level at a balcony is 60 CNEL, that balcony must either be moved to another location away from the noise source, or a solid wall must be provided on the balcony. They would like that condition, for consistency, changed to the same standard used for sound walls for the future residents – 5 dBA over the freeway noise; the result would be to treat future residents the same, whether for sound walls or balconies. If it were up to him, Mr. Koch stated he would make the balcony conditions consistent with the noise wall conditions.

Council Member Siegel had some concerns that future residents, and even future Councils and staff, would not be aware of all these conditions; he wondered if there were disclosure requirements, and if so, how they were provided to the residents. Attorney Wiener responded as follows:

Noise measurements will be taken and projections made upon completion of the grading and before construction of the homes, which means within probably twelve months as opposed to five or ten years; one requirement of the conditions is that they be agreed to by the developers and a covenant recorded; any future owners will see the many conditions, most of which will be fulfilled long before there is a subsequent owner other than the current developers; he does feel there is some protection against Council Member Siegel's concerns; if a future homeowner wants a balcony, his choices may be limited; if the noise measurements indicate the noise level on the balcony is in excess of 60 CNEL, the balcony will either need to be moved or enclosed (not with a solid wall, but with something to guard against the noise); he has no recommendation, but would leave that to the City Engineer and environmental consultant.

Mayor Pro Tem Cohen had some concerns about the base measurement for the balcony and how and where it was taken. He was assured by the noise consultant, Amir Yazdaniyaz, that the

consultant used a computer program to project the noise levels to the year 2025, and that there would be no significant difference between a measurement at 5' as opposed to 15' (where the balcony would be).

In response to Mayor Berg, Attorney Wiener stated that if the Council wished to move forward with approval of the resolutions this evening, the approval could be with the understanding that condition 11 would be changed to incorporate the same standard as that already existing in conditions 7, 8, and 9.

Mayor Pro Tem Cohen asked if all sound walls, retaining walls, decorative walls, etc. that might be built in the future by the homeowners could be required to have screen planting. Mr. Lovett explained that the conditions require the screen planting of sound walls and walls fronting the street (if required), but not other retaining or decorative walls built by the homeowners. Both Mayor Berg and Council Member Siegel pointed out that those would be addressed by the Architectural Committee.

As there was no further discussion, Mayor Berg closed the public hearing at 8:27 p.m.

Upon MOTION of Council Member Fisher, seconded by Council Member Siegel and unanimously carried on roll call vote, it was resolved to adopt by title only Resolution No. 778 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIDDEN HILLS CERTIFYING THE ENVIRONMENTAL IMPACT REPORT FOR VESTING TENTATIVE MAP 54063 (THE HIDDEN RIDGE PROJECT); MAKING ENVIRONMENTAL FINDINGS PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS; AND ADOPTING A MITIGATION MONITORING PROGRAM, and to adopt by title only, as amended in relation to condition 11, Resolution No. 779 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF

HIDDEN HILLS CONDITIONALLY APPROVING VESTING TENTATIVE MAP 54063  
FOR THE HIDDEN RIDGE PROJECT.

Mayor Berg stated the following:

He wished to thank the developers and their team, the Council Members, and the City staff for all their efforts and a job well done; the process took a little longer than everyone expected, but he believes from the discussions and questions asked, it is obvious that it was time well spent; the Council wished to fully understand all aspects of the project and make sure the end result was in the best interests of the City and its residents, which he believes it is.

Developer Ron Gonen addressed the Council:

He wished to thank the City Council and staff; being at this a long time gave them the opportunity to get to know the residents, the Council Members, and the City staff members very well; he was impressed with the depth of understanding shown by both the Council Members and staff; he also would finally like to introduce the captain of the ship, his father Eitan Gonen.

Eitan Gonen then expressed his thoughts as follows:

He wished to thank everyone; he has been sitting here for two years watching democracy in action; he is from a democratic country outside the United States, and has worked with other democratic countries in Africa and Europe, but no where else has he experienced pure democracy in action more than here in this room; he would like to commend the Council Members, who take care of their citizens, work entirely on a voluntary basis, take the matters of the City seriously, and take themselves less seriously; they are lucky to be building their project in Hidden Hills, but he also thinks the City is lucky to have this project; the real developer of this project is his son, Ron, of whom he is very proud; Ron has done a good job, and is a very smart, caring, sensitive person who cares about people and the environment; he feels the City could not have a better developer; they are a small family business; he is pledging in his and his son's name, to the Council and to the residents, that they are clean, transparent, and play by the rules, and will continue to do so as they try to make the process as easy as possible for everyone.

**CONSENT CALENDAR**

- A. City Council Minutes – January 9, 2006**
- B. Demand List**
- C. Disbursement List – December**
- D. Financial/Treasurer’s Report – December**

Upon MOTION of Council Member Siegel, seconded by Mayor Pro Tem Cohen and unanimously carried on roll call vote, it was resolved to approve items A, B, C, and D of the consent calendar as submitted.

**MATTERS FROM CITY COUNCIL MEMBERS**

- A. Report from 1/17/06 Hidden Hills Community Association Board of Directors Meeting**

Mayor Berg reported that four of the Council Members attended the meeting out of interest as residents to see what the Association was doing in relation to the Lasher project, with both he and Mayor Pro Tem Cohen speaking during the discussion. Other items were discussed, as shown on the enclosed report, which was received and filed.

- B. Report from 1/17/06 Las Virgenes Malibu Council of Governments (LVMCOG) Meeting**

Council Member Siegel announced that the COG is in the process of evaluating its existence, focus, and goals, so the next COG meeting should be very productive with some very interesting discussions. He added that the new Agoura Hills Mayor, Denis Weber, should be a welcome addition to the COG Board.

**MATTERS FROM STAFF**

- A. City of Calabasas’ Mureau Road Bikeway Gap Closure Project - Update**

The following information was provided by City Engineer Dirk Lovett:

The City just received the final Initial Study and environmental assessment for this project from Calabasas; last October, the Council directed that a letter be sent from the

Mayor to Calabasas requesting that several matters related to this project be addressed – 1) that the through lanes not be narrowed at the Mureau/Round Meadow intersection, 2) that flooding problems near the entrance to Mesivta be addressed, 3) that they look at sight distance limitations at the Mesivta entrance, and 4) that the existing shoulder access not be impacted at the corner of Mureau/Round Meadow; a response letter was received confirming that the 11' through lanes shown on the plans would be increased to 12' lanes, that they would look at the sight limitations, and that the shoulder would not be impacted; the plans that we just received have not been changed to reflect any of the above, although we have been told that these are not the final approved plans, which are still being worked on in conjunction with Los Angeles County; Calabasas has not committed to do anything in relation to the flooding.

Mayor Pro Tem Cohen asked if Calabasas planned to go forward with this project, if so when, and whether or not they had funding for it. Mr. Lovett stated that Calabasas hopes to go forward with the project, but per Robert Yalda, Calabasas Transportation Director, if there is resistance and other issues are raised, it may not happen. Mr. Lovett thought Calabasas had earlier received some type of grant for this project. At the direction of the Council, staff will continue to monitor this proposed project.

**B. Charles Abbott Monthly Report - November**

The report was received and filed.

**CLOSED SESSION**

**CONFERENCE WITH LEGAL COUNSEL**

**Potential Initiation of Litigation Pursuant to Government Code Section 54956.9(c):  
Number of Potential Cases: One**

Upon MOTION of Council Member Freedland, seconded by Council Member Fisher and unanimously carried, it was resolved to adjourn to closed session at 8:41 p.m., at which time Mayor Berg announced that the Council, in closed session, would be addressing the item listed above.

Upon MOTION of Mayor Pro Tem Cohen, seconded by Council Member Fisher and unanimously carried, it was resolved to return to open session at 9:06 p.m., at which time the City Attorney announced that the Council, in closed session, discussed the item listed above, and that no reportable action was taken.

**ADJOURNMENT**

There being no further business to come before the Council, upon MOTION of Council Member Freedland, seconded by Council Member Siegel and unanimously carried, it was resolved to adjourn the regular meeting of January 23, 2006 at 9:07 p.m.

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Ronald S. Berg, Mayor

ATTEST:

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Cherie L. Paglia, City Manager/City Clerk