

LAKE BALBOA NEIGHBORHOOD COUNCIL



Board Meeting Agenda

August 5, 2015

6:30pm - meet and greet

7:00 pm - meeting starts

Gault Street Elementary – Auditorium

17000 Gault St. - Lake Balboa, CA 91406



Neighborhood Council

The public is requested to fill out a **“Speaker Card”** to address the Board on any item of the agenda prior to the Board taking action on an item. Agenda is posted for public review at Ralph’s Market, 17250 Saticoy St.; 17015 Burbank Blvd. As a covered entity under Title II of the Americans with Disabilities Act, the City of Los Angeles does not discriminate on the basis of disability and upon request, will provide reasonable accommodation to ensure equal access to its programs, services, and activities. Sign language interpreters, assistive listening devices, or other auxiliary aids and/or services may be provided upon request. To ensure availability of services, please make your request at least 3 business days (72 hours) prior to the meeting you wish to attend by contacting (213) 978-1551 or toll-free at (866) LA HELPS, or email ncsupport@lacity.org

Welcome - Please Sign In – Refreshments are in the back of the room

1. **Roll Call** **Quorum is 9**
2. **Adoption of the Agenda** August 5, 2015
3. **Approval of Minutes** For June 3, 2015 meeting
4. **Approval of Minutes** For June 13, 2015 Special Meeting
5. **Announcements and Reports: 12minutes** LAPD, Local, City, State and Federal Representatives, Two-minute limit per speaker. Board has discretion to comment or respond.
 - **Senior Lead Officers (SLOs) - Officers Ham/Oliveras**
 - **Councilwoman’s Martinez’s office**
 - **Mayor Garcetti’s office**
 - **Adrin Nazarian’s office**
 - **Robert Hertzberg’s office**
 - **City Attorney’s Office**
6. **Public Comment: 10 minutes** Comments from Public on **Non-Agenda Items**, Issues, Announcements and complaints within the jurisdiction of the Lake Balboa NC. Please fill out a speaker card, time permitting 1-minute limit per speaker, you may be asked to select a spokesperson.
7. **Announcements and Reports:** Committee Chairs and Board Members - Total 24 minutes (2 min each)
 - Ad Hoc Mural
 - Ad Hoc Dog Park
 - Ad Hoc VNY (Van Nuys Airport)
 - Economic Revitalization & Development - ERaD
 - Emergency Preparedness – EP
 - L.A. Budget Representatives
 - Land Use
 - Outreach
 - Safety & Neighborhood Watch
 - Board Members
 - President’s Update:
8. **Discussion and possible action:** Request BONC (Board of Neighborhood Commissioners), DONE (Department of Neighborhood Empowerment) and Mr. Herb Wesson, Chair of Rules, Elections, Intergovernmental Relations, and Neighborhoods Committee to determine how Neighborhood Councils can accept donations – Gravani – **3 MIN**

9. **Discussion and Possible action regarding:** Budget up to **\$6,000** for a 20' Steel Cargo Container for LBNC Emergency Preparedness: -Pruett – **20 MIN**
10. **Discussion and Possible action regarding:** Budget Up to **\$6,000** - Supplies for and Maintenance of the 2 Existing LBNC Emergency Preparedness Bins – Pruett – **10 MIN**
11. **Discussion and Possible action regarding:** Budget Up to **\$3,000** – for CERT (Community Emergency Response Team) Training in Lake Balboa, - Pruett -**5 MIN**
12. **Discussion and Possible action regarding:** Budget Up to **\$2,000** – for Communications Equipment to be used at Emergency Preparedness Bins – Pruett – **5 MIN**
13. **Discussion and Possible action regarding:** Budget Up to **\$1,000** – For Legal Research to challenge bureaucratic overstepping and better establish the decision-making rights of publicly-elected Neighborhood Council Members –Pruett **15 MIN**
14. **Discussion and Possible Funding of Neighborhood Purpose Grant: \$1,000** to Southern California Preparedness Foundation for 9th Annual Disaster Preparedness Fair 2016- Tessier **3 MIN**
15. **Discussion and Possible action regarding:** ZA 2015-1902 – Renewal of Conditional Use Permit for 7117 N. Woodley Ave- Land Use Recommendation: Riley **5 min**
16. **Discussion and Possible action regarding:** 6746 Gaviota Ave Request to subdivide one single family lot into 4 small lot units. Riley **3 Min**
17. **Discussion and possible Outreach funding action for:** \$69/monthly totaling \$840/year to Nationbuilder for LA County database of **24,363 registered Lake Balboa voters.** –Allen **3MIN**
18. **Discussion and Possible Funding of Neighborhood Purpose Grant regarding:** the adoption of LA Fire Station 100 and provide **\$500 annually** to The Los Angeles Fire Department Foundation, Federal Tax ID 27-2007326- (www.supportlafd.org) Stein **5MIN**
19. **Discussion and possible Outreach funding action for:** up to **\$2,000** for Walking Man for printing and distribution of LBNC Sept/Oct newsletter – Nelson **3MIN**
20. **Discussion and possible Outreach funding action for:** up to **\$2,500** for materials and supplies for continuation of Mural on Haskell by Levi Ponce and/or Local School - Nelson. **5MIN**
21. **Discussion and possible action:** Select an Ad-hoc committee to discuss pro/con of having LBNC elections every 4 years vs every 2 and bring their recommendations forward for October 7, 2015 Board Meeting. – Gravani **3MIN**
22. **Treasurer's Report: 3minutes** – Schwering_ Review and request for adoption of the Monthly Expenditure Report (MER) for June 2015
23. **Treasurer's Report: 3minutes** – Schwering_ Review and request for adoption of the Monthly Expenditure Report (MER) for July 2015

Consensus Vote on Items 24-31 - Does anyone need further explanation on what these items are for?
I move that funding items 24-31 be approved as stated – Gravani – 2MIN

24. **FUNDING:** Category 200 - Outreach Expense -**\$250/month** x 11 months = **\$2,750** for ongoing website hosting & maintenance to **Aaron DeVandry** LBNC Webmaster. (July payment was authorized at June meeting)
25. **FUNDING:** Category 200 -Outreach Expense –up to **\$25/month** x 5 committees (EP, ERaD, Land Use, Safety, Outreach) for monthly e-blasts for committee meetings (or up to **\$1,500** for fiscal year total)
26. **FUNDING:** Category 200 - Outreach Expense – up to **\$50/month** x 10 meetings for LBNC meeting refreshments (or up to **\$500** for fiscal year total) Prior approval 9/3/14
27. **FUNDING:** Category 100 -Operational Expense – Up to **\$10/month** (or up to **\$120** for fiscal year total) to **U.S.P.S** for ongoing postage and mailing costs. – Prior approval 9/3/14 –
28. **FUNDING:** Category 200 – Outreach Expense – up to **\$25/month** x 4 committees (ERaD, Land Use, Safety, Outreach) (or up to **\$1200** for 12 meetings during fiscal year) for ongoing meeting refreshments
29. **FUNDING:** Category 200 – Outreach Expense – up to **\$30/month** x 1 committees (EP) (or up to **\$360** for 12 meetings during fiscal year) for ongoing meeting refreshments Prior approval 2/4/15
30. **FUNDING:** Category 100 -Operational Expense – Up to **\$30/monthx 11** (or up to **\$330** for fiscal year total) for printing of LBNC documents & monthly reports Prior approval 9/3/14

31. **FUNDING:** Category 100 –Operational Expense –up to **\$10/month** x 1 committee (EP) (or up to **\$120** for fiscal year total) for ongoing meeting printing Prior approval 2/4/15
32. Adjournment.

**Next Regular Meeting of the
Lake Balboa Neighborhood Council
Wednesday September 2, 2015 at 7:00 PM**

Please be advised that the Bylaws of the Lake Balboa Neighborhood Council provide a process for reconsideration of actions, as well as a grievance procedure. For your convenience, the Bylaws are available on our website: www.LakeBalboaNC.org.

"In compliance with Government Code section 54957.5, non-exempt writings that are distributed to a majority or all of the board in advance of a meeting, may be viewed at our website by clicking on the following link: www.lakebalboanc.org, or at the scheduled meeting. In addition, if you would like a copy of any record related to an item on the agenda, please contact ruth@lakebalboanc.org our current secretary.

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**Lake Balboa Neighborhood Council
P.O. Box 7720, Lake Balboa, CA 91409 -- Voicemail (818) 779-9026
Visit our website: www.LakeBalboaNC.org
ALL MEETINGS ARE OPEN TO THE PUBLIC
PLEASE HELP US KEEP LAKE BALBOA A
SAFE, FUN, GROWING COMMUNITY**

Lake Balboa Neighborhood Council Members are
ELECTED UNPAID VOLUNTEERS
Trying to keep our community the best it can be.

We can use your talents !



Lake Balboa Neighborhood Council – COMMITTEES

Economic Revitalization & Development (ERaD) – 1ST Monday of the Month – 7pm **7100
Hayvenhurst Downstairs meeting room – Chair natalie@lakebalboanc.org

Recreation and Parks – To be determined

Emergency Preparedness – 2nd Saturday of the Month 9am – *Flyaway Bus Terminal 2nd floor
meeting room – Co-chairs Lindap@lakebalboanc.org or brian@lakebalboanc.org

Amateur Radio Check-in – Every Sunday 9am – Simplex 145.570
If busy, go down by 10's to 145.530 – NO FURTHER – Dan Tomlinson KI6YOW@gmail.com

Land Use – 3rd Monday of the Month 7pm– *Flyaway Bus Terminal 2nd Floor meeting room
Chair - Thomas@lakebalboanc.org

Safety & Neighborhood Watch– 3rd Saturday, 10am - *Flyaway Bus Terminal 2nd floor
meeting room - Chair – jamesb@lakebalboanc.org

Outreach - 4th Tuesday of the Month 7pm- *Flyaway Bus Terminal 2nd Floor meeting room
Chair allen@lakebalboanc.org

Community Police Advisory Board – CPAB – 630pm – 2nd Wednesday of month at West Valley Police
Department – 19020 Vanowen St, Reseda CA 91335

Van Nuys Airport - Citizens Advisory Commission – CAC - 7pm 1st Tuesday of month at *Flyaway

***The Flyaway Bus Terminal** – Community Meeting Room, Second Floor
GO INSIDE – take elevator at north end of the building to 2nd floor – turn right to the end of the hall
7610 Woodley Avenue (NE Corner of Satcoy and Woodley) Van Nuys, CA 91406
PARK FREE out front in the spaces closest to Woodley Avenue

****7100 Hayvenhurst** – Enter building via the doors facing the parking lot, take right side elevator down to
lower floor, or take the stairs down to the meeting room

Los Angeles Times

Coming to the aid of good Samaritans

A proposed law would give legal cover to passersby who help out in an emergency.

March 04, 2009

Coming to the rescue of so-called good Samaritans, new state legislation would give much-needed legal protection to passersby who help in an emergency.

In the final days of 2008, the California Supreme Court ruled against a woman, Lisa Torti, who pulled a co-worker from a car after an accident. The injured woman, Alexandra Van Horn, was left a paraplegic and claimed that Torti's actions were to blame. Torti countered that she was covered by the state's good-Samaritan law, which shields from liability anyone "who in good faith, and not for compensation, renders emergency care at the scene of an emergency."

The court's majority responded with a puzzling reading of the state and concluded that the law covers only medical care, not rescue. An amateur do-gooder could, for example, be found liable for accidentally breaking a man's leg while pulling him from a burning building, but not for botching the job of treating the broken limb. The situation clearly calls for legislative intervention, and Assemblyman Mike Feuer (D-Los Angeles) provides it with AB 83. The bill would extend good-Samaritan protection to rescuers, though not in cases of gross negligence or willful misconduct. It also would slightly weaken existing protections for medical aid by applying the same exceptions.

Had this law been in place at the time, Torti's actions might still have been subject to liability. Pulling Van Horn from the vehicle may have been a terrible mistake. Emergency protocol is to avoid moving accident victims -- in order to prevent spinal damage -- unless there is imminent danger from, say, a car fire. (Torti said she feared the car would explode.) Considering that both women reportedly had been out partying beforehand, issues of impaired judgment might be raised as well. But the standard for a

finding of gross negligence is high enough -- the action must violate accepted ideas of reasonable behavior -- that most errors by a well-meaning person would be protected. That's important, because amateurs do make mistakes, sometimes stupid or harmful mistakes, and yet most of the time their well-intentioned intervention is helpful.

A majority of states have "good Sam" laws that exempt gross negligence or misconduct from protection, but there aren't enough statistics to know whether such wording has discouraged any would-be helpers. Luckily for our society, most people act on the instinct to help without worrying about the fine points of the law. The main issue is that after the Supreme Court ruling, Californians were left with a loud message that their heroism might backfire. Feuer's legislation would send a new message: that random acts of kindness are encouraged and protected.



California

LEGISLATIVE INFORMATION

AB-83 Torts: personal liability immunity. (2009-2010)

Assembly Bill No. 83

CHAPTER 77

An act to amend Section 1799.102 of the Health and Safety Code, relating to personal liability, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor August 05, 2009. Filed with Secretary of State
August 06, 2009.]

LEGISLATIVE COUNSEL'S DIGEST

AB 83, Feuer. Torts: personal liability immunity.

Existing law provides that any person who in good faith, and not for compensation, renders emergency medical care at the scene of an emergency shall not be liable for any civil damages resulting from any act or omission.

This bill would instead provide that medical, law enforcement, and emergency personnel who in good faith, and not for compensation, render emergency medical or nonmedical care at the scene of an emergency shall not be liable for any civil damages resulting from any act or omission.

This bill would also provide that any person, not including medical, law enforcement, and emergency personnel, who in good faith, and not for compensation, renders emergency medical or nonmedical care or assistance at the scene of an emergency shall not be liable for any civil damages resulting from any act or omission, as long as that act or omission does not constitute gross negligence or willful or wanton misconduct.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: 2/3 Appropriation: no Fiscal Committee: no Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 1799.102 of the Health and Safety Code is amended to read:

1799.102. (a) No person who in good faith, and not for compensation, renders emergency medical or nonmedical care at the scene of an emergency shall be liable for any civil damages resulting from any act or omission. The scene of an emergency shall not include emergency departments and other places where medical care is usually offered. This subdivision applies only to the medical, law enforcement, and emergency personnel specified in this chapter.

(b) (1) It is the intent of the Legislature to encourage other individuals to volunteer, without compensation, to assist others in need during an emergency, while ensuring that those volunteers who provide care or assistance act responsibly.

(2) Except for those persons specified in subdivision (a), no person who in good faith, and not for compensation, renders emergency medical or nonmedical care or assistance at the scene of an emergency shall be liable for civil damages resulting from any act or omission other than an act or omission constituting gross negligence or willful or wanton misconduct. The scene of an emergency shall not include emergency departments and other places where medical care is usually offered. This subdivision shall not be construed to

alter existing protections from liability for licensed medical or other personnel specified in subdivision (a) or any other law.

(c) Nothing in this section shall be construed to change any existing legal duties or obligations, nor does anything in this section in any way affect the provisions in Section 1714.5 of the Civil Code, as proposed to be amended by Senate Bill 39 of the 2009–10 Regular Session of the Legislature.

(d) The amendments to this section made by the act adding subdivisions (b) and (c) shall apply exclusively to any legal action filed on or after the effective date of that act.

SEC. 2. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

Because the state has long encouraged Californians to assist others facing danger in an emergency, and the ability to do so without fear of potential suit has been thrown into question by the recent California Supreme Court decision of *Van Horn v. Watson*, (2008) 45 Cal.4th 322, decided on December 18, 2008, this legislation clarifying the intent of the Legislature needs to go into effect immediately so as to avoid any confusion in this important area of the law.