



LAKE BALBOA NEIGHBORHOOD COUNCIL



Special
Joint Meeting of LBNC Board
&

LAND USE COMMITTEE

MONDAY, February 20, 2023 **CORRECTION**

Meeting Starts @ 7:00 PM
Via ZOOM Conference Call
This meeting will be recorded

ZOOM MEETING ONLINE: <https://us02web.zoom.us/j/94248689917>

OR BY TELEPHONE

DIAL (669) 900-6833 to join the Meeting ID: 94248689917

AGENDA

In conformity with the September 16, 2021 enactment of California Assembly Bill 361 and due to concerns over Covid-19, the Lake Balboa Neighborhood Council meeting will be conducted entirely with a call-in option or internet based service option.

PUBLIC INPUT:

On phone: Every person wishing to address the Board must dial *9, when prompted by the presiding officer, to address the Board on any agenda item BEFORE the Board takes action on the item. You can mute/unmute by pressing *6

On webinar: Every person wishing to address the Board must "raise their hand" when prompted by the presiding officer, to address the Board on any agenda item BEFORE the Board takes action on the item. The CHAT function has been disconnected, please raise your hand. Everyone is muted until recognized.

Comments from the public on other matters NOT appearing on the agenda that are within the Board's jurisdiction will be heard during the Public Comment period.

AB 361 Updates: Public comment cannot be required to be submitted in advance of the meeting, only real-time public comment is required. If there are any broadcasting interruptions that prevent the public from observing or hearing the meeting, the meeting must be recessed or adjourned. If members of the public are unable to provide public comment or be heard due to issues within the Neighborhood Council's control, the meeting must be recessed or adjourned.

Notice to Paid Representatives: If you are compensated to monitor, attend, or speak at this meeting, City law may require you to register as a lobbyist and report your activity. See Los Angeles Municipal Code 48.01 et seq. More information is available at <https://ethics.lacity.org/lobbying/>. For assistance, please contact the Ethics Commission at (213) 978-1960 or ethics.commission@lacity.org

Committee voting members: Gwendolyn Flynn, Jim Stein, Danica Middleton

1. WELCOME
2. Roll Call
3. Poll Committee members for completion of mandatory Land Use Training
4. Discussion and possible action to adopt the Feb 20, 2023 Agenda
5. Discussion and possible action regarding the approval of the January 16, 2023 Land Use meeting minutes
6. Discussion and possible action regarding **FCPC-2022-4641-AC-HD-CU-BL-SPR 839-6845 N. Woodley Ave.** The proposed building is a three story, 80,000 foot self storage and truck rental facility. Presented by **Johnathan Razbannia, of JMR Land Use Consultants** 818-201-0441
7. Discussion and possible action regarding **proposed 10 small-lot subdivision (townhomes) 6435 & 6439 Woodley** Presented by **Dani Eshed of ESHED Architects** 323-334-7633
8. Discussion and possible action regarding CF22-0560 – Municipal Lobbying Ordinance (MLO) see attached
9. Public Comment: **PLEASE ADVISE THE NEIGHBORHOOD COUNCIL IF YOU ARE A REGISTERED LOBBYIST.** **PLEASE ADVISE THE NEIGHBORHOOD COUNCIL IF YOU ARE AN LBNC STAKEHOLDER.** Comments from the Public on Non-Agenda items, Issues, Announcements and Complaints within the jurisdiction of the Lake Balboa NC. **You have 2 minutes per speaker.** The State of California's Brown Act **prevents the board from discussing** your comments.
10. Adjourn

Agenda is posted for public review at Ralph's Market, 17250 Saticoy St.

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 email ncsupport@lacity.org

***PUBLIC ACCESS OF RECORDS** – 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: 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 see our website: www.lakebalboanc.org

LAKE BALBOA NEIGHBORHOOD COUNCIL



SPECIAL
Joint Meeting of LBNC Board
&
Land Use Committee
Correction January 16, 2023
Meeting Starts 7:00 PM
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Neighborhood Council

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AGENDA

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. 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. This is a joint meeting of Land Use Committee and LBNC Board. 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 (818) 374-9898 or (213) 978-1551 or toll-free at (866) LA HELPS, or email NCsupport@LAcity.org.

IN CONFORMITY WITH THE SEPTEMBER 16, 2021 ENACTMENT OF CALIFORNIA ASSEMBLY BILL 361 AND DUE TO CONCERNS OVER COVID-19, THE LAKE BALBOA NEIGHBORHOOD COUNCIL MEETING WILL BE CONDUCTED ENTIRELY WITH A CALL-IN OPTION OR INTERNET BASED SERVICE OPTION.

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Voting members: Gwendolyn Flynn, Karen Schatz, Jim Stein, Danica Middleton,

1. WELCOME – Meeting started at 707pm and was recorded
2. Roll Call Gwen Flynn, Jim Stein, Danica Middleton – Have quorum (Allen Nelson resigned)
3. Poll committee members for mandatory training, Gwen, Jim, Danica.
4. Discussion and possible action regarding 16949-16955 W. Sherman Way
111 Unit Mixed-use Project (Previous Sizzler Restaurant)
Presentation by Eric Lieberman QES, Inc
Mr. Lieberman identified himself as a lobbyist
Screen shared the proposed plan
Some concerns:
Traffic into the community of single family homes and traffic hazard onto Sherman Was east.
Privacy of SFR on Cantlay from upper floors
Possible Senior Building, less traffic/cars
Any other 4 story buildings in the area?
Public Hearings will be in about 3 months.
5. **Public Comment:** Comments from Public on Non-Agenda Items and Issues, Announcements, and complaints within the jurisdiction of the Lake Balboa NC, is limited to two-minute limit per speaker. Board has discretion to comment or not respond.
None
6. Adjournment with a THANK YOU to board members for their participation.

Next Meeting of the Lake Balboa Land Use Committee
To be determined

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 mary@lakebalboanc.org our current secretary.

Lake Balboa Neighborhood Council
P.O. Box 7720, Lake Balboa, CA 91409 -- Voicemail (818) 779-9026
Visit our website Lake Balboa Land Use Meeting
www.LakeBalboaNC.org.

AD HOC COMMITTEE ON CITY GOVERNANCE REFORM REPORT relative to the City's lobbying law and updates to the Municipal Lobbying Ordinance.

Recommendations for Council action:

1. ADOPT the recommendations in the Report from the City Ethics Commission dated May 5, 2022, and request that the City Attorney prepare and present an Ordinance codifying changes to the Municipal Lobbying Ordinance (MLO), with the following changes:

- a. Amend proposed Los Angeles Municipal Code (LAMC) Section (§) 48.01(E) to clarify that a "proposed or pending matter of municipal legislation" includes matters without a Council file or official report that are newly raised by lobbying entities or their clients.

- b. Amend proposed LAMC § 48.03(C) as follows:

"C." A person performing pursuant to ~~an agency contract~~ a contract with a City agency unless seeking a change in law, regulation, or policy. For purposes of this section, a written response to a written request from an agency, pursuant to an agency contract, directed individually to a contracted party for information, input, or feedback shall not constitute a communication involving a potential change in law, regulation, or policy.

- c. Amend proposed LAMC § 48.03(E) as follows:

"E." An organization that is exempt from federal taxation pursuant to Section 501(c)3 of the Internal Revenue Code whose most recent federal tax filing included an IRS Form 990-N or an IRS Form 990-EZ, or an organization whose next federal tax filing is reasonably likely to include an IRS Form 990-N or an IRS Form 990-EZ. ~~when either of the following applies:~~

~~"1." The organization was created primarily to provide food, clothing, shelter, child care, health care, legal services, vocational services, relief, or other similar assistance to disadvantaged people at a significantly below market rate.~~

~~"2." A 501(c)(3) organization is exempt from regulation under the MLO if it had gross receipts of less than \$2 million in the previous tax year.~~

- d. Amend the Governmental Ethics Ordinance §49.5.2 as follows:

"J." "Restricted source" means the following:

"1." For elected City officers, a restricted source is the following:

"a." A person who registers or is required to register as a lobbying entity under Section 48.07 ~~or is a client, as defined in Section 48.02.~~

"2." For all other City officials, a restricted source is the following:

"a." A person who seeks to influence decisions of the City official's agency and registers or is required to register as a lobbying entity under Section 48.07 ~~or is a client, as defined in Section 48.02;~~

- e. Amend LAMC § 48.05 to require lobbying records to be maintained for at least five years.
 - f. Amend LAMC § 48.11 to require lobbyists to disclose that they are lobbyists and the name of their client *whenever they give public comment or make a presentation on behalf of a client in any meeting subject to the Brown Act* or communicate in writing on behalf of a client with City personnel.
 - g. Amend LAMC § 48.12 and the Administrative Code throughout to change the City Ethics Commission's criminal, civil, and administrative statute of limitations from four to five years.
 - h. Add a new requirement that prohibits lobbying entities from delivering or bundling campaign contributions for City candidates and officeholders, modeled after San Francisco's 2016 law.
2. REQUEST the City Ethics Commission, with assistance of the City Attorney, to report on a broader set of disclosure requirements for any individual or organization, whether or not a registered lobbyist, when that individual or organization is being compensated for making a presentation or offering public comment at any meeting subject to the Brown Act.
3. REQUEST the City Attorney, with the assistance of the City Ethics Commission, to make any technical changes or adjustments to the above instructions to effectuate the intent of these instructions.

Fiscal Impact Statement: None submitted by the City Ethics Commission. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: Yes

For:

- Sun Valley Area Neighborhood Council
- Winnetka Neighborhood Council
- West Adams Neighborhood Council
- Silver Lake Neighborhood Council
- NC Valley Village
- Bel Air-Beverly Crest Neighborhood Council
- Central San Pedro Neighborhood Council
- Greater Toluca Lake Neighborhood Council
- Voices of 90037
- Sunland-Tujunga Neighborhood Council
- West Los Angeles Neighborhood Council
- Historic Highland Park Neighborhood Council
- Lake Balboa Neighborhood Council
- North Hills West Neighborhood Council
- United Neighborhoods Neighborhood Council
- North Westwood Neighborhood Council
- Eagle Rock Neighborhood Council
- Hermon
- Sherman Oaks NC
- Palms Neighborhood Council
- Studio City Neighborhood Council
- Westside Neighborhood Council
- Rampart Village
- Woodland Hills-Warner Center
- Hollywood United Neighborhood Council
- Encino Neighborhood Council
- Northridge East Neighborhood Council
- Granada Hills North Neighborhood Council

For, if Amended:

- Greater Wilshire Neighborhood Council
- Palms Neighborhood Council
- Greater Toluca Lake Neighborhood Council
- Mid City WEST Neighborhood Council
- Harbor Gateway North Neighborhood Council
- PICO Neighborhood Council
- Glassell Park Neighborhood Council
- Central Hollywood Neighborhood Council
- Westside Neighborhood Council
- Tarzana Neighborhood Council
- Echo Park Neighborhood Council

South Robertson Neighborhood Council
Harbor City
NoHo Neighborhood Council
Mid-City Neighborhood Council
Reseda Neighborhood Council
Van Nuys Neighborhood Council

(Rules, Elections, and Intergovernmental Relations Committee waived consideration of the above matter)

SUMMARY

At the special meeting held on February 6, 2023, your Ad Hoc Committee on City Governance Reform considered a Motion (Raman – Bonin) relative to the City's lobbying law, and a City Ethics Commission Report dated May 5, 2022 relative to updates to the Municipal Lobbying Ordinance.

After an opportunity for public comment was held, the Committee recommended that Council approve the recommendations as amended, as stated above. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

AD HOC COMMITTEE ON CITY GOVERNANCE REFORM

<u>MEMBER</u>	<u>VOTE</u>
KREKORIAN:	YES
RAMAN:	YES
BLUMENFIELD:	YES
HARRIS-DAWSON:	YES
HUTT:	ABSENT
HERNANDEZ:	YES
PARK:	YES

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-NOT OFFICIAL UNTIL COUNCIL ACTS-

10 am Feb 15th City Council. - MLO Talking Points

- [Agenda](#)
- [Council File](#)
 - Submit [Written Comment](#)
- CM Raman [Motion](#)
- Ethics [Report](#)
- Good Gov [Memo](#)

Public Comment Instructions

- Call 1-669-254-5252 and use Meeting ID No. 160 535 8466, & then press #
- Press # again when prompted for participant ID.
 - Once admitted into the meeting press *9 to speak
 - (Note: Our council is not known for showing up on time. The meeting might not begin until 5-10 minutes after 10 am, and Zoom might dump you from the waiting room forcing you to dial back in.)
- When it is your turn to speak an automated voice will ask you to unmute by pressing *6.
 - If you do not unmute the clerk will read the last four digits of your phone number and ask you to press *6.
- State your name, and the item (#13 for the MLO and general public comment) you would like to speak on.
 - You will have two minutes to speak on this item.

Municipal Lobbying Ordinance Talking Points

>>>>>Thank Councilmembers Raman and Krekorian for their leadership on the lobbying ordinance.

- The lobbying ordinance died twice without a hearing and has not been comprehensively updated in nearly 30 years.

>>>>>We can't afford to close loopholes while creating new ones.

- Lowering the non profit exemption ensures we don't invite special interests to create nonprofit front groups where they can avoid regulation.
 - Many businesses, chambers of commerce, and 501c4s already have affiliated or fiscally sponsored 501c3s.
 - 42 Neighborhood Councils have submitted community impact statements to the council file on this item, and 32 of them specifically expressed opposition to the ethics commission's \$2mil exemption.
- Business Improvement Districts should not be exempted from the Lobbying Ordinance.

- BIDs are not representative of the community, they were created with the specific purpose of representing a special interest group: property owners and merchants.
- BIDs weigh in on a lot more than the delivery of municipal services. They seek policy change, zoning changes, approval of permits/entitlements, and reauthorization of their BIDs.

>>>>Close the fundraising loophole

- Our city currently prohibits lobbyists from contributing directly to city candidates/officials, but that means little when they are able to organize fundraisers, deliver/bundle contributions, and their spouses are able to contribute w/o restriction.
- The city has a strong argument for restricting lobbyist fundraising.
 - A lobbyist's fundraising was key to Councilmember Huizar's CD 14-enterprise, and both that lobbyist and Huizar have pled guilty for their corruption.