

CITY OF LOS ANGELES

CALIFORNIA



CANOGA PARK NEIGHBORHOOD COUNCIL OFFICERS

CORINNE HO
PRESIDENT

RON CLARY
VICE-PRESIDENT

BILL RATNER
SECRETARY

MICHELLE MIRANDA
TREASURER

CANOGA PARK NEIGHBORHOOD COUNCIL

7248 OWENSMOUTH AVE.
CANOGA PARK, CA 91304

Website: www.canogaparknc.org

CANOGA PARK NEIGHBORHOOD COUNCIL BOARD MEETING MINUTES

July 23 – 7:00 PM

Canoga Park Community Center
7248 Owensmouth Avenue
Canoga Park, CA 91303

The public is requested to fill out a “**Speaker Card**” to address the Board on any agenda item before the Board takes an action. Public comment is limited to 3 minutes per speaker, but the Board has the discretion to modify the amount of time for any speaker.

The public may comment on a specific item listed on this agenda when the Board considers that item. When the Board considers the agenda item entitled “Public Comments,” the public has the right to comment on any matter that is within the Board’s jurisdiction. In addition, the members of the public may request and receive copies without undue delay of any documents that are distributed to the Board, unless there is a specific exemption under the Public Records Act that prevents the disclosure of the record. (Govt. Code § 54957.5)

The Canoga Park Neighborhood Council (CPNC) holds its regular meetings on the 4th Wednesday of every month and may also call any additional required special meetings in accordance with its By-Laws and the Brown Act. The agenda for the regular and special meetings is posted for public review at The Canoga Park/West Hills Chamber of Commerce, 7248 Owensmouth Ave. and the Canoga Park Library 20939 Sherman Way.

The Canoga Park Neighborhood As 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 prior to the meeting you wish to attend by contacting the Department of Neighborhood Empowerment at (213) 978-1551 or e-mail NCsupport@lacity.org.

SI REQUIERE SERVICIOS DE TRADUCCION, FAVOR DE NOTIFICAR A LA OFICINA 3 dias de trabajo (72 horas) ANTES DEL EVENTO. SI NECESITA AYUDA CON ESTA AGENDA, POR FAVOR LLAME A NUESTRA OFICINA AL (213) 485-1360 oro e-mail NCsupport@lacity.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 7248 Owensmouth Avenue, Canoga Park, CA 91304 or at our website: www.canogaparknc.org by clicking on the link provided on the Home Page, 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 the CPNC Secretary at (818) 414-2700.

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Traducciones a través de Google Translate

CONCILIO DEL BARRIO DE CANOGA PARK

ACTA REUNIÓN de

July 23 – 7:00 PM

Canoga Park Community Center

7248 Owensmouth Avenue

Canoga Park, CA 91303

Se pide al público que llene una "tarjeta de altavoz" para hacer frente a la Junta sobre cualquier tema del programa antes de la Junta tome una acción. Los comentarios del público se limita a 3 minutos por persona, pero la Junta tiene la facultad de modificar la cantidad de tiempo para cualquier persona.

El público puede opinar sobre un tema específico que aparece en la agenda cuando el Concilio considere el tema. Cuando el Concilio considere el tema del programa titulado "Comentarios Públicos," el público tiene derecho a opinar sobre cualquier asunto que sea de la competencia de la Junta. Además, los miembros del público puedan solicitar y recibir copias de los documentos que se distribuyen en la Junta, a menos que exista una extensión específica bajo la Ley de Registros Públicos que impide la divulgación de la grabación. (Gobierno Code § 54957.5)

El Concilio del Barrio de Canoga Park (CPNC) siglas en ingles, hacen sus reuniones regularmente en el cuarto miércoles de cada mes y también podrá convocar a las reuniones especiales adicionales necesarias, de conformidad con los Estatutos y la Ley Brown. El orden del día de las sesiones ordinarias y extraordinarias se publica para la revisión pública en: The Canoga Park/West Hills Chamber of Commerce, 7248 Owensmouth Ave. y Canoga Park Library 20939 Sherman Way.

El Barrio Canoga Park Como entidad está cubierta bajo el Título II de la Ley de Estadounidenses con Discapacidades, la Ciudad de Los Ángeles, no discrimina por motivos de discapacidad y previa petición, proporcionará ajustes razonables para asegurar la igualdad de acceso a sus programas, servicios y actividades. Con intérpretes, dispositivos de asistencia auditiva, u otras ayudas auxiliares y / o servicios se pueden proporcionarlo si lo pide. Para asegurar la disponibilidad de los servicios, por favor haga su pedido por lo menos 3 días hábiles antes de la reunión a la que desea asistir poniéndose en contacto con el Departamento de Fortalecimiento de la Comunidad al (213) 978-1551 o por e-mail NCsupport@lacity.org.

SI REQUIERE SERVICIOS DE TRADUCCION CON LA AGENDA Y DURANTE LA JUNTA, FAVOR DE NOTIFICAR A LA OFICINA 3 días hábiles (72 horas) ANTES DE LA JUNTA. POR FAVOR LLAME A NUESTRA OFICINA AL (213) 485-1360 o correo electrónico NCsupport@lacity.org.

En cumplimiento con la sección 54957.5 del Código de Gobierno, los anuncios que se distribuyen durante o antes de una reunión, se pueden ver en 7248 Owensmouth Avenue, Canoga Park, CA 91304 o en nuestra página web: www.canogaparknc.org cliqueando en el enlace que aparece en la página principal, o en la reunión programada. Además, si usted desea una copia de cualquier documento relacionado con un tema en el programa, por favor póngase en contacto con el Secretario CPNC al (818) 414-2700.

Agenda:

1. Meeting Called to Order at 7:05PM.
2. Roll Call and Declaration of a Quorum:
 - a. Board Members Present: (Alphabetical Order) Jovan Avalos, Ron Clary, Quincy Clemons, Kyra Edrington, Corrine Ho, Jessica Irias, Terrance Jakubowski, Mary Paterson, Bill Ratner, Paul Shafit, James Sweet, Bobbi Trantafello,
 - b. Board Members Absent: Avi Feinstein,
 - c. Board Members Excused: Michelle Miranda,
 - d. A quorum of 13 Board not being present, a quorum present could not be declared.
3. Pledge of Allegiance led by Corinne Ho.
4. Opening Statement by CPNC Chair
 - a. General comments of welcome to the CPNC Board Members, City Representatives and Stakeholders,
 - b. Reviewed the first ten years of NCs in the City of Los Angeles, their functions and missions,
 - c. Reviewed accomplishments to date of the CPNC,
 - d. Addressed Land Use Issues before the Board,
 - e. Introduction of CPNC Board Members present was made,
 - f. Santa Susana Field Laboratory Clean-up Project was reviewed and why this issue is important.
 - g. Approval of Minutes:
 - i. **Motion:** Review and possible approval of CPNC Board Meeting 25 June 2014. Without a quorum present, item was tabled to next Special or Regular CPNC Board Meeting.
- **Motion Tabled as no quorum was in place.**
 - ii. **Motion:** Review and possible approval of CPNC Special Board Meeting 25 June 2014. Without a quorum present, item was tabled to next Special or Regular CPNC Board Meeting.
- **Motion Tabled as no quorum was in place.**
5. Reports of Elected Officials and City Government Representatives for which comments are limited to 3 to 5 minutes.
 - a. Rosalba Gonzalez, representing Senator Fran Pavley, Senate District 27 presented a legislative update as follows:
 - i. California State Budget passed recently and although “we” did well, Medical will be revisited for improvements to the current budget position,
 - ii. The overall health of the State of California is good and improving,
 - iii. The State’s biggest issue is water, its supply, policies and conservation during the current drought. This is causing a re-look at the 2000 Water Board for a more regionalized solution.
 - iv. The Santa Susana Field Project Clean-up continues to need further dialogue and previous agreements need to be honored.
 - b. Jenny Portillo (818) 774-4330 (E-mail:jenny.m.portillo@lacity.org) representing Councilman Blumenfield’s Office presented general comments regarding:
 - i. The City of Los Angeles has a budget for the fiscal year with 165 new Firemen and a new Fire Chief Ralph M. Terrazas,
 - ii. New materials are being tested for use in repairing LA City Streets that should enable repairs to last longer,
 - iii. DWP is undertaking to address their case load for reports of overcharging,
 - iv. Tuesday, August 5th is National Night Out from 4 to 7 PM at the Guadalupe Center,
 - v. Community clean-up continues M-F and calls for assistance can be made at the Councilman’s Office.
 - c. , CD#3’s Planning Director presented processes on Land Use regarding the McDonalds’ upcoming waiver on the CPNC Agenda.
 - i. Discussed what the Land Use Processes were and how “Stakeholders” can respond,
 - ii. The waiver sought is for 24 hour service and drive through,

- iii. The CPNC has an advisory role within CD#3 and the Zoning Administration,
 - iv. Looking forward to hearing from Stakeholders on this issue.
- d. Officer Dinse, Topanga Station addressed the CPNC Board and Stakeholders regarding the following:
- i. Catalytic Converters are a top theft item within the community,
 - ii. LA Kings has initiated a “Kids Spirit Squad”,
 - iii. Cycle Path in the LA River Project is not open yet and should be avoided,
 - iv. Homeless People and Transients in the community continues to be a problem in the wash of the LA River and everyone needs to pay more attention to these areas,
 - v. Summer Night Lights Project including:
 - Shadow Ranch Park, 5-7 PM, Tuesday, August 5, 2014
 - Guadalupe Center, 5-7 PM, Tuesday, August 5, 2014
6. Public Comment - Comments from the public on non-agenda items within the Board’s subject matter jurisdiction. The public was requested to fill out a “Speaker Card” to address the Board on any agenda item before the Board takes an action. Public comment is limited to 3 minutes per speaker, but the Board has the discretion to modify the amount of time for any speaker.
- a. Mark Reed, a candidate for Congress presented background materials on his career and aspirations for public service. [NOTE: Mr. Reed spoke out of turn and his comments were placed in the appropriate place in the minutes.]
 - b. Linda Mangion, Remmet Home Owners Association (linda.mangion@gmail.com) regarding smoking and throwing of trash on Private Street.
 - i. Call for assistance in clean-up and enforcement
 - ii. What options are open?
 - iii. Information provided for clean-up and reporting of issue to local authorities
 - c. Chris Rowe (crwhnc@gmail.com) made comments regarding the Santa Susana Laboratory Clean-up and the direction being taken or not taken by public officials.
 - d. Maximo Guerrero (maximoguerrero13@gmail.com) made comments about volunteering in Canoga Park as a teenager under the theme of “we can help our future.”
 - e. The following is a summary of comments made by Stakeholders regarding Agenda Item #7.a.ii regarding ZA-2014-1630-CU-ZV: New 3,474 Sq. Ft. Mc Donald's Restaurant with Dual Order Point Drive Thru, Landscape, 4 Directional Signs, 2 Cod's, 2 Menu Boards, 1 Gateway Sign, Bldg Sign Pylon Sign 24 Hour Drive Thru & Dining Operation.
 - i. Larry Keller from Coldwell Banker (canogalake@yahoo.com) commented he was against the waver proposed.
 - ii. Elezabeth Schreiber, resident/owner Canoga Lakes:
 - Not anti-McDonalds, but...
 - Questioned whether McDonalds owned the property yet,
 - Questioned how McDonalds would handle a 24/7 with all of the noise, Car fumes, Savory element in the early hours of the morning, and other items destroying the quality of life for residents
 - Doubted that an armed guard would make a difference
 - Counter points raised by Caesar Diaz:
 - Has not meet with McDonalds yet,
 - The variance is for 24/7 hours of operation and parking for a conditional use permit.
 - iii. Debbie Lasater, a 28 year resident of Canoga Lakes
 - Seclusion was the reason for purchasing home,
 - Would not have moved into Canoga Lakes if McDonalds was there 28 years ago,
 - We did not need a McDonalds at this location.
 - What do we do to make this not happen?
 - Why should we agree to this?

- iv. Scarlet Stahl, a resident on Farralone Ave.:
 - Quality of life questioned if variance is approved
 - Canoga Lakes is an animal sanctuary with geese and raccoons
 - Don't need a McDonalds and the gang members it would bring
 - Politicians need to see the problem
 - Don't want this sanctuary (Canoga Lakes) spoiled
- v. Ronald Singer, longtime resident of Canoga Park
 - Primary issue is the zoning of property is not for 24/7 operation because of residences so close to the Canoga Lakes property,
 - Presented perspective as a Canoga Park long term resident,
- vi. Dale Johnson, a resident on Farralone Ave.
 - Lived in the area for 20 years,
 - Traffic and Environmental studies are needed to verify this is a bad decision,
 - Caesar Diaz reported that reports will be made available as soon as possible.
 - Traffic issues cannot be solved given placement and width of streets adjacent to site,
 - Appreciated the CPNC for listening to comments.
- vii. Larry Sica, a resident of Canoga Lakes
 - Do what we need to do to fight it,
 - Would not have moved to area if it was known what was happening,
 - 250 feet away from trash, noise and smells
- viii. Claire Rydell, a resident on Gualt Street
 - Traffic Study needed for alleyway
 - Alleyway near site will become even more congested and become a potential for repeated accidents
 - Caesar Diaz stated that alleyways are not part of traffic study and does not go into the trip count data used by the Planning Department,
 - Traffic Report will be available on 20 August.
- ix. MaryAnn Gayton, a resident of Canoga Lakes
 - Grandmother and Canoga Lakes resident for 37 years,
 - How many McDonalds are needed since within two miles there are already two McDonalds,
 - Noise and the smell of fried foods 24/7,
 - Farralone Avenue is a street that is too narrow for traffic anticipated,
 - Homeless and gang members are going to congregate in area,
 - Trash pick-up would be a problem for residents near McDonalds,
 - Ducks and wildlife need to be protected,
 - City has not looked into what would happen to home values and tax income lost if McDonalds goes in,
 - Our enemies are at the front door, we cannot walk away.
- x. Nancy Walter, a resident of Canoga Lakes for 6 years
 - Will sell property if McDonalds moves in
 - Don't want McDonalds
 - There is enough learned from Del Taco very nearby to show that this is a mistake
 - Gate access is at risk for "follow-throughs" and will raise crime in area,
 - Trash cans – where are they going? More noise and smells?
 - Moved in Canoga Lakes for a reason – not commercially zoned nearby for 24/7,
 - Would you want a McDonalds at your front or back door?
- xi. David Ptashne,
 - COCOs was used as a club meeting place that cannot be done with McDonalds
 - Wanted to know about the time line as understood there was a September 9 deadline on permit,

- Who are the land owners? How can they do this?
- xii. Jessica Deltac, a resident on Farralone Ave.
 - Parking is extremely limited in area, McDonalds will make it worse
 - Local Mormon and Catholic Churches, when in session, it is impossible to part on street near my own home,
 - Safety concerns
 - Her 7 and 10 year old children are threatened by 24/7 operation and traffic pattern and speeding traffic to and from McDonalds,
 - Feels very exposed.
- xiii. Chris Rowe
 - Grateful to the community for discussing the problem
 - Concerned about DOT and Environmental issues raised by commenters,
 - More comments for more residents may be needed before deadlines established by the Planning Department
- xiv. Judy Ditterding, a member of the Canoga Lakes Homeowners Association
 - 33 year resident
 - Read a letter from stakeholder on issue
 - Noise and trash are her biggest concerns
 - Saturated with 6 McDonalds in a six mile radius, why is one more needed?
 - Over 20 fast food restaurants in immediate area, what happened to regular restaurants?
- f. Margaret Taylor, representing the Casa de Soria restaurant wanted to know if a quorum was lacking in this meeting of the CPNC, then how they would be able to proceed to the Planning Department's Hearing prior to the next Regularly Scheduled Meeting in August.
 - i. Response: a letter from the Chair of the Economic Development Committee would be written to address the Planning Department's Hearing.
- g. Todd Ferguson, representing self, addressed his desire to become a member of the CPNC with respect to his pending application:
 - i. 40 years in the Community, has lived in CP for 6-7 years and worked in CP for 15 years,
 - ii. Excited about the possibility for working for the team, wants to be an active participant,
 - iii. Wanted an opportunity to serve the Community,
 - iv. Has been part of the Community's activities and a big supporter.
- 7. Committee Reports – consideration by the Board of the reports and recommendations from its committees, including possible action in adopting, rejecting, or modifying any report or recommendation, possible action by the Board implementing the report or recommendation, or possible determination by the Board of the Neighborhood Council's position on a report or recommendation, and recommendation regarding communications of the position to the appropriate governmental body. (40 Minutes)
 - a. Standing Committees (In By-Laws Order).
 - i. Youth Advocacy Committee
 - ii. Economic Development and Zoning
 - **ZA-2014-1630-CU-ZV -- 22200 Sherman Way Canoga Park CA 91304**
 - Evaluation of project for a new McDonalds at 22200 Sherman Way Canoga Park CA 91304. Seeking a parking lot variance. Proposed hours of operation would be 24 hours 7days / week.
 - **Motion:** Discussion and possible approval of a parking lot variance as requested.
 - **Motion Tabled as no quorum was in place.**
 - **21911 Roscoe Boulevard Canoga Park CA 91304**

- Conditional use to permit the sale of a full line of alcoholic beverages for on-site consumption in conjunction with the operation of an existing 5,500 square-foot restaurant [Case de Soria] with hours of operation from 9 am – 12 am 7days/ week.
 - **Motion:** Discussion and possible approval of sale of alcoholic beverages as stated.
 - **Motion Tabled as no quorum was in place.**
- iii. Senior Advocacy Committee: None
- iv. Education Committee: None
- v. Grievance Committee: None
- vi. Executive Committee (Deferred to President’s Report)
- vii. Outreach Committee
- General report made in setting up the next Movie Night and the services and logics needed to make the program a success. If motions are not passed at next meeting, then there might not be enough time to complete project.
 - Request for Funds for Outreach Programs:
 - July 5, 2014 Movie Night
 - A. **Motion:** Discussion and possible approval of \$100 for labor cost of the park workers.
 - 1. **Motion Tabled as no quorum was in place.**
 - B. This is to pay workers who had to stay later for our event. This charge was not brought to our attention until a few days before the event. It was an oversight on the part of the Lanark Park Administration. Since expenditures were less than the \$250.00 for the printing of fliers, this will still be under the amount already allocated for that event.
 - October 25, 2014 Movie Night
 - A. **Motion:** Discussion and possible approval of \$1,250 for Movie Night.
 - 1. **Motion Tabled as no quorum was in place.**
 - 2. To pay CommCinema \$1,250.00 for their services for Movie and Screen.
 - B. **Motion:** Discussion and possible approval of \$340 for Swank (Licensing Agency for publically showing Copyrighted Movies) for legal permission to show “Hotel Transylvania”.
 - 1. **Motion Tabled as no quorum was in place.**
 - C. **Motion:** Discussion and possible approval of \$200 for the printing of fliers and posters.
 - 1. **Motion Tabled as no quorum was in place.**
 - D. **Motion:** Discussion and possible approval of \$100 for labor costs for Lanark Park Employees.
 - 1. **Motion Tabled as no quorum was in place.**
 - Prescription Glasses Give-away

- A. **Motion:** Discussion and possible approval of \$250 for the September 23rd and 24th Prescription Glasses Give-away for the printing of fliers and outreach for this event.

1. **Motion Tabled as no quorum was in place.**

viii. Public Safety and Emergency Services Committee

- August 13 at 6:30 PM there will be a committee meeting at 7248 Owensmouth to review next steps in Public Safety and Emergency Services. All are welcome.

ix. AD HOC Committee Beautification

- Trees were trimmed as planned and remaining funding was extended till December 2014.

b. Officers:

i. President

- CPNC Board Retreat for Wednesday, August 27, 2014
 - All Board Members need to attend
 - Strategies and Special projects came out of last Board Retreat.
 - Arrangements and Logistics for 27 August Meeting will include DONE representation.

ii. Vice President

- Santa Susana Field Lab Project Clean-up is of interest to the Santa Monica Conservancy as a result of attending the ribbon cutting ceremonies for the LA River Project on Saturday, July 12th.

iii. Secretary

- All members have completed their required trainings in order to vote on all motions

iv. Treasurer

- Excused

- c. Next Executive Committee Meeting will be Monday, 18 August 2014, 6 PM at the Community Center located at 7248 Owensmouth Ave., Canoga Park.

8. Board Business – Comments from the Board on subject matters within the Board’s Jurisdiction. Possible action on all motions and discussion. (30 minutes)

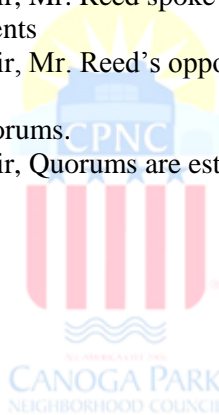
a. Report of Chair of AD HOC Nomination Committee on filling Vacancies on the CPNC Board.

i. **Motion:** Discussion and possible approval of recommendations presented by the Chair for the following applicants in alphabetical order:

- Brad Barnes,
- Diego Escobar,
- Todd Ferguson,
- Jorge Godinez,
- Roman Krass,
- Damaris Lopez-Connors,
- Lilian Lozano,
- Miguel Orellana,
- Tatiana Oueini,
- Eric Roslof,
- Rhonda Spires,
- Brian St. German,
- Stuart Vaughan.

ii. **Motion Tabled as no quorum was in place.**

- b. **Motion:** Discussion and possible approval to form the Grant Season Task Force chaired by the President to ensure that the CPNC funds are granted strategically and fairly to our community groups, the purpose of this Task Force is to identify a standard outreach and an acceptance process that should be in place for all future funding requests.
 - i. **Motion Tabled as no quorum was in place.**
 - c. Add a Motion to next meeting addressing the construction of a Town Hall Meeting regarding the Santa Susana Project Clean-up.
 - d. Announcements:
 - i. Mary Paterson announced Third Thursdays in Canoga Park:
 - Invited to the Next Third Thursday on August 21 from 6-10 PM
 - It includes an Art Walk and Farmers Market
 - ii. James Sweet announced a workshop to be held on Saturday, August 16 at 12:30 PM at the Canoga Park Library on Sherman Way.
 - The subject of the workshop is Money Matters, Managing Financial Debt.
 - e. Comments from Terrance Jakubowski regarding running of the CPNC Meeting:
 - i. Mark Reed spoke out of turn
 - Response from the Chair, Mr. Reed spoke out of turn and will not happen again
 - ii. Time should be made to opponents
 - Response from the Chair, Mr. Reed's opponents are welcome to introduce themselves to the CPNC
 - iii. How to change the rules on Quorums.
 - Response from the Chair, Quorums are established by DONE.
9. Adjournment by acclamation at 9:47 PM.



PROCESS FOR RECONSIDERATION in accordance with Article VIII Meetings, Section 4 of the current CPNC By-Laws:

“The Board may reconsider and amend its action on items listed on the agenda if that reconsideration takes place immediately following the original action or at the next regular Neighborhood Council meeting. The Board, on either of these two (2) days, shall: (1) make a Motion to Reconsider and, if approved, (2) hear the matter and take an action. If the Motion to Reconsider an action is to be scheduled at the next meeting following the original action, then two items shall be placed on the agenda for that meeting: (1) a Motion to Reconsider the described matter and (2) a [Proposed] Action, should the Motion to Reconsider be approved. A motion for reconsideration can only be made by a Representative who has previously voted on the prevailing side of the original action taken. If a motion for reconsideration is not made on the date the action was taken, then a Representative on the prevailing side of the action must submit a memorandum to the Secretary identifying the matter to be reconsidered and a brief description of the reason(s) for requesting reconsideration at the next regular meeting. The aforesaid shall all be in compliance with the Brown Act.”

PROCESS FOR FILING A GRIEVANCE in accordance with Article XI Grievance process of the current CPNC By-Laws:

“A. **Process.** Any person or group adversely affected by the decisions or policy of the CPNC may file a written grievance with the Board. Within ten (10) working days, the Board shall then refer the matter to the grievance committee, who shall have ten (10) working days to meet with the person submitting the grievance and to discuss ways in which the matter may be resolved. The committee shall prepare a written report for the Board outlining their recommendations for resolving the grievance. The Board must then address the report at the next regular or special meeting.

“B. **Appeal.** In the event that a grievance cannot be resolved through this grievance process, the matter may be referred to the Department for consideration or dispute resolution in accordance with the Plan.

“C. **Matters which can be grieved.** The formal grievance process is not intended to apply to Stakeholders who simply disagree with a position or action taken by the Board at one of its meetings. Those grievances can be discussed at Board meetings. This grievance process is intended to address matters involving procedural disputes, e.g. the Board's failure to follow these bylaws or its Standing Rules.”

BROWN ACT REVISION AND LANGUAGE IN THE BYLAWS

The City Attorney wishes to bring to your attention a recent amendment to the Brown Act* that takes effect on July 1, 2008, and impacts the wording of board agendas and also impacts how the records, which are reviewed by board members in anticipation of a meeting, are to be made available to the public. This information is intended to provide you with guidance in preparing the agendas for the Neighborhood Councils.

The pertinent amendment is contained in Government Code section 54957.5 paragraph (b) reads as follows:

"(b) (1) If a writing that is a public record under subdivision (a), and that relates to an agenda item for an open session of a regular meeting of the legislative body of a local agency, is distributed less than 72 hours prior to that meeting, the writing shall be made available for public inspection pursuant to paragraph (2) at the time the writing is distributed to all, or a majority of all, of the members of the body.

(2) A local agency shall make any writing described in paragraph (1) available for public inspection at a public office or location that the agency shall designate for this purpose. Each local agency shall list the address of this office or location on the agendas for all meetings of the legislative body of that agency. The local agency also may post the writing on the local agency's Internet Web site in a position and manner that makes it clear that the writing relates to an agenda item for an upcoming meeting.

(3) This subdivision shall become operative on July 1, 2008."

Typically, board members receive an agenda and written materials to review in advance of a meeting (the "agenda packet"). Government Code section 54957.5 clarifies that once the writings or agenda packet are delivered to a majority of the members on the board, the records, unless specifically protected from disclosure by the Public Records Act, must be made immediately available upon request. If written materials are submitted to the board after the posting of the agenda, then the agency shall designate a location (and an optional website link) where the public may view the records.

Therefore, Neighborhood Councils should provide for easy access to the records by making them available on the website in addition to a physical location. It will be important to insure that upon distribution of the agenda packet to a majority or all of the board members, the documents are promptly placed in the correct location and posted on the website.”

PROCESO DE RECONSIDERACIÓN de conformidad con el artículo VIII Encuentros de la sección 4 del CPNC vigentes Estatutos Sociales:

"La Junta puede reconsiderar y modificar sus acciones sobre los temas que figuran en el orden del día si ese examen se lleve a cabo inmediatamente después de la acción original o en la siguiente reunión del Concilio de Barrio regular. La Junta, en cualquiera de estos dos (2) días, deberá: (1) hacer una moción de nuevo examen y, de ser aprobado, (2) conocer el asunto y tomar una acción. Si la moción de nuevo una acción debe ser programado en la próxima reunión después de la acción original, a continuación, dos temas se incluirán en el orden del día de esa reunión: (1) una moción de nuevo el asunto descrito, y (2) un [Propuestos] Acción, debe aprobarse la moción de reconsideración. Un recurso de reconsideración sólo puede ser realizada por un representante que haya votado previamente en la parte preponderante de la acción original tomada. Si un recurso de reposición no se hace sobre la fecha en que se adopte la medida, entonces un representante en la parte preponderante de la acción debe presentar un memorando al Secretario identificando el asunto a ser reconsiderado y una breve descripción del motivo (s) para la solicitud de reconsideración en la próxima reunión ordinaria. Todos los servicios mencionados se hará de conformidad con la Ley Brown ".

PROCESO PARA PRESENTAR UNA QUEJA, de conformidad con el artículo XI proceso de reclamo del CPNC vigentes Estatutos Sociales:

"A. Proceso. Cualquier persona o grupo afectado negativamente por las decisiones o políticas del CPNC puede presentar una queja por escrito ante la Junta. Dentro de los diez (10) días de trabajo, el Consejo procederá a remitir el asunto al comité de quejas, que tendrá diez (10) días de trabajo para reunirse con la persona que presenta la queja y para discutir las formas en que se puede resolver el asunto. El comité preparará un informe escrito para la Junta esbozar sus recomendaciones para resolver la queja. , El Consejo debe abordar el informe en la próxima reunión regular o especial.

"B. Apelación. En el caso de que una queja no se puede resolver a través de este proceso de queja, el asunto podrá ser remitido al Departamento para su examen o solución de controversias de conformidad con el Plan.

"C. Cuestiones que pueden ser afligido. El proceso formal de queja no está destinada a aplicarse a las partes interesadas que simplemente no están de acuerdo con una posición o acción tomada por la Junta en una de sus reuniones. Esas quejas pueden ser discutidos en las reuniones de la Junta. Este proceso de queja tiene por objeto abordar los asuntos relacionados con disputas de procedimiento, por ejemplo, El fracaso de la Junta de seguir estos estatutos o en sus disposiciones de pie ".

MARRÓN ACT REVISION Y LENGUAJE EN LOS ESTATUTOS

El Abogado de la Ciudad desea señalar a su atención una reciente enmienda a la Ley Brown * que entra en vigor el 1 de julio de 2008 y afecta a la redacción del Orden del Día y también afecta a la forma en los registros, que son revisados por los miembros del Consejo a la espera de un reunión, deben ser puestos a disposición del público. Esta información está destinada a proporcionar orientación en la preparación de los órdenes del día de las Juntas Vecinales.

La enmienda correspondiente figura en la sección 54957.5 del Código de Gobierno el párrafo (b) es el siguiente:

"(B) (1) Si una escritura que es un registro público bajo la subdivisión (a), y que se relaciona con un tema del programa de una sesión abierta de la reunión ordinaria del órgano legislativo de una agencia local, se distribuye a menos de 72 horas antes de la reunión, la escritura se pondrán a disposición para su inspección pública de conformidad con el párrafo (2) en el momento de la escritura se distribuye a todos, o la mayoría de todos, de los miembros del cuerpo.

(2) Una agencia local hará ninguna escritura se describe en el párrafo (1) disponibles para la inspección pública en una oficina pública o lugar que el organismo designe a tal efecto. Cada agencia local enumerará la dirección de la oficina o el lugar en las agendas de todas las reuniones del órgano legislativo de esa agencia. La agencia local también puede publicar la escritura en el sitio Web de Internet de la agencia local en una posición y forma que establece claramente que la escritura se refiere a un tema para una próxima reunión.

(3) Esta subdivisión entrará en vigencia el 1 de julio de 2008. "

Por lo general, los miembros del Consejo reciban una agenda y los materiales escritos para revisar antes de una reunión (el "paquete de programa"). Sección 54957.5 del Código de Gobierno aclara que una vez que los escritos o paquetes del programa se entregan a una mayoría de los miembros de la junta directiva, los registros, a menos que específicamente protegida de la divulgación por la Ley de Registros Públicos, se deben realizar inmediatamente disponibles bajo petición. Si los materiales escritos se presentan a la junta después de la publicación de la agenda, la agencia deberá designar un lugar (y un enlace al sitio web opcional) donde el público puede ver los registros.

Por lo tanto, Juntas Vecinales deben proporcionar para facilitar el acceso a los registros de su puesta a disposición en el sitio web, además de una ubicación física. Será importante para asegurarse de que al distribuir el paquete del programa a la mayoría o la totalidad de los miembros del Concilio, los documentos se colocan rápidamente en el lugar correcto y en el sitio web ".