

## **Mar Vista Community Council Regular Meeting of the Board of Directors**

August 11, 2009 at 7:00 PM Mar Vista Recreation Center Auditorium 11430 Woodbine Street, Mar Vista, CA 90066 [www.marvista.org](http://www.marvista.org)

### **APPROVED MINUTES**

1. Call to Order and Welcome: 7:06 PM by Albert Olson, Chair. Board members present: Ken Alpern, Kate Anderson, Stephen Boskin, Sharon Commins, Bob Fitzpatrick, Rob Kadota, Bill Koontz, Christopher McKinnon, Marilyn Marble, Babak Nahid, Albert Olson, and Bill Scheduling.
2. Presentation of the Flag and Pledge of Allegiance: Bill Scheduling
3. Approval of Minutes of July 14, 2009: Minutes approved as presented
4. Public Comment & Announcements [6]:
  - a. Edgar Saenz: announced his candidacy for 53<sup>rd</sup> District Assembly seat
  - b. Noel Weiss: Spoke regarding the Tenant opportunity to Purchase Act [TOPA] and the SB 1818 appeal; AB 811 solar financing districts
  - c. Karin Wolfe: Well baby Center sponsoring Street Fair, Sunday November 1, 2009 [Day of the Dead] 10 AM -3 PM pending approval from the Mar Vista Farmers Market
  - d. Stacy Louria: announced tree planting beautification project planned by neighbors for Pacific Av between Grand View and Centinela
  - e. Special City Guests unable to attend: BongHwan Kim , General Manager of the Department of Neighborhood Empowerment And Takashi Kawamura, the Mayor of Nagoya, Japan
  - f. City Controller Wendy Greuel will attend the MVCC October meeting. Topics for discussion should be forwarded to the Chair who will forward them to the Controller
5. Elected Officials and City Department Reports
  - a. Department of Neighborhood Empowerment - Deanna Stevenson, West Area Project Coordinator
    - i. City Attorney training for NC reps re safety on Saturday August 15, 2009. Please RSVP if attending
    - ii. Save the date: Congress of Neighborhoods and Mayors Budget Day, Saturday October 10, 2009
    - iii. EMPOWER LA survey presented to MVCC [yellow sheets]; intended to help establish department priorities and strategic goals
  - b. Mar Vista Recreation Center – Director, [Laura.Island@lacity.org](mailto:Laura.Island@lacity.org)
    - i. LAPD National Night Out at the Rec Center a success, good turnout
    - ii. Last Movie night Saturday August 15, 2009, 'Finding Nemo'. Arts, Crafts, goodies and games begin at 7:30 PM; movie screens at 8:30 PM
    - iii. Teen Club going well; willing to be available for community volunteer work
    - iv. MAR VISTA GOES GREEN FALL FESTIVAL preparations well under way, Flyers available, posters to follow.
  - c. CD 5 – Paul Koretz, <http://cd5.lacity.org/>-no report
  - d. CD 11 - Bill Rosendahl – represented by [Len.Nguyen@lacity.org](mailto:Len.Nguyen@lacity.org), Field Deputy
    - i. The Councilmember is appreciative of the notes he has received wishing him a speedy recovery from surgery
    - ii. Billboard ban adopted; the Councilmember came out to vote for it
    - iii. 'Medical marijuana': the loophole has been closed. ALL hardship applications heard by the City Council PLUM have been denied completely. LADBS will enforce the law on a complaint basis; and if facilities continue to operate after denied hardship exemption. Stakeholders encouraged to report illegal operations to 311. Three have been denied in the MVCC area: 12000 block Venice; 11600 Washington; and National at Sawtelle.

- e. US 36 – Congresswoman Jane Harman, represented by [Jessica.Duboff@mail.house.gov](mailto:Jessica.Duboff@mail.house.gov) , Field Representative-No report
- f. CA Senate 28 – Jenny Oropeza represented by [Primitivo.Castro@sen.ca.gov](mailto:Primitivo.Castro@sen.ca.gov) , Field Deputy-no report
- g. CA Assembly 47 – Karen Bass represented by [Marco.Meneghin@asm.ca.gov](mailto:Marco.Meneghin@asm.ca.gov) Field Rep-no report
- h. CA Assembly 53 – Ted Lieu, represented by [Jennifer.Zivkovic@asm.ca.gov](mailto:Jennifer.Zivkovic@asm.ca.gov) , Field Deputy-no report
- i. 2nd Dist. Los Angeles County Board Super.– Mark Ridley Thomas, represented by [Karly.Katona@bos.lacounty.gov](mailto:Karly.Katona@bos.lacounty.gov), Dist. Deputy-no report
- j. Mayor of Los Angeles – Antonio Villaraigosa represented by [Jennifer.Badger@lacity.org](mailto:Jennifer.Badger@lacity.org) Westside Area Representative-no report

6. Officers and Liaison Reports

- a. Chair, Albert Olson (2 min.)
  - i. Nomination of MVCC Committee Chairs and Liaisons by Chair, and approval by the Board of Directors. **The following appointments were approved unanimously:**
    1. Community Outreach Committee-Rob Kadota and Stephen Boskin, Co-Chairs
    2. Education, Arts and Culture-Babak Nahid and Kate Anderson, Co-Chairs
    3. Election & Bylaws Committee-Bob Fitzpatrick and Marilyn Marble, Co-Chairs
    4. Green Committee-Laura Bodensteiner and Sherri Akers, Co-Chairs
    5. Neighborhood Traffic Management Committee-Bill Pope, Chair
    6. Old FS #62 Ad Hoc Committee-Sharon Commins and Rachel Swanger, Co-Chairs
    7. Planning and Land Use Management Committee-Sharon Commins and Steve Wallace, Co-Chairs
    8. Recreation Open Space Enhancement Committee-Tom Ponton and Jerry Hornoff, Co-Chairs
    9. Safety and Security Committee-Rob Kadota and Bill Koontz, Co-Chairs
    10. Santa Monica Airport Committee-Bill Koontz and Bill Scheduling, Co-Chairs
    11. Transportation & Infrastructure Committee-Ken Alpern and Chuck Ray, Co-Chairs
    12. Web Development Committee-Babak Nahid, Chair
    13. Director for Animal Welfare-Lola McKnight
    14. DWP MOU- Chuck Ray
    15. LADOT MOU-Albert Olson
    16. LANCC Delegate-Marilyn Marble
    17. Bi-Monthly CD11 Traffic Committee Liaison: Linda Guagliano
  - ii. Announcement of COMMUNITY BENEFIT GRANTS PROGRAM (see Attachment2)
    1. Note: there is no due date as funding for these grants would expire at the end of the fiscal year [June 30] in which they were made per MVCC policy
  - iii. Neighborhood Council Ethics Training Update: Completion of the Online Ethics Training Course is required of all Neighborhood Council Governing Board members. <http://ethics.lacity.org/education/ethics2007/?audience=done>
    1. The following 6 Board members of the MVCC have completed the course to date: Rob Kadota, Sharon Commins, Marilyn Marble, Christopher McKinnon, Albert Olson, Laura Bodensteiner
    2. Venice NC BOD members who have not completed the course may not vote on land use or funding matters
    3. NC BOD members must retake the course every two years
- b. First Vice Chair, Sharon Commins-no report
- c. Second Vice Chair, Bill Koontz-no report
- d. Secretary, Laura Bodensteiner-on leave
- e. Treasurer, Christopher McKinnon
  - i. Distributed spreadsheet; the MVCC has spent \$7800 to date and has a balance of \$110,275 pending EMPOWER LA [DONE] website update

- ii. Reminder to include the sunset clause/meet all EMPOWER LA [DONE] guidelines boilerplate in all funding motions
- f. Director for Animal Welfare – Lola McKnight
  - i. Will notify members of next meeting date once a venue is secured
  - ii. there will be opportunities for the community to work with local animal shelters
- g. DWP MOU – Babak Nahid
  - i. concerns about DWP’s solar initiative undertaken after measure B failed to obtain voter approval
  - ii. 61 NCs believe DWP is not living up to the MOU agreement
- h. LADOT MOU – Albert Olson, Bill Pope (alternate)
  - i. The language for an MOU has finally been brought forward after 7-8 months of efforts
  - ii. discussions are moving forward
- i. Bi Monthly CD 11/LADOT Traffic Meeting Sub Committee - Linda Guagliano
  - i. Last meeting was July 8,2009; next meeting September 9, 2009, 10 Am at the WLA Civic Center
  - ii. Three intersections presently of concern in the MVCC; greater details are posted online under LADOT Liaison Committee
    - 1. Woodbine/Butler blind curve; LADOT proposes to stripe the center
    - 2. McLaughlin east side merging lane between Palms and Woodbine; LADOT proposes to rework the merge stripes to give drivers time to make the merge safely
    - 3. Venice at Barry; Temple request for loading zones potentially reducing available parking in a congested area
- j. LANCC Delegate Report – Marilyn Marble
  - i. Medical marijuana was discussed at length by the delegates with City Planner Alan Bell, Code Studies; Frank Bush, LADBS; and Jane Usher from the City Attorneys office.
    - 1. Jane Usher: ‘these pot shops are totally illegal’
    - 2. most of the ‘product’ is coming from outside the country
    - 3. LANCC Delegates motion: to enforce the law to the fullest extent
  - ii. Budget crisis and structural deficit discussed
    - 1. cap on union wages noted; no cap on Mayor or City council
    - 2. Bill Koontz noted cost savings could be achieved with fire department if only the necessary equipment was sent out on a call
    - 3. Bill Pope noted issues with overtime pay
- k. Mayor's Budget Planning – Rob, Sharon, Chris-no report

7. Committee reports

- a. Executive & Finance Committee – Albert Olson
  - i. Information: Bill Koontz will be organizing Board member participation in MVCC Farmer’s Market booth maintenance
  - ii. Reminder for Committee Chairs to post agendas and minutes of all meetings on website.
  - iii. Funding Motions:
    - 1. The MVCC shall allocate up to \$1,000 to hire an Apple One employee to assist with setting up and taking down of audio/visual equipment for MVCC Board meetings. This will be paid at Apple One’s Administrative Assistant rate, and will be an ongoing monthly expense.
      - a. Bill Scheduling inserted the boilerplate EMPOWER LA [DONE] language
      - b. The hourly rate is \$20.00; the employee will not be paid for sitting through the whole meeting
      - c. Chair Albert Olson will sign the timesheets
      - d. Motion amended to read: *"The MVCC shall allocate up to \$1,000 annually to hire an Apple One employee to assist with setting up and taking down of equipment and furnishings for MVCC Board meetings."*

*This will be paid at Apple One's Administrative Assistant rate, and will be an ongoing monthly expense. This funding motion must meet all City of LA funding guidelines and be funded and paid in the fiscal year in which it is passed or it expires on June 30, 2010"*

**e. Motion passed: 8 aye; 0 nay; 3 abstaining**

2. The MVCC shall allocate up to \$500 to the Hilltop Neighborhood Association for their August 29th Movie Night event. Allocation will follow the procedures and stipulations as established in the MVCC program for funding of neighborhood block parties, and meet all City of L.A. funding guidelines and be funded and paid in the fiscal year in which it is passed or it expires on June 30, 2010.

- a. Friendly amendment to reduce funding to \$300 was not accepted as it was noted by the Treasurer that block party allocations have risen from \$350 to \$500 over the past couple of years

- b. First block party for Hilltop and all of Mar Vista is invited

**c. Motion passed: 10 Aye; 0 nay; 1 abstention**

3. Policy Motion: The Executive Committee voted to support the the amended version of Old FS 62 Ad Hoc Committee's updating of MVCC's position on the Old FS 62. (Please see motion under Old Fire Station #62 Ad Hoc Committee)

**b.** Community Concept Plan Committee – Sharon Commins, Chair-no report

**c.** Community Outreach Committee – Albert Olson & Stephen Boskin, Co-Chairs

- i. Policy Motion: The committee recommends approval of the amended Mar Vista Community Youth Service Awards, and the Mar Vista Community service Award. After this motion was passed in committee, DONE representatives stated that the awards financial awards in the program were not allowable.

1. Matter to be studied further for rewording; no vote taken

**d.** Education, Arts and Culture – Babak Nahid & Kate Anderson, Co-Chairs (5 min) Policy

- i. Motion: The MVCC supports Ocean Charter School's 2009 application to LAUSD School Board seeking a 40-year lease at the Proposition 39 Ocean Charter School/Walgrove Ave. Elementary current co-location site

1. Ocean Charter seeks to share ½ of Walgrove Ave Elementary campus to build facility

2. long term lease sought for purpose of applying for bond money

3. Outreach in beginning stages; Rob Kadota noted more public dialog needed

4. Marilyn Marble noted potential traffic conflicts due to poor access

5. Noel Weiss noted the possibility for community involvement and partnership

**6. Motion referred back to Committee for further study: 9 aye; 1 nay; 1 abstention**

**e.** Election & Bylaws Committee – Bob Fitzpatrick, Chair

- i. DONE has requested additional Bylaw changes, and the Committee will be bringing recommendations to the Board for the following items. Items 1,2, and 3 approved as a group while Item 4 is still under discussion

1. Article 4 H: "conviction of a felony"

2. Article 4 H: "the Council shall consult with the City Attorney, throughout any removal process"

3. Article 6 D: "Agenda and notice of such meeting shall be posted 72 hours before"

4. Article 4 D: "A Director may serve for no more than four (4) consecutive terms."

- a. Motion to approve the MVCC letter [attachment 3, minutes] to DONE [EMPOWER LA] regarding clarification of term limits

- i. Could not find City ordinance specifying all NCs 'shall remove' term limits from their bylaws

**ii. Motion passed: 6 aye; 1 nay; 4 abstentions**

- ii. Administrative Motion: The Mar Vista Community Council Board of Directors approves the following Preferred Polling Locations for 2010 Elections

1. MV Farmers Market
2. Grand View Elementary School
3. Mar Vista Rec. Ctr
4. Mar Vista Elementary School
5. Charnock Elementary School [added on the floor]

**6. Motion passed unanimously**

- f. Green Committee – Laura Bodensteiner, Chair, reported by Sherri Akers, Co-Chair
  - i. brief report on Water Wise expo citing attendance of 300 plus follow up articles in local papers and coverage on Channel 35
  - ii. Tremendous interest in gray water; DWP coming to present on the new laws September 13, 2009. Watch Blog for details
- g. Neighborhood Traffic Management Committee – Bill Pope
  - i. NTM will invite LADOT to present at an upcoming MVCC BOD meeting [October or November] on strategies to reduce cut through traffic
  - ii. Speed trailer repaired and back online; contact Bill Pope for placement if desired
- h. Old FS #62 Ad Hoc Committee – Sharon Commins, Rachel Swanger, Co-Chairs
  - i. Policy Motion: The Mar Vista Community Council Board of Directors strongly recommends the retention and rehabilitation of the site and existing structure at 3631Centinela, Los Angeles 90066 [known as Old Fire Station 62] for the purpose of establishing a multiple use Community Center including a CERT [Community Emergency Response Training] and Tsunami Evacuation Center.
    1. The Old FS 62 Ad Hoc Committee advocates and emphasizes the restoration of the station should incorporate solar energy and water conservation technologies to bring the cost of operating the building down as low as possible. NOTE: this was the original 2007 motion on future use of the fire station, from then Education, Arts and Culture Committee: [The Mar Vista Community Council Board strongly recommends the establishment of a Multipurpose Community Center at the old site of Fire Station 62.](#)
    2. The need for a community center was detailed and the CERT concept was encouraged
    3. The following quote from the official letter from the City Planning Commission to General Services Division regarding the potential auction sale of old FS 43 [Palms and old FS 62 [Mar Vista] was read into the record:
      - a. RECOMMENDATION  
In summary, the Department of City Planning does not recommend sale of subject properties at this time. Historic Resources Assessments should be conducted for both properties, which are well suited to be maintained by the City of Los Angeles. ***Old Fire Station #62 in particular is a valuable asset for community services, based on nearby land uses, neighborhood needs, and accessibility.*** Under the authority granted by Section 559 of the City Charter and the City Planning Commission action of July 27, 2000 delegating authority to the Director of Planning to act on behalf of the Commission on certain matters, I disapprove the subject request and recommend that it not be approved by the City Council.

S. GAIL GOLDBERG, AICP

Director of Planning

By: \_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_  
Principal City Planner

**SIGNATURE ON ORIGINAL**

**4. Motion passed unanimously**

- i. Planning and Land Use Management Committee – Ken Alpern, Steve Wallace, Co-Chairs
  - i. 3115 Sepulveda, proposed Red Mountain development, will be discussed at the next PLUM meeting Tuesday August 18, 2009
- j. Recreation Open Space Enhancement Committee – Tom Ponton, Chair

- i. Rose Committee will join with Old FS 62 on park[ing]dayLA at the Staion 3631 Centinela
    - ii. Fall festival planning progressing; lots of booths booked already
  - k. Safety and Security Committee report – Bill Koontz, Chair**
    - i. Update on Pacific Graffiti Solutions work in Mar Vista not available; to be presented next meeting
  - l. Santa Monica Airport Committee – Bill Scheduling, Chair**
    - i. Policy Motion: Approval of the attached letter thanking Senator Barbara Boxer for her recent letter to the FAA (Attachment 2)
      - 1. Copies to be sent to CD11; former Interior Secretary Bruce Babbitt; Santa Monica Airport Commission; and Santa Monica City Council
      - 2. Motion passed unanimously**
  - m. SMC Bundy Campus Ad Hoc Committee – Bob Fitzpatrick**
    - i. Possible parking structure and/or increased remote parking at Bundy Campus was raised. The Expo has focused on the Verizon property thereby decreasing the chance that SMC will seek to house more cars at Bundy
  - n. Transportation & Infrastructure Committee report - Albert Olson, Chair (2 min.)**
    - i. Policy Motion: The MVCC finds that, with respect to Mar Vista, the maps for the draft Bicycle Master Plan show that the plan does not offer a significant improvement over existing conditions for cyclists riding in Mar Vista. We therefore recommend that the scope of work be rewritten to position the Bicycle Plan as an inspiration and aspiration document that will support cycling as a transportation choice.
      - 1. Some clarification of the hand out was requested. Presenter Alex Thompson explained that the LADOT plan labeled many potential routes infeasible and therefore was inadequate
      - 2. Motion passed unanimously**
    - ii. Report on presentation to the T & I Committee by Red Mountain Retail Group regarding the proposed development at 3115 W. Sepulveda Blvd. (Chuck Ray)3115 Sepulveda Blvd.
      - 1. Red Mountain has offered \$500,00 in traffic mitigation money to be administered by LADOT if accepted by the community
  - o. Web Development Update – Babak Nahid**
    - i. Look forward to a great website
8. Zone Director Reports
- a.** Zone 1: October 10, 2009 Fall Festival Westside Village at St Johns
  - b.** Zone 2: Local association on summer hiatus; meet and greet block party planned
  - c.** Zone 3: Hilltop Movie night at the Little League field, August 29, 2009
  - d.** Zone 4: No report
  - e.** Zone 5: Car break-ins on the crime sheet—remember to lock car even in the driveway
  - f.** Zone 6: No report
9. Old Business - Action items (Public comment permitted): none
10. New Business - Action items (Public comment permitted): none
11. Grievances – Secretary
- a.** Any grievances received since the last meeting of the MVCC Board of Directors will be presented to the board for their consideration for possible referral to the MVCC Grievance Committee for further review and consideration.
    - i. 1. 05/07/09 Grievance filed by Rick Selan: Mr. Selan requested that the grievance process be delayed until further notice.
12. Future agenda items
13. Adjournment: 9:45 PM

**Attachment 1: letter to Senator Boxer**

Dear Senator Boxer:

The Mar Vista Community Council (MVCC) would like to thank you for your letter to Randolph Babbitt, FAA Administrator, in which you bring to his attention the concerns of Santa Monica Airport (SMO)

neighbors, with regard to toxic jet emissions as well as safety concerns. The MVCC represents residents in Los Angeles adjacent to the south, east, and northeast of SMO. Jet exhaust affects primarily Los Angeles residents due to the prevailing ocean breezes. Our Los Angeles City Councilman Bill Rosendahl has made this critical issue a priority of his and we are very appreciative of him also.

We appreciate your reaching out to the FAA on this critical issue and look forward to a prompt and positive response from them.

Thank you again,  
Chair  
Mar Vista Community Council

**Attachment 2: Mar Vista Community Council COMMUNITY IMPROVEMENT GRANTS**

The Board of Directors of the Mar Vista Community Council has recently allocated funds for a series of Community Improvement Grants (CIG). These Grants will be for projects designed to improve the quality of life in the Mar Vista community, and will be implemented in the 2009-2010 fiscal year. Individuals and organizations within the Mar Vista community are encouraged to submit proposals which will be considered by the Board for final approval as a Community Improvement Grant. The following are the Board-approved guidelines for these Grants:

- 1. Criteria for the Community Improvement Grant selection:
  - a. Funding shall be for projects designed to improve the quality of life in the Mar Vista community
  - b. Funding shall be for a specific activity, physical item(s), improvement project, community or education event. Funding shall not include general donations to community organizations' operating funds, etc. Funding shall conform to all published DONE guidelines regarding Neighborhood Council funding proposals.
  - c. Funding shall be for projects that will be implemented in the 2009-2010 fiscal year.
  - d. Funding proposal shall provide:
    - i. Exact amount of money needed
    - ii. Exact way in which money will be spent, and to whom the money will be paid
    - iii. Timeline for how money will be spent
    - iv. Organization or person responsible for carrying out project
    - v. Explanation of benefit for the community
  - e. Organization or individual will provide appropriate means for public recognition of MVCC involvement in project.
  - f. Special emphasis in choosing recipients of grants will be placed on projects whose needs are immediate, and whose resources for alternative funding are limited.
  - g. Total funding for these grants in the year 2009-2010 will not exceed \$35,000. Maximum funding for any proposal shall be \$3,000, and each proposal shall be for one of the following three amount classifications:
    - i. \$3,000 to \$1,500 (maximum of 5 proposals will be funded)
    - ii. \$1,500 to \$500 (maximum of 8 proposals will be funded)
    - iii. not to exceed \$500
- 2. Notification to the Public: Disseminate a notice to stakeholders, schools, and neighborhood associations of the availability of the grants on a one-time basis and request that interested groups or individuals submit proposals.
- 3. Selection of CIG Proposals:
  - a. Executive Committee and/or relevant MVCC committees, will review proposals, and present to the Board a list of grant candidates for approval.
  - b. Final CIG projects shall be presented to the MVCC Board for approval.
    - i. MVCC Treasurer will coordinate with grant candidate and appropriate MVCC committee representatives the exact form and time of payment, based on the criteria of the project.

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Mar Vista Community Council  
COMMUNITY IMPROVEMENT GRANT APPLICATION

The aim of the MVCC Community Improvement Grants (CIG) program is to provide funding to appropriate projects intended to improve the quality of life the people of Mar Vista. Please contact the MVCC chair at [info@marvista.org](mailto:info@marvista.org) for more information. Community Improvement Grants must normally be approved at committee level and then approved by the Board of Directors. Attendance at these meetings is not mandatory but highly recommended to help answer stakeholder questions about your application. For meeting dates, please visit [www.marvista.org](http://www.marvista.org) .

Date: \_\_\_\_\_ Amount Requested: \_\_\_\_\_

1. Name of contact person filling out this application: \_\_\_\_\_
2. Telephone number of contact person: \_\_\_\_\_
3. Email address of contact person: \_\_\_\_\_
4. Name of community organization to receive grant funds on behalf of applicant, if such an organization is a part of the proposal: \_\_\_\_\_
5. Address of organization named in #3: \_\_\_\_\_
6. Authorized signature of sponsoring organization: \_\_\_\_\_
7. Description of your project: \_\_\_\_\_

8. On a separate sheet of paper please answer the following questions:

- a) Describe your project or program.
- b) If your project involves construction, provide a set of plans and list of materials.
- c) In a draft budget, list the equipment, services, or materials you plan to be used in the grant.
- d) How will your project benefit residents of Mar Vista?
- e) Provide IRS tax determination letter if the sponsoring organization is tax-exempt.
- f) When do you plan to begin your project?
- g) When will your project be completed?

**Attachment 3: Letter to EMPOWER LA [DONE] re term limits in NC bylaws**

Amber Meshack, Senior Project Coordinator  
Deanna Stevenson, Project Coordinator  
Department of Neighborhood Empowerment

In response to the letter sent from DONE to the Mar Vista Community Council (MVCC) dated July 9, 2009 the MVCC Board of Directors is appreciative of DONE'S approval of many of our proposed Bylaws amendments.

Regarding the four items for which DONE is asking for additional modifications, the MVCC is moving forward with our mandated process to amend three Items per your request. These Items are:

1. Article 4, Subsection H - item 5 ("conviction of a felony") shall be removed.
2. Article 4, Subsection H - The following clause will be added to the end of Subsection H: "The Council will consult with its legal counsel, the Office of the City Attorney, throughout this removal process."
3. Article 6, Subsection D - The second sentence of this Subsection will be changed to read: "Agenda and notice of such meeting shall be publicly posted at least 24 hours before the scheduled meeting date."

Regarding the 4th item, Article 4, Subsection D and your request that the MVCC delete its term limits requirement, we respectfully ask for clarification of the basis for this ruling.

Although we recognize that the requirement for Term Limits in the PLAN FOR A CITYWIDE SYSTEM OF NEIGHBORHOOD COUNCILS (PLAN) was dropped in February of 2008, we can find no reference in the amended PLAN to a "recommendation" that Neighborhood Councils be directed to remove their own individual regulations regarding term limits. In fact, there is no mention of term limits at all in the 2008 Amended PLAN at this point. Likewise, after exhaustive searches, we can find no City Council ordinance establishing that NC's are not allowed to use term limits.

Other than the DONE letter sent to us on July 9, 2009, we can find no reference anywhere to a prohibition against a Neighborhood Council establishing term limits for its members. And if there is a basis for it, are all Neighborhood Councils being directed to change their bylaws?

There are many items in many Neighborhood Council bylaws that are appropriate and useful governing rules, but yet are not specifically addressed in the PLAN FOR A CITYWIDE SYSTEM OF NEIGHBORHOOD COUNCILS. Unless these items in some way contradict other parts of the PLAN, these items have always been considered appropriate for inclusion in a Neighborhood Council's bylaws. If this were not the case, there would be no need to have bylaws for each Neighborhood Council. Instead there would be a directive that all Councils shall be governed only by the PLAN FOR A CITYWIDE SYSTEM OF NEIGHBORHOOD COUNCILS.

Thank you for your assistance in this matter. We are eager to comply with all necessary City requirements, but also mindful of our duty to represent the wishes of our community.