

Contact Information

Neighborhood Council: Studio City Neighborhood Council

Name: Lisa Sarkin

Phone Number: 818-980-1010

Email: [lsarkin@scnc.info](mailto:lsarkin@scnc.info)

Date of NC Board Action: 09/23/2009

Type of NC Board Action: Against Proposal

Impact Information

Date: 09/30/2009

Update to a Previous Input: No

Directed To: City Council and Committees

Council File Number: 07-3005-S2

Agenda Date:

Item Number:

Brief Summary: The board of the SCNC opposes the lobbyist reform ordinance in its current form. It is lacking two requirements (i) the requirement that committee treasurers and fundraisers keep records of fundraising activity conducted by lobbyists and

Additional Information: (ii) that badges be worn by all paid lobbyists whenever they are conducting business at the City Council or with any other city department, commission or agency of the City of Los Angeles, on any city property or at any city sponsored event. These two requirements should be included in the final ordinance.

## SCNC BOARD

Barbara Monahan Burke  
Ezra Dweck  
Victor Helo  
Remy Kessler  
Michael McCue  
Ben Neumann  
Richard Niederberg  
Todd Royal  
Lisa Sarkin  
Jeffrey Steinberg  
Gail Steinberg  
Ron Taylor  
Rita Villa  
John T. Walker



# BOARD MEETING DRAFT MINUTES

**Wednesday, Sep 23, 2009, 7:00pm**  
at  
**CBS Studio Center, Building 8, MPR-1,  
4024 Radford, Studio City CA, 91604**

## PRESIDENT

Ben Neumann

## VICE PRESIDENT

John T. Walker

## TREASURER

Remy Kessler

## SECRETARY

Gail Steinberg

## CORRESPONDING SECRETARY

Lisa Sarkin

4024 Radford Ave.  
Edit. Bldg. 2, Suite 6  
Studio City, CA 91604  
Phone (818) 655-5400  
[www.scnc.info](http://www.scnc.info)

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. Comments from the public on Agenda items will be heard only when the respective item is being considered. Comments from the public on other matters not appearing on the Agenda that is within the Board's subject matter jurisdiction will be heard during the Public Comment period. Public comment is limited to three minutes per speaker, unless directed otherwise by the presiding officer of the Board. The agenda is posted for public review at: Studio City Neighborhood Council website ([www.scnc.info](http://www.scnc.info)); as well as CBS Studio Center, Radford and Colfax gates; the Studio City Library, 12511 Moorpark St.; the Studio City Recreation Center, 12621 Rye Ave. and at Carpenter Avenue Elementary School, 3909 Carpenter Avenue, Studio City, CA 91604. 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 three (3) business days (72 hours) prior to the meeting you wish to attend by contacting the Neighborhood Council Project Coordinator (213) 473-5391 or by e-mail to [Thomas.Soong@lacity.org](mailto:Thomas.Soong@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 our website by clicking on the following link: [www.scnc.info](http://www.scnc.info) 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 [office@scnc.info](mailto:office@scnc.info).

## Agenda

1. Call to Order 7:07 PM. Roll Call: Ezra Dweck –excused, Victor Helo-excused, Remy Kessler-present, Michael McCue - present, Ben Neumann - present, Richard Niederberg - present, Todd Royal- present, Gail Steinberg - present, Ron Taylor - present, John T. Walker-present. Lisa Sarkin -present, Rita Villa - present, Jeffrey Steinberg - present, Barbara Monahan Burke –excused. 10 board members are present and a quorum is achieved. 6 "yes" votes required to pass a motion.
2. Approval of Jul 15, 2009 SCNC Board meeting minutes **Moved:** Richard Niederberg; **Second:** Lisa Sarkin; **Vote:** 10-0-0. **Motion Carries.**
3. Comments by President. Ben Neumann gave a welcome and noted that although the meeting was being held in a different location, the venue was well posted.
4. Public Comments on non-agenda items within the Board's jurisdiction.

**Juan Guzman** – LADWP – Had come to speak about the Trunkline Project - Unit 5 on Coldwater Canyon and Moorpark. He reported that the Unit 4 trunkline is in progress. He provided a handout with the DPW contact people responsible for the Unit 5 project and the tentative construction dates. He stated that the DWP will hold a community meeting in the future before construction begins.

**Marlyn White-Sedel** – Introduced Kevin McClay and reported that she had tried to reach the principal at Carpenter Elementary school on three occasion but that she had been unsuccessful.

**Kevin McClay** – Stated that he is Rio Vista's new principal. The elementary school is a small school with only 400 children. He passed out information on the boundaries for the school and their test scores. He explained that his school has a special needs autism program.

**Jim Dantona** – Council representative for CD2. Jim indicated that he had attended the LUC meeting and that he believes that the LUC has dealt effectively with the CUP application of the Lotteria. He advised the board that prior conditional use permit conditions did not eliminate our ability to review and place new conditions on an applicant applying for a new CUP. He also reported that the Colfax Bridge construction project is moving forward. Mid-October is the expected start time and a letter will be sent out to stakeholders next week. He also advised the stakeholders that the dedications needed for the completion of the sidewalk on Ventura Blvd in front of the Enterprise are almost completely secured.

**Barry Johnson** – Reported that he has lived in the community a long time. He feels a victim of developer greed. The developers build big and leave. He stated that everyone in our community needs to band together to be sure that our next council person is not someone who is supported by the big developers from the rest of the city rather than having the support of the neighborhoods in CD2. He believes that we must keep from being violated. We need the right candidate for this seat. We have the power if we act together.

5. Response(s) to public comments by Board Members.

**John Walker** asked if the DWP is coordinating the Unit 5 Trunkline construction with the department responsible for the construction and resulting closing of the Colfax Bridge. **Todd Le** from DWP responded. He explained that Unit 4 is in process and construction on Unit 5 will now take place. **John Walker** reiterated his question **Todd Le** responded “NO” there has not been coordination between departments. **John Walker** thanked the DWP representatives for being available. **Lisa Sarkin** and **Gail Steinberg** also thanked them. **Lisa Sarkin** asked exactly when Coldwater Canyon will be closed. **Juan Guzman** stated that they are working with LA DOT on that. The Concern of the LA DOT is to be sure that they keep the flow of traffic going as much as possible. **Lisa Sarkin** reminded the DWP representatives that the Colfax Bridge is being closed for 2 years. She requested that they please try to properly coordinate the closures due to the construction of Unit 5 with redirection of traffic needed due to the bridge construction. **Todd Royal** stated that the intersection of Coldwater Canyon and Ventura Blvd. was just reconstructed as a result of damage from the water pipe breaking. He asked if the DWP will you go under this area to prevent tearing up the road. **Joe Resong** from the DWP stated that he manages the trunkline construction group and responded that they will be tearing up Coldwater again. They will tunnel under Ventura Blvd. but they will tear up the Moorpark and Coldwater intersection. **Michael McCue** stated that he believes that a report has been prepared by the City indicting that the infrastructure can’t support additional development. He asked the DWP representatives where that report is. **Joe Resong** responded that he did not know that such a report had been prepared. **Michael McCue** expressed concern about the rumor that there will be a request from the DWP for an additional rate increase as a result of all the water pipe brakes. **Joe Resong** stated that there are not more breaks this year than last year. This year they are just more severe. The DWP is reviewing the pressure reporter charts and they have not completed this analysis. At this point it looks like it is a normal thing. **Ron Taylor** asked Kevin McClay about the classes offered to autistic children (ICAP) at Rio Vista. **Kevin McClay** responded that the autistic children are divided into two classes. In one class the children have moderate to severe autism and in the other class the children have very severe autism. Many of the children in the autistic program are bussed into Rio Vista. **Gail Steinberg** thanked Kevin McClay for coming to the meeting. **Gail Steinberg** told Jim Dantona that people who rent from Enterprise are returning their rented vehicles by parking them in our neighborhood as there is often no room on or in front of the Enterprise lots where they can park the car they are returning. They drop the car off in Colfax Meadows and tell the Enterprise people to come and get the car. **Jim Dantona** stated that Lisa Sarkin had asked if the DWP would be giving the stakeholders of Studio City a rebate for the time they were in the incorrect rate zone. Studio City is in a different rate category now and **Jim Dantona** suggested that we address the DWP Board of Commissioners with this issue. **Richard Niederberg** asked where the new trunk like intersects with the old grid. **Juan Guzman** stated that the new line is running parallel and does not intersect the old grid. **Mr. Le** stated that City Trunk line Unit 1 is connected at two points to the existing trunk lines.

6. President’s appointment of Jeffrey Steinberg to fill vacant Youth Board Seat.

**Ben Neumann** introduced Jeffrey Steinberg and asked him to say something about himself to the board. **Jeffrey Steinberg** stated that he is in 12<sup>th</sup> grade at Mt. Clair College Prep. He has been hearing about excessive building and poor street signage in Studio City. He felt that the youth of the community needs to be represented on these issues. He hopes to

continue to live here for some time and he feels that his input will be meaningful. **Vote:** 10-0-0 **Appointment is affirmed.**

7. Discussion and possible motion with respect to moving Public Testimony on Non-Agenda Items at Los Angeles City Council meetings toward the end of the council meetings.

**Proposed Motion: The Board of the Studio City Neighborhood Council issues the following Community Impact Statement regarding CF #09-2171 to be delivered to the Rules and Elections Committee and to each City Council member:**

Councilman Alarcon proposed a motion revising the order of business of regular City Council meetings, as listed in Council Rule 22, be amended to move "Public Testimony on Non-Agenda Items" toward the end of the Council meetings just prior to "Adjourning Motions." The SCNC objects to this proposed change in the order of Council meetings as it will have an adverse impact on transparency and on the ability of stakeholders to present their views to the City Council. By the end of the Council meetings council members may have left and will therefore not hear the comments of the stakeholders.

**Ben Neumann** read the motion which did not come from a committee. **Moved:** Lisa Sarkin; **Second:** Michael McCue.

**Public Comment:**

**Barry Johnson** stated he can't count the number of times he has been in City Council when Wendy Greuel was acting as chair, that she made the public wait until the end of the meeting for public comment. He fully supports the motion.

**Board Comments:**

**Remy Kessler** asked why this is being proposed by the City Council. **Lisa Sarkin** explained that certain members of the City Council do not want to hear what the public has to say as there are many times that they feel it wastes time when they want to get to scheduled agenda items. **Ron Taylor** asked how many people are usually there to speak in public comment. **Lisa Sarkin** responded that any council member, presiding at the meeting as president, can move public comment to wherever in the meeting they want to hear it. When public comment is moved to the end of the meeting most of the council members are not there to hear it. **Michael McCue** said we need to take into account what the stakeholders have to say. He is very concerned that it will prevent stakeholders from being heard if public comment is moved to the end of the meeting as they will have to wait all day to be heard. **John Walker** said he was not certain what we were requesting in the motion. **Lisa Sarkin** and **Michael McCue** explained further. **Vote:** 10-1-1 **Motion Carries.**

8. Report Valley Alliance of Neighborhood Councils (Arlene Samek/Barbara Monahan Burke) **Presenters could not attend tonight item was skipped.**
9. Discussion and possible motion with respect to supporting the Sunland Tujunga NC's letter to City Council with respect to the recent Station Fire.  
**Note:** 9 members present 5 needed to pass a motion at 8:10 PM  
**Motion:** Postpone indefinitely. **Vote:** 9-0-0. Unanimous – **Motion Postponed indefinitely**

**Proposed Motion: The Board of the Studio City Neighborhood Council supports the Sunland Tujunga Neighborhood Council's letter to the Los Angeles City Council and other concerned parties with respect to the recent Station Fire dated 9/9/09.**

10. Report Treasurer: **Remy Kessler** provided the board with two spread sheets. The balance of our budget for 2009-2010 is \$36,702. The report on rollover figures from prior years' unused budgets has not been released by DONE. That report is expected to be released Friday. He further reported that the SCNC has \$29,000 of committed funds that have not been paid. He believes that the total amount of the SCNC rollover should be about \$31,000.

**Public Comment:**

**Barry Johnson –passes**

**Note:** 10 members present 6 needed to pass a motion at 8:30 PM

**Board discussion – John Walker** asked how much money we actually have to spend.

**Remy Kessler** responded that the amount is \$36,472. Of the \$25,000 committed in prior

years, some commitments are quite old. **Richard Niederberg** said we should use Generally Accepted Accounting Principles but he believes some of these commitments should have a sunset provision. **Remy Kessler** said that sometimes there are reasons not to do that. **Lisa Sarkin** asked if we have an estimate of what it will cost for the upcoming NC elections. **Ron Taylor** explained that the City will provide some services but we really do not know what it will cost the NC. **Lisa Sarkin** asked if the old commitments could be reversed and the funds used for the election. **Remy Kessler** said he is aware that some of them will still be paid. **Michael McCue** stated he agreed with the idea of the sunset clause on committed funds. He also clarified that all expenditures over \$500 need to be approved by a board vote. **Jeffrey Steinberg** asked how we can pay the debt if we do not get rollover funds. **Remy Kessler** explained it is not a debt and we need to wait to see what the DONE report will show on Friday. **Richard Niederberg** stated that he met with Mr. Kim about the demise of a NC due to poor record keeping. He expressed his appreciation for the job that has been done by the treasurers of the SCNC because our records have always been in good order. **Ben Neumann** thanked Remy Kessler for doing such a good job.

11. Report Budget Committee: **John T. Walker** withdrew motion (b) from consideration. **Ben Neumann** read motion (a).

- a) **Motion: The Board of the Studio City Neighborhood Council approves a funding request from the Village Gardeners to fund up to \$1,350 towards their Fall Planting Event at the Richard Lillard Outdoor Classroom. The funds to be used for the site preparation by Landsco Commercial Landscape and the purchase of native shrubs, groundcover and other plantings with the condition that the SCNC receives appropriate credit along with other participating organizations.**

**Public Comment:**

**Barry Johnson** – passed public comment.

**Board Discussion:**

**Ron Taylor** asked if this should be taken up at this time when we are not certain about the rollover funds. Remy Kessler responded that we should move forward. **Vote: 8-1-1 Motion carries.**

- b) **Motion: The Board of the Studio City Neighborhood Council supports the community improvement and beautification project of the blacktop median (side panels) on the south side of Moorpark Street from Agnes to Gentry Avenues (east of Laurel Canyon and opposite Moorpark Park) undertaken by the Studio City Beautification Association by approving a funding request for up to \$1,500 to be paid to Northeast Trees for site preparation including blacktop removal with the condition that the SCNC receives appropriate credit along with other participating organizations.**

12. Report Environmental Affairs Committee: **Michael McCue** reported that they took the month of July and August off and that the Sept meeting was originally scheduled to be tonight. The meeting will now be rescheduled. He further reported that the leaf-blower video is close to being ready. It will be uploaded to the website as soon as it is ready.

**Public Comment:**

**Barry Johnson** – passed public comment.

13. Report Cultural Affairs Committee: **Christine From** reported that there have been two meetings of the committee. They will be working with the outreach committee. The Committee has finalized their goals for the year. They are organizing “walk-about”, getting email addresses and collecting data for Survey LA. Community photo day will be delayed until spring time. Established two members of their committee, Richard and Mary, to work with performing arts groups. Mary is identifying historic monument sites. **Christine From** also reported that Republic Studios will be 75 years old in 2010. She wants to have a celebration. She will work on this in conjunction with the Gene Autry museum. The proposed event is still in the planning phase. The committee is working with the Outreach Committee on related marketing ideas such as a community kiosk. She further reported that

they had a committee meeting regarding the Historic Preservation Ordinance. **John Walker** asked what is iconic in Studio City about Republic Studios. **Jeffrey Steinberg** asked what a "walkabout" is. **Christine From** responded that it is part of Survey LA. and explained the purpose is to learn more about the history of Studio City.

**Public Comment:**

**Barry Johnson** – explained where on the CBS lot the historic Republic Studio sites are located.

**Board comment – Todd Royal** said this is a very good start for this committee.

14. Report Crime & Safety Committee: **Josh Rubenstein** reported that he would like more people to serve on the committee with him. The committee had an informal meeting to discuss their plans. Their ideas included sponsoring a safety booth at the Studio City Farmers Market for a few weeks and distributing information about how to start a neighborhood watch, clear your brush, and other community safety related matters. They are considering sponsoring a pancake breakfast for Fire Station 78 to raise funds for things in their fire house not covered by the City budget. They are also working on setting up a disaster or CERT class for local schools. He is going to CPAP meeting. He also reported that violent crime is down in our division. Captain Buck is retiring and Captain Peters is expected to take over. One Homicide has occurred recently in Studio City but the crime was solved. Property crime is holding steady with prior years. There has been a rash of break-ins in the "Donnas" and motor vehicle related theft continues – primarily stealing items left in parked cars. Fryman Canyon is another area where crime has taken place. There has been theft from construction sites in Colfax Meadows and on the West Side of Studio City.

**Public Comment:**

**Barry Johnson** reported that channel 9 and 2 both carried stories recently about burglaries in our area. The burglars are knocking on doors and if no one answers they assume that no one is home. They come back in a few minutes and break into the house. The burglaries reported on have taken place in Toluca Lake and Studio City.

**Chris From** clarified that the "walk abouts" are being done in conjunction with the Outreach Committee. She also noted that the Little Brown Church expressed an interest in doing something for the fire department on their grounds.

**Board Comment:**

**Gail Steinberg** asked if Josh Rubenstein has talked to Officer Lewis about the RV's that are parked on the streets in Studio City with people are living in them. **Josh Rubenstein** responded that he would follow up about the encampments. The problem is that some of the property involved is multijurisdictional. Remy Kessler asked for clarification about the problems in Fryman Canyon. **Josh Rubenstein** stated it is the parking lot where the burglaries are taking place. **Richard Niederberg** thanked **Josh Rubenstein** for his comment about CERT. He believes the CERT program is very effective. **Michael McCue** indicated that all NC board members should have CERT training. **Lisa Sarkin** said she is glad **Josh Rubenstein** now has his committee underway. She believes that there are only theft problems in Colfax Meadows when construction is underway. Ben Nuemann extended a thank you to **Josh Rubenstein** for taking over this committee.

15. Report Outreach Committee: This item was taken out of order before number 8. **Suzanne Ekerling** reported that her committee approved \$100 for minor revisions to the website and those will be complete within the next 10 days. They have also approved an outreach plan and moved forward on several of the items on the plan. Outreach is considering creating a shared community booth at the farmers market with the Chamber and other groups. The Outreach Plan, in its approved form, will be distributed soon. They are working closely with the Cultural Affairs and Crime and Safety Committees. She reported that the Rotary Club wants to host a community mixer in November and details will come from the Outreach Committee once the event is planned. She suggested that Board and Committee Chair updates should be sent to the entire stakeholder list along with the Agenda. She believes this will get more stakeholders to the meetings. She attended the Neighborhood

Empowerment meeting for Outreach Chairs. That group will meet again before the Neighborhood Congress to get information for potential candidates. She also suggested expanding the bylaws committee to have an elections committee as well. She believes this needs to be done right away. **Lisa Sarkin** asked if the reports from the Board and the Committee Chairs would actually be on the agenda. **Suzanne Ekerling** and **John Walker** both responded that the manner was not determined yet. **Remy Kessler** asked why the notice of all agenda's is not sent to the SCNC's major email list. **Suzanne Ekerling** stated that outreach for the election alone will not work unless there is outreach to get involvement that happens all year long. **Suzanne Ekerling** also stated that there is no budget for election outreach and we need to let potential candidates know now. A report regarding election matters has just been issued and she sent it out via email to the board. **Thomas Soong** with DONE said the City Clerk did the outreach for the elections last year but the funds will not be there next year for neighborhood council election outreach. NC's will need to do it themselves. **Lisa Sarkin** asked for elections to be added to the Bylaws Committee agenda for October.

**Public Comment:**

**Barry Johnson** stated that he is curious why the board agendas are not sent out to the massive email list. He wants to know if it is to prevent "overload." He believes that outreach is needed but stakeholders should not require babysitting to get them to our meetings. If people don't like what is going on they should be here.

16. Report Bylaws & Procedures Committee: **Ron Taylor** reported that Walter Reed will not charge us for using their facility as a polling place for the election. He provided a handout showing our NC boundaries.

**Public Comment:**

**Barry Johnson** confirmed that part of the property shown on the map is in the County of Los Angeles. He also stated that we are still trying to get Studio City Identification signage at Lankershim.

**Board Discussion:**

**Lisa Sarkin** explained where the boundaries are and that the Map that Ron Taylor provided is correct. **Richard Niederber** also stated that he believes the map is correct. **Todd Royal** stated that the map is not correct as his home is not shown as being in Studio City. **Ron Taylor** agreed to submit the map as corrected. **John Walker** stated that the City Council people had gerrymandered Studio City. Ron Taylor will seek further clarification.

17. Report Land Use Committee: Lisa Sarkin. Lisa explained why there are two council file numbers for this motion and CIS.

- a) **Motion: The Board of the Studio City Neighborhood Council submits the following Community Impact Statement related to the performance audit of the Department of Building & Safety-Inspection and Code Enforcement Activities-July 10, 2006, as submitted by the Studio City Neighborhood Council Land Use Committee attached herewith.**

Studio City Neighborhood Council  
Community Impact Statement  
Council File Numbers 06-1590, 09-0611

The Studio City Neighborhood Council has reviewed the Performance Audit of the Department of Building & Safety - Inspection and Code Enforcement Activities - July 10, 2006 and notes that this file was not acted upon by the Los Angeles City Council. We request the file be reopened and measures are implemented as suggested in the report.

Additional Information: The following are issues the Studio City Neighborhood Council suggests must be adopted:

1. Decision makers need to have independent inspections of sites.
2. A violation of obvious rules must have real consequences.
3. There is no clarity in the discretionary judgment process.
4. Property Profiles must contain square footage of proposed development.

5. There is no consequence for staff errors. We suggest a legal liability to perform correctly.
6. Management must take responsibility for the lack of enforcement of conditions set by City Planning Department.
7. Staff must be better trained to follow deviations set by the City Council and other departments.
8. By right development must be defined and the definition followed by staff.

The mission of the Department of Building and Safety (DBS) is to protect the lives and safety of the residents and visitors of Los Angeles, preserve the City's quality of life, and contribute to the City's economic development. This is accomplished through implementation of the Zoning, Building, Plumbing, Mechanical, and Electrical Codes, as well as Engineering, Energy, and Disabled Access regulations, and local and State laws for construction and maintenance of commercial, industrial, and residential buildings. The DBS works mainly on the complaint basis so more control and manpower must be given to the staff responsible for the day to day inspections. More aggressive measures, such as larger fines, must be adopted by the Los Angeles City Council as suggested in the Performance Audit conducted by Controller Chick.

**Ben Neumann** read the motion.

**Public Comment:**

**Barry Johnson** stated that it is shameful that the City Council has not done anything on this in 2 or 3 years.

**Vote:** 10-0-0 **Motion Carries**

- b) **Motion: The Board of the Studio City Neighborhood Council supports, as modified, the CUP ZA-2009-1932 for the Loteria Grill located at 12050 Ventura Blvd. Studio City with the amended "Applicant Volunteered Conditions" as set forth in attachment A incorporated herein by reference. Vote: Unanimous.**

**Ben Neumann** read the motion and it was taken before 17 a. **Lisa Sarkin** gave a brief report and indicated that there is an attachment with many conditions that was negotiated with the owner and representative of the Loteria. The attachment was distributed along with the agenda. Hearing on this CUP has already been held. **Lisa Sarkin** reported that she attended the hearing and asked the hearing officer to take the matter under advisement. The hearing officer agreed to do that.

**Public Comment:**

**Barry Johnson** pointed out that the three restaurants in that shopping center have all closed at midnight. Additionally, two of them have only been beer and wine licenses. However, he believes the Community was ok with this restaurant having a full liquor license because it is a cultural thing to have tequila with a Mexican meal but they should close at midnight. He also reiterated that music must be non-amplified.

**Gail Phillips** stated that she is a long time resident of Studio City. Her daughters will soon be driving and she is concerned about granting another full liquor license in Studio City. She read a statistic from 2005 - "4 on site and 3 off site licenses are allocated to this census track. 29 on site and 4 offsite are already in the area." She also stated that the original criteria for this location was for a restaurant and not an entertainment bar. She does not want to see another establishment such as Platinum Live or Arra in Studio City. The conditions set forth in the documents she provided to the board run with the land. We have to live here. Musicians cannot be on the patio

**Board Discussion:**

**Richard Niederberg** stated that this has been fully vetted at the LUC and this establishment will be good for the community. Every criteria was thoroughly addressed and he urged a "yes" vote.

**John Walker** asked if the owners of the Loteria were aware of the conditions as was stated in the attachment. **Lisa Sarkin** responded that yes were aware of them but at the hearing they had requested longer opening hours on Friday and Saturday.

**Ron Taylor** asked about the live music and confirmed that it would not be on the patio. He further indicated that we have avoided public safety issues in Studio City up to this time.

**Vote:** 8-1-1. **Motion Carries.**



18. Report Transportation Committee: Todd Royal gave a report on transportation issues including the expected impacts related to closing the Colfax Bridge.  
**Motion: The Board of the Studio City Neighborhood Council opposes any proposal to sell taxpayer-owned, revenue-producing City assets, such as parking meters, parking garages, and city-owned parking lots. While this may close a budget gap temporarily, it exposes the City to future budget shortfalls, legal action and permanent diminished revenue. These outcomes are not in the best interest of Los Angeles taxpayers.**  
**Ben Neumann** read the motion. **Vote: 9-1-0. Motion Carries.**
19. Report Government Affairs Committee: Rita Villa provided a brief background statement related to the two motions from the Government Affairs Committee.
- a) **Motion: The board of the SCNC opposes the lobbyist reform ordinance in its current form. It is lacking two requirements (i) the requirement that committee treasurers and fundraisers keep records of fundraising activity conducted by lobbyists and (ii) that badges be worn by all paid lobbyists whenever they are conducting business at the City Council or with any other city department, commission or agency of the City of Los Angeles, on any city property or at any city sponsored event. These two requirements should be included in the final ordinance.**  
**Ben Neumann** read the motion. **Vote: 10-0-0. Motion Carries.**
- b) **Motion: The Studio City Neighborhood Council Board supports that required yard setbacks (front, back, and both side yards) be unobstructed and permeable both above-and-below ground level to enable on-site retention of water with natural infiltration to the aquifer. The ability of mature, broad-canopied, evergreen trees to develop and thrive, and the improvement of air quality through increased oxygen production by the trees eliminating much carbon dioxide, is dependent upon such unobstructed yards.**  
**Ben Neumann** read the motion.  
**Board Discussion: Remy Kessler** and **Richard Niederberg** both expressed concern that the motion was overly broad especially with respect to the language including side yards. **Rita Villa** responded to their concerns. **Vote: 8-1-1. Motion Carries.**
20. Comments from Board Members on subject matters within the Board's jurisdiction.  
**Lisa Sarkin requested that the Cultural affairs Committee needed a mission statement. Gail Steinbeg reported that it is being worked on.** She also request the Ben Nuenamm check to be sure that all board members are actively serving on committees and to please put the committees with motions on the agenda before reports from committees that do not have motions. She also suggested that all of our motions be sent to the surrounding neighborhood councils.
21. Adjournment at 10:58. **Moved:** Rita Villa; **Second:** Todd Royal; **Vote:** 10-0-0.

### Attachment A

Studio City Neighborhood Council Recommended Conditions  
Case: ZA-2009-1932-CUB  
12050 W. Ventura Blvd.  
Applicant: Jimmy Shaw & Loteria Grill

1. Hours of operation shall be permitted from 9:00 a.m. to 12:00 a.m. only.

2. Petitioner(s) shall not require an admission charge or cover charge, nor a requirement to purchase a minimum number of drinks.
3. The quarterly gross sale of alcoholic beverages shall not exceed the gross sales of food during the same period. The Petitioner(s) shall at all times maintain records which reflect separately the gross sales of food and the gross sales of alcoholic beverages of the licensed business. Said records shall be kept no less frequently than on a quarterly basis and shall be made available to the police department upon demand.
4. The subject alcoholic beverage license shall not be exchanged for a public premise type license.
5. The premises shall be maintained as a bona fide eating place (restaurant) with an operational kitchen and shall provide a menu containing an assortment of foods normally offered in such restaurants. Food service shall be available at all times during normal operating hours.
6. No pay phone will be maintained on the exterior of the premise.
7. There shall be no Adult Entertainment of any type pursuant to L.A.M.C. Section 12.70.
8. Live entertainment shall be limited to a non-amplified strolling mariachi quartet during regular business hours. During special events such as private parties, a non-amplified 4 piece band can be permitted but such events shall not exceed 10% of total gross sales and shall be conducted behind closed doors only.
9. No dancing shall be allowed at the location.
10. No pool or billiard tables may be maintained on the premises.
11. There shall be no coin-operated games or video machines maintained upon the premises at any time.
12. Any graffiti painted or marked upon the premises or on any adjacent area under the control of the Petitioner(s) shall be removed or painted over within 24 hours of being applied.
13. The Petitioner(s) shall be responsible for maintaining free of litter, the area and adjacent to the premises over which they have control.
14. Any music, sound or noise emitted that is under the control of the petitioner(s) shall not violate Section 116.1 of the Los Angeles Municipal Code.
15. The Petitioner(s) shall provide off-street parking spaces for vehicles used by patrons of the premises as per the City of Los Angeles Zoning Regulations.
16. Petitioner(s) shall install and maintain security cameras and a one-month video library that covers all common areas of the business, high-risk

areas and entrances or exits. The videotapes shall be made available to police upon request.

17. Electronic age verifications device(s) which can be used to determine the age of any individual attempting to purchase alcoholic beverages or tobacco products shall be installed on the premise an each point-of-sale location. This device(s) shall be maintained in an operational condition and all employees shall be instructed in their use prior to the sale of any alcoholic beverage or tobacco product.

18. Within six months of the date of this determination and within six months of hire, all personnel acting in the capacity of a manager of the premise and all personnel who serve alcoholic beverages shall attend a Standardized Training for Alcohol Retailers (STAR) session sponsored by the Los Angeles Police Department. All employees who serve alcoholic beverages shall attend follow-up STAR classes every 24 months.

19. Petitioner(s) shall maintain on the premises and present upon request to any law enforcement officer, a copy of the Business Permit, Insurance information and a valid 24 hour emergency contact phone number at all times.

20. In order to provide for reexamination of the matter one (1) year after the start of utilization of this authorization, an "Approval of Plans" shall be filed. The application shall be accompanied by the payment of appropriate fees, as governed by Section 19.01 -1 of the Los Angeles Municipal Code, and must be accepted as complete by the Planning Department public counter. The completed application shall be accompanied by owner notice labels for abutting properties include the Council District, Department of Alcohol and Beverage Control district office, A Los Angeles Police Department vice unit in the local district office, and individuals on the interested parties list related to the subject authorization. The applicant/owner shall provide appropriate documentation to substantiate ongoing compliance with each of the conditions contained herein at the time of filing the Approval of Plans review application. An application without such documentation shall be accompanied by a fee payment governed by Section 19.01-C of the Los Angeles Municipal Code. Further, any requested modification to the discretionary action shall also result in the increased fee. To assist the Planning Department in determining if a public hearing shall be held, interested parties should contact the Planning Department within two weeks." The Zoning Administration may elect to waive the public hearing if the applicant has fully complied with the conditions of approval, along with the written consent of the Planning Department, Council Office 5, LAPD, and the Neighborhood Council.

21. Any future operator or owner for this site must file a new Plan Approval Application to allow the City of Los Angeles to review the mode and character of the usage. Petitioner, (s) operator(s), of licensee(s), shall maintain on the premises and present upon request to any neighborhood council and/or immediate neighbor the valid, current, name, phone number, and any other contact information needed to facilitate timely communication with the representative responsible for the establishment.

22. If at any time during the period of the grant, should documented evidence be submitted showing continued violation(s) of any condition(s) of

the grant, resulting in a disruption or interference with the peaceful enjoyment of the adjoining and neighboring properties, the Zoning Administrator will have the right to require The Petitioner(s) to file for a plan approval application together with the associated fees, to hold a public hearing to review The Petitioner(s) compliance with and the effectiveness of the conditions of the grant. The Petitioner(s) shall submit a summary and supporting documentation of how compliance with each condition of the grant has been attained.

23. Petitioner(s) agrees that the location shall be open in some capacity for lunch.

24. Petitioner(s) agrees that a hot line available, posted on the premises with a name and phone number in case of emergency.

