



## MINUTES - FULL COUNCIL MEETING

Wednesday October 9, 2013 - 6:30 p.m.

Woodland Hills Academy, 20800 Burbank Boulevard, Woodland Hills, CA 91367

**Call to Order** – Chair Scott Silverstein called the meeting to order at 6:40 p.m.

**Pledge of Allegiance** – Pledge of Allegiance was conducted by Gordon Murley

**Roll Call** – was conducted by Peter Fletcher. A quorum was reached with 18 Board members present

### Approval of the Record of Proceedings:

Scott Silverstein made a motion to approve the minutes:

**September 11, 2013 Full Board Meeting-** Scott Silverstein made a motion to approve

**Heath Kline seconded**

Marty Lipkin made a motion to amend the minutes to read as follows:

Committee Reports, Community Services, William Anderson

“He will coordinate with Outreach to conduct *a lottery for* the public”.

**Heath Kline seconded**

**Vote: Ayes 18 Nays 0 Abstain 0**

**September 11, 2013 Special Board Meeting** – Scott Silverstein made a motion to approve

**Heath Kline seconded**

**Vote: Ayes 17 Nays 0 Abstain 1**

**September 30, 2013 Special Board meeting** – Scott Silverstein made a motion to approve

**Heath Kline seconded**

**Vote: Ayes 14 Nays 0 Abstain 4**

### 1. Organization, Operation, Policies, & Procedures:

#### Public Announcements:

#### **Councilman Blumenfield’s office, Joaquin Macias, CD3 Field Deputy**

Joaquin Macias discussed the Public Safety Fair to be held on Saturday, Oct. 12, 2013. The councilman and his staff will be there. Mr. Macias coordinated a clean and green work crew to clean up the median on Mulholland Drive between Valmar and San Feliciano Drive. They will also have the clean and green crew work on Valley Circle Drive over the next 3 months cleaning up weeds and overgrowth.

The City will place a security fence around the old Fire Station 84 on Canoga Blvd. Councilmember

Go to Councilmember Blumenfield’s website to fill out a survey that concerns the possibility of turning the old Fire Station into a City park. Answer the questions and have a voice.

Councilmember Blumenfield has received over 200 requests from Woodland Hill’s stakeholders. Contact Arielle Bernard, Assistant Field Deputy if you have any concerns or questions.

**Other elected or public officials and their representatives:**

Carly Silverstein, El Camino Real Charter High School Student Liaison gave a report detailing the student activities at El Camino.

**Public Comment:**

**Glen Kovacs – Community Outreach Coordinator - Salvation Army**

Mr. Kovacs discussed the adult rehabilitation program being held at the Roscoe Facility. He stated that the Salvation Army will have a collection event at the Public Safety Fair.

**Gordon Murley - NC Board member**

He discussed the Proud Bird Restaurant at LAX. The City is raising their rent by \$500,000 over the next five years and requiring the restaurant to make \$1,000,000 in improvements in order to continue to operate and obtain a new lease from the City of LA. Mr. Murley urges the public to contact Mayor Garcetti’s office and request that the mayor intervene to give the restaurant a more equitable lease so it can continue to operate and be affordable to the public.

**2. Organization, Operation, Policies, & Procedures: No comments at this time**

- Chair, Scott Silverstein
- Vice-Chair, Dennis DiBiase
- Treasurer: Scott Silverstein
- Secretary: Joyce Fletcher
- Parliamentarian: Gordon Murley

**3. Items for Which Committee Meetings Have Been Held:**

**Item no. (1) August Steurer, Chair, Planning, Land Use, Mobility Committee (13-043)**

**ZA2013-2271(CUB)**

**6100 Topanga Canyon Blvd, Woodland Hills, (Maggiano’s Italian Restaurant)**

**Gordon Murley recused himself and left the room.**

August Steurer, PLUM Committee Chair made the following motion: With respect to Los Angeles City Planning Case Number ZA 2013-2271 (CUB) for Maggiano’s located at 6100 Topanga Canyon Boulevard, Woodland Hills, CA 91367, which seeks plan approval renewal for the sale of a full-line of alcoholic beverages for on-site consumption only; in conjunction with a 17,271 SF restaurant with seating for 518 inside and 94 outside during the hours of 6:00 am to 2:00 am, seven (7) days a week, there are no known problems with the operation of the facility. The Planning, Land Use and Mobility Committee recommends that the Woodland Hills – Warner Center Neighborhood Council Board support the renewal of the conditional use permit with the same conditions as the expiring permit. **Dennis seconded**

**Vote: Ayes 17                      Nays 0                      Abstain 0**

**Item no. (2) August Steurer, Chair, Planning, Land Use, Mobility Committee (13-044)**  
**ZA 2013-2102 (CUB) 22901 W. Ventura Blvd., Woodland Hills, CA 91364 (Local Peasant Restaurant)**

**Gordon Murley recused himself and left the room**

August Steurer, PLUM Committee Chair made the following motion: In regard to Los Angeles City Planning Case Number ZA 2013-2210-PAD for The Local Peasant Restaurant located at 22901 West Ventura Boulevard, Woodland Hills, CA 91364, there is a request for the deemed to be approved continuation of the existing use as a restaurant with a full line of alcoholic beverages, live entertainment and dancing with the addition of a 411 SF enclosed indoor expansion and an expanded outdoor 712 SF covered patio operating from 6:00 am to 2:00 am, seven (7) days a week.

The Planning Land Use and Mobility Committee recommends that the Woodland Hills – Warner Center Neighborhood Council Board support the requested action under the following conditions:

- 1) As the applicant is currently providing valet parking to satisfy parking needs for the site based on the current two-hundred-thirty (230) person occupancy, the applicant must show that the new expansion will meet the required number of on-site parking spaces and have other possibly required off-site parking arrangements required to comply with City parking requirements for the approved occupancy load including the expanded area. Our observation is that the required on-site parking is inadequate to serve the approved occupancy.
- 2) In recognition of a potential for patron parking in nearby residential zones, signage be required telling patrons not to park in residential areas.
- 3) In recognition of patrons and the valet using street parking across Ventura Boulevard, we recommend a letter of support for applicant seeking a marked mid-block cross-walk at a location near the restaurant.
- 4) The Valet station is currently located at the entrance to the parking area and congregated patrons pose an obstruction for handicap parking and are at risk form cars arriving into the driveway. We recommend a letter of support for the applicant’s relocation of the valet to a curbside valet zone on Ventura Boulevard.
- 5) There be no live entertainment on any patio and that it be indoors only.

**Seconded by Dennis DiBiase**

Christopher Wilson from the Local Peasant updated the board on parking issues.. The expansion will require the operator to have 23 total spaces. They are trying to get a written agreement to use another lot which is two (2) stores to the east. They want to add 10 to 20 spaces for the valet above code.

All live entertainment will be at the rear of the restaurant. There will be no music on the patio.

Heath Kline raised concerns about alcohol being passed over the barrier at the patio. Possible options to slant the top of the wall or put a planter box on top.

**Vote: Ayes 15                      Nays 2                      Abstain 0**

**Item no. (3) August Steurer, Chair, Planning, Land Use, Mobility Committee (13-045)**  
**ZA 2013-2130 (CUB) 19948 Ventura Blvd., Woodland Hills, CA 91364 (Akari Sushi Restaurant)**

**Gordon Murley recused himself and left the room**

August Steurer, PLUM Committee Chair made the following motion: In regards to Los Angeles City Planning Case Number ZA 2013-2130-CUB for applicant Akari Sushi located at 19948 Ventura Blvd., Woodland Hills CA, 91364, Akari Sushi is requesting to continue the use of Conditional Use Permit for the sale of beer and wine for onsite consumption in an (E) Restaurant with twenty-seven (27) seats and hours of operations from 11:30 am - 3:00 pm & 5:00 pm - 10:00 pm, Monday-Saturday. The Planning, Land Use and Mobility Committee recommends that the Woodland Hills Warner Center Neighborhood Council Board Support the issuance of the Conditional Use Permit with the agreed upon conditions:

Agreed Upon Conditions

1. For Restaurants all alcohol must be served with food from menu. No special menu.
2. All alcohol is incidental with food service and served by staff, no self service
3. If License is other than for a Bonafide restaurant then it must be a cabaret license and it needs to go before the Police Commission for Dancing and entertainment.
4. No one under 21 may serve alcohol.
5. All employees must take the STAR training of LAPD.
6. Any Patio where drinks are served must be built so that no exchanges of food, drink, or other paraphernalia can be passed to people either in the patio or outside the patio.
7. If there is a Bar, it must be able to serve food at the Bar.
8. All alcohol service will cease when the kitchen closes.
9. There will not be any late night, substitute or ancillary menus for the purpose of serving alcohol.
10. If it is a cabaret license then no one under the age of 21 may enter the premises.
11. There must be legal parking for the establishment per City Code. If they have agreements to use other parking, it must be valid in writing for the period of time the establishment remains in service and on file with the City of Los Angeles.
12. No amplified music that exceeds 60 decibels at the edge of the property.
13. No alcohol outside of the premises.
14. No congregating or loitering in the parking lot or adjacent properties by patrons of the establishment.
15. There shall be no topless, nude or other entertainment because of the proximity of Taft High School.
16. There shall be no video or arcade games.
17. It shall not be classed as a sports bar without a cabaret license.
18. Alcohol sale should be limited to not exceed 30% of foods sales.

**Heath Kline seconded**

**Scott Silverstein made a motion to amend the 1<sup>st</sup> motion to offer fifteen (15) CUB Conditions that will replace the eighteen (18) CUB Conditions provided by August Steurer. (See attached replacement Conditions)**

**Heath Kline seconded**

Discussion followed. Mr. Silverstein’s Conditions restricts alcohol sales to 50% of food sales. Mr. Kline commented that we need to clarify so that the owner will be able to manage alcohol sales on a monthly or quarterly basis.

Mr. Steurer commented that alcohol vs food sales are regulated by the state based on the license you get. City Planning has also requested the PLUM Committee/NC provide a written nexus to be able to enforce NC expanded or replacement conditions.

Applicant did not want to make a statement

**Second Motion:**

**Vote: Ayes 15 Nays 0 Abstain 2**

**Main motion:**

**Vote: Ayes 16 Nays 1 Abstain 0**

**Item no. (4) William Anderson, Chair, Community Services Committee (13-046)**

Bill Anderson, Chair of the Community Services Committee made a motion that the Board approve the following motion:

Whereas, Community Services Committee member, Zack King, has made email requests on 19 June 2013, 25 July 2013, and 2 August 2013 to Marcelo Di Paolo of Los Angeles Department of Water and Power (LADWP), requesting clarification with regard to specific questions that have arisen with regard to a presentation made by Mr. Di Palo to the Woodland Hills Neighborhood Council at its 8 May 2013 about a possible LADWP program to install Smart Meters in certain areas within the City of Los Angeles, and whereas, there has been no response from Mr. Di Paolo nor from anyone else at LADWP with regard to these requests, now therefore, it is moved that the Woodland Hills Warner Center Neighborhood Council approves and supports the attached letter requesting that LADWP provide clarification to the Community Service Committee questions with regard to LADWP’s smart meter program. (see attached letter)

**Seconded by Heath Kline**

**Vote: Ayes 16 Nays 1 Abstain 0**

**Item no. (5) Scott Silverstein, Treasurer (13-047)**

**Presented by Joyce Fletcher, Assistant Treasurer**

Joyce Fletcher made a motion to approve an updated WHWCNC budget for Fiscal Year 2013-2014.

**Seconded by Heath Kline**

**Vote: Ayes 16 Nays 1 Abstain 0**

**Item no. (6) Scott Silverstein, Treasurer (13-047)**

**Presented by Joyce Fletcher, Assistant Treasurer**

Joyce Fletcher made a motion to approve the NC Budget Fiscal Year 2012-2013 3rd and 4th quarter reconciliations.

**Seconded by Peter Fletcher**

**Vote: Ayes 17 Nays 0 Abstain 0**

**Item no. (7) Scott Silverstein, Treasurer**

Scott Silverstein made a motion to approve the appointment of Peter Fletcher as the WHWCNC Assistant Secretary per the NC Bylaws, Article VI, Section 2, Item D. **Seconded by Dennis DiBiase**

**Vote: Ayes 15                      Nays 2                      Abstain 0**

**Discussion by the Board regarding committee operations.****Committee Reports:**

Budget Committee – Scott Silverstein, Chair

Scott thanked Joyce Fletcher for preparing the budget documents. The Budget will be reviewed and discussed at the next Budget Committee meeting.

Community Services – William Anderson, Chair

The Community Services Committee is working on providing information to the Community on Smart Meters, City issues that affect the community and participating in the Public Safety Fair Oct.12, 2013

Education Committee\*- Melanie King, Chair

The Education Committee is working on several Community Forums to be presented in the coming months and working with schools to provide school safety information

Governance Committee -- Gordon Murley, Chair

The Governance Committee is rewriting the NC Bylaws

Outreach Committee – Joyce Fletcher, Chair

The Outreach Committee will meet to plan new outreach programs

PLUM Committee – August Steurer, Chair and Peykan Abbassi, Vice Chair

The PLUM Committee has been very busy with cases and there are several more cases to be reviewed

Public Safety Committee – John Strand, Roger Gerrish, Co-Chairs

The Public Safety Committee is planning and participating in the Public Safety Fair Oct. 12, 2013

Senior Committee\*-Kathy Davis, Chair

The Senior Committee is planning to participate in the One Generation Senior Symposium

Warner Center 2035 Plan, Citizens Advisory Committee – Dennis DiBiase, Chair

The Citizens Advisory Committee has spent many hours working on the Specific Plan. It is an ongoing process as developers and stakeholders work to have a plan that supports what is best for the community.

\*subcommittees of the Community Services Committee

**This agenda is subject to correction of non-material information.**

**Announcements:**

**Next Board meeting will be Wednesday, November 13, 2013** at Woodland Hills Academy, 20800 Burbank Boulevard, Woodland Hills, CA 91367 - Multi-Purpose Room.

**Meeting dates for the rest of the academic year:**

For the upcoming 2012/2013 academic year the proposed Board meeting dates are:

November 13, 2013, December 11, 2013, January 8, 2014, February 12, 2014, March 12, 2014, April 9, 2014, May 14, 2014, June 11, 2014.

September to June meetings will be tentatively held at Woodland Hills Academy, Multi-Purpose Room ("MPR"), 20800 Burbank Boulevard, Woodland Hills, CA 91367 at 6:30 p.m. July and August 2014 meetings are to be held at a venue to be determined at a later date.

(Date, Time, location subject to change or cancellation. Please check the [www.whcouncil.org](http://www.whcouncil.org) website)

**Meeting Adjourned: Chair Scott Silverstein adjourned the meeting at 8:51 p.m.****Disabilities Act Notification:**

*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 business days (72 hours) prior to the meeting you wish to attend by contacting the Department of Neighborhood Empowerment at (818) 756-9628, (818) LA HELPS.*

**Brown Act Notification:**

*In compliance with Government Code 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 [www.whcouncil.org](http://www.whcouncil.org). If you would like a copy of any record related to an item on the agenda, please contact: [j.fletcher@whcouncil.org](mailto:j.fletcher@whcouncil.org)*

**ATTACHMENT: Item no. (3)****August Steurer, Chair, Planning, Land Use, Mobility Committee (13-045)**

**ZA 2013-2130 (CUB) 19948 Ventura Blvd., Woodland Hills, CA 91364 (Akari Sushi Restaurant)**

**Replacement Conditions: Submitted by Scott Silverstein**

1. Alcohol service must cease when the kitchen closes or food service stops.
2. Alcohol must be served by employees only: no self service shall be available
3. No one under 21 years old may be served alcohol
4. All employees must take STAR training by the LAPD.
5. If the facility has a bar: then full menu service shall be available at the bar.
6. If the applicant obtains a cabaret license no one under 21 years old may enter the premises. In accordance with the Police Commission policy: applicant may be required to appear before said Police Commission to present their cabaret license for approval.
7. There shall be no topless or nude entertainment.
8. Per City code adequate parking must be provided by the applicant. If the applicant maintains agreements to use offsite parking said agreements must be in writing and in force for the period of time the establishment remains on file with the City of L.A.
9. Any open patio where alcohol is served must provide a reasonable secure barrier so no exchange of food or drink can be made to or from the patio area.
10. No amplified music that exceeds (60) decibels at the edge of the property.
11. No loitering in the parking lot or adjacent properties by patrons of the establishment.
12. No alcohol permitted outside the premises.
13. There shall be no video or arcade games.
14. The facility shall not be classified as a sports bar unless the appropriate license is issued by the City of Los Angeles or the Police Commission.
15. Alcohol sales shall not exceed 50% of food sales.

**ATTACHMENT: Item 4**

**DRAFT**

Dear Mr. Di Paolo,

You spoke at our Neighborhood Council meeting on May 8, 2013, which was extremely informative.

At that meeting you told us to email you any additional questions that we had.

Following the meeting, Cindy Sage from Sage Associates compiled a list of questions that were forwarded to you On May 16, 2013. Although we do appreciate your response to the initial questions on June 4, 2013 we need some additional clarification to the questions.

Furthermore, since your presentation, there were some inconsistencies the council was made aware of regarding the Smart Meters. A member of the board, Zack King emailed you on June 19, 2013, July 25, 2013 and August 2, 2013 for additional clarification, yet has not received a reply from you or any representative from LADWP.

As elected officials representing our community, we need to educate our stakeholders about any issues that may impact them both in a negative or positive manner.

Many stakeholders and board members have concerns about the Smart Meters, and not hearing a response as of to date regarding these questions, as well as the inconsistencies that have been reported are only increasing our concerns.

The inconsistencies include LADWP residents in adjacent West Valley communities, not including Chatsworth, have reported Smart Meters being put on their homes without their consent.

When LADWP was asked to remove the Smart Meter, the meters were replaced with digital RF Meters, instead of their original analog meters.

Also, residents who have requested to opt out of Smart Meters have received letters from LADWP that conflict with your reports that the Smart Meter program is strictly on a volunteer basis, with no plans for a roll out (see attached).

We would greatly appreciate your taking the time to respond to the attached questions, as well as the inconsistencies mentioned.

Thank you in advance for your time and effort.

CC: Bob Blumenfield, Councilman, Los Angeles City Council, District 3  
Eric Garcetti, Mayor, City of Los Angeles  
Fran Pavley, State Senator, California 27<sup>th</sup> State Senate District  
Brad Sherman, United States Congressman, 30<sup>th</sup> District  
Jack Humphreville, President, DWP Advocacy and Ratepayer Advocate  
Frederick Pickel, Executive Director Ratepayer Advocate  
Cindy Sage, Sage Associates