



**February 27, 2012 Board and Stakeholder Meeting Approved Minutes  
Cabrillo Marina Community Building, 6:30pm**

1. **Call to Order:** President June Burlingame Smith called the meeting to order at 6:32pm.

**Roll Call:** Board members in attendance were: Claudia Kreis; Erin Strellich, Dave Behar, Doug Epperhart, Dean Pentcheff, June Burlingame Smith, John Stinson, Chuck Hawley, Peter Warren, Bruce Horton, Marcie Miller (arrived at 6:57), Lydia Gutierrez (arrived at 6:59); Ray Medak (arrived at 7:00) and Bob Gelfand (arrived at 8.42) Absent: Valentin Bioadjiev, Robert Brandin and Chad Flynn. A quorum was reached (13 board members until 8:42pm then 14 board members were present). Approximately 15 stakeholders were also present.

2. **Reading and Approval of Minutes:** The minutes of the January 23, 2011 Board and Stakeholder meeting were approved as presented.

3. **Public Comment on Non-Agenda Items:**

- Dan Walter, resident on Alma, commented that due to the new high school and the closure of Paseo del Mar, his street has become extremely busy. They have not received any assistance from city agencies. The neighbors have come up with some proposed solutions which will be sent to the board in a PDF file. Peter Warren referred the stakeholder to two of the Coastal Committees.
- Paul Butterfield introduced himself. He is a San Pedro resident and has worked in education and been a coach at San Pedro High and Dana Middle School. He announced that he is running for State Senate 35<sup>th</sup> District.
- Jeff Meyers, resident of Point Fermin and also an adult education teacher, commented that the school board wants to eliminate adult education in Los Angeles. They serve 300,000 students every year. They would like letters of support and/or resolutions from all the neighborhood council's in support of adult education. They are only 2% of the budget but serve 27% of the student population, making them very efficient in adult education. They are attempting to get support from all public officials as well. There was no object from the board to add this item to the agenda to discuss any possible action as a council.
- Dean Pentcheff: Provided a survey to stakeholders in attendance to track how they heard about the meeting and why they attend.
- Mike Browne, a Paseo del Mar resident and board member on the Palisades Residents Association, announced recommendations from the Palisades Residents Association with regard to alleviating problems with traffic due to the closure of Paseo del Mar:
  1. Putting in roundabouts or traffic circles at Paseo & Weymouth; as well as on Paseo on the White Point side.
  2. Energy efficient lighting for traffic safety at night. Fencing consistent with what is presently on Paseo.
  3. Traffic circle at Barbara & Paseo to slow traffic and divert non-resident traffic.
  4. Widening of Hamilton
  5. Directional signage for the nature preserve.
  6. An elevated lookout point to allow people to see the landslide.

#### 4. REPORTS BY GOVERNMENT AGENCY REPRESENTATIVES:

**Councilman's Office.** John Larson, Field Deputy for San Pedro, reported the following:

- His contact email is: [john.larson@lacity.org](mailto:john.larson@lacity.org)
- Update on Slide area: There is currently no updated information from prior meeting. The city is still undergoing traffic studies and geological surveys which will be concluded in the coming months. Permanent solutions are still on a "To Be Determined" status.
- Announced a meeting with Dr. Pickle, DWP Ratepayer Advocate, March 8, 2012.
- Announced an upcoming event called "Day of Dialogue", February 29 to provide advice to citizens having difficulty paying their bill.
- Peter Warren addressed John Larson regarding Coastal NC's resolution calling on the BOHC to establish an AMP (Alternate Marine Power) offset fee should the super tanker terminal be built. As part of that resolution, Coastal called on City Council candidates to take a position on this issue. Peter would like the Councilman to come and talk to the NC about this.
- Chuck Hawley congratulated the Councilman on his public swearing-in ceremony and the tremendous outreach by the Council Office and his staff.

**LAPD.** Officer Eve Wight reported:

- She is temporarily assigned to this area until a new Senior Lead Officer is chosen.
- Crime in San Pedro is prevalently property crime (burglary and theft from motor vehicles) which is easily avoided. The LAPD's Lock It or Lose It Program has been created to remind the community not to leave valuable in sight in their vehicles.
- There has been an increase of violent crime in Wilmington. There are suspects in custody for the three shooting murders this year. There has been a heavy influx of metro officers in that area. Joe Buscaino is pushing to get better deployment.
- A Skateboard Task Force has been created to address the issue of two or three skateboarder groups who are also involved in burglaries from motor vehicles. The task force has been citing skateboarders violating traffic laws.
- Questions from board members were also addressed.

**Port of Los Angeles:** Augie Bezmalinovich reported:

- Announced upcoming Board of Harbor Commissioners meetings.
- The annual public meeting for the LA Waterfront update is March 29, 6-8pm at the Crown Plaza Hotel.
- The Lane Victory has been temporarily moved to Berth 46 till the end of the year then it will be moved to Berth 50. They might consider eventually having a permanent place for the ship near Ports O' Call.
- Catalina Express is occupying the old Pavilion Building and the boats will be anchored in the spot where the Lane Victory was previously docked.
- Harry Bridges now has one lane open in each direction.
- USS Iowa. The public comment period on the Draft EIR ends March 7.
- Al Larson Boat Shop improvement project EIR, public comment ends March 5,
- SP Slip construction continues. Should be done by end of summer.
- Cabrillo Way Marina is open and the Port is waiting to sign a lease with an operator before they have a grand opening.
- The downtown harbor between the fire station and the maritime museum has been fenced off and construction has begun for the water cut.
- Warehouses 9 and 10. The lease has been signed with Crafted at the Port of Los Angeles. Soft opening at the end of June.
- Marcie Miller voiced her frustration on the City of Los Angeles' expenditure of \$5 million on furniture at the Port Administration Building when she thought all the \$25 million in the SNAP program was to be paid for by the Port itself. Augie responded that he was not

familiar with the SNAP program. Marcie was under the assumption that the Port of LA was self sustaining and that it would not be taking money from the City of Los Angeles. For the most part, the vast majority of the space has very little to do with the City of LA. She stated that \$12,500,000 has already been spent out of the SNAP program. She provided a document to Augie for review at the meeting.

- Dean Pentcheff asked Augie to provide information by email on the furniture issue project, including cost, where funding came from etc. Augie responded that he did previously respond to Marcie's questions on this issue as reflected in the minutes.
- Lydia Gutierrez asked for an update on the plan for Berth 46. Augie responded that the plan is still for cruise ships to be berthed there.
- Ray Medak asked about water pollution concerns with bird droppings being cleaned off the docks and into the harbor water. He asked Augie to report back on the process to clean the docks.
- Dave Behar asked about RFP's/RFI's on Ports O' Call.
- Bruce Horton asked about the status of the Hey Rookie pool. Augie responded that there is still paperwork that needs to be done.
- June Smith asked Augie to find out when the bathrooms at Cabrillo Beach will be upgraded.

5. **Presentation on Metro Express Lanes Program by the Los Angeles County Metropolitan Transportation Authority (Metro).** No representative in attendance due to illness.

6. **Presentation on proposed Reusable Bag Policy:** Steve Casares talked about the proposed single use bag prohibition policy that the City Council is reviewing. This would make it a requirement for customers to supply their own bags at major supermarkets. The Bureau of Sanitation supports this proposal. Steve commented that his purpose in attending today is to answer questions and hear comments and concerns from board members and stakeholders. Those concerns included:
- Whether the City of Los Angeles would be supplying re-usable bags. Response: Over 200,000 bags have been given at events and they have other related outreach programs.
  - Dean Pentcheff questioned information provided on the fact sheet which he felt is unverified and misquoted. He has a problem with the City basing a multimillion dollar effect policy on evidence that is poorly compiled when there is so much excellent research available to support the need for such a program.
  - Lydia Gutierrez asked if biodegradable products are being developed. She also has concern for low income citizens who may not be able to afford re-usable bags.
  - Doug Epperhart commented on all the reusable bags that the neighborhood councils have been giving out to the community, and mentioned that Target gives credit for customers bringing their own bags.
  - Stakeholder Dylan Bruno asked what citizens can do to support this important issue and the response was that citizens can call the mayor and congresswoman.
  - Craig Cadwallader: Encourages support of this measure and gave a lot of information on the need for such a program. In depth research has been done and he can provide the information to anyone who is interested.
  - The ultimate goal is to achieve Zero Waste and have no need for landfills.
  - Peter Warren had questions about the colored trash cans and the sorting process. Steve responded that the contractors at the sorting facility do the best they can but many people are not recycling correctly.
  - Bruce Horton reminded the Board that several years ago the Coastal SPNC passed a resolution endorsing the banning of all plastic bags in the City of Los Angeles.
  - John Stinson feels that the City has been heading in the right direction with its recycling and Zero Waste programs. He is fully in support of the proposal and thinks the City Council should pass it.
  - Lydia Guitierrez talked about recycling in the schools. Steve responded that The City of Los Angeles provides free recycling to the schools.

7. **Question time regarding written officer and committee chair reports:** None.
8. **Board approval of all purchasing card transactions and monthly bank statements:** January and February expenses were reviewed. With no objections from the board, the monthly expenses were approved as presented.
9. **Transfer of Funds:** John Stinson provided the following amendment to the original motion, seconded by Dean Pentcheff: Transfer \$5,000 from the Newsletter budget line and \$1,000 from the Neighborhood Improvement Project budget line to the Neighborhood Purposes Grant budget line. The amendment was passed with 10 yes, 0 no, 3 abstentions. The amended motion was then passed with 10 yes, 0 no, 3 abstentions.
10. **Sponsorship of science lab equipment for Port of Los Angeles High School in an amount not to exceed \$3,000:** John Stinson spoke on the motion. Peter Warren commented that he opposes approving funding when the people who make the request are not present at the meeting. Dean Pentcheff moved to table the motion until next month, seconded by Dave Behar. The motion to table was passed with 9 yes votes, 2 no, 2 abstentions.
11. **Sponsorship of the Friends of the Cabrillo Marine Aquarium's Grand Grunion Gala, the Student Science Research Program and the Aquarium Exhibitory and Education Conservation and Outreach Program in an amount not to exceed \$5,000.** John Stinson moved to amend the motion to read: Resolved, the Coastal San Pedro Neighborhood Council (CSPNC) will buy a full page inside cover ad in the Grand Grunion Gala 2011 Tribute Book at the cost of \$1250 and shall sponsor: the Student Science Research Program and the Aquarium Exhibitory and Education Conservation and Outreach Program of the Cabrillo Marine Aquarium in the amount of \$1875 each. The amendment was seconded by Bruce Horton. Paula from the CMA gave an overview of where the funding will go and the recognition that the Coastal NC would receive. Marcie Miller spoke in support of the motion. The Board voted in favor of the Amendment with 12 yes votes, 0 no, 1 abstention. The amended motion was then passed with 12 yes votes, 0 no, and 1 abstention.
12. **Doug Epperhart received Board approval to move up Agenda Item 14 on the agenda (11 yes votes, 1 no, 1 abstention). Appointment of Chair and members of the ad hoc White Point Landslide Committee:** June passed out the names of those interested.

Dylan Bruno	Terry Miller	Erin Strellich
Richard Havenick	Beth Sohngen	Ray Medak
Dave Behar	Claudia Kreiss	Peter Warren
Anne Scheffler	Marissa Melling	Marcie Miller
Jon Scheffler	Pam Meisel	Dean Pentcheff
Andrea Vona	Mike Brown	Dan Malstom
Bruce Biesman-Simons		

- The board approved the appointment of the above committee members to the White Point Landslide ad hoc Committee with 12 yes votes, 1 abstention.
- **Appointment of a Chair for the Committee:** Peter Warren nominated Richard Havenick and Lydia Gutierrez nominated Dan Malstom. One stakeholder suggested Dylan Bruno but he was not present at the time this agenda item was discussed.
- (Bob Gelfand arrived at the meeting at 8:42; 14 board members now present.)
- The two candidates were given an opportunity to speak.
- Chuck Hawley wanted the candidates to understand their fiduciary responsibility to the City of Los Angeles suggesting that if they talk about legal issues that put the City of Los Angeles at risk then those issues cannot be discussed in public, they must be under a closed meeting. This is not a finger pointing committee, it is a fact finding committee. He suggested that there be a City Attorney ruling on this issue. June Smith did not feel there was any problem. Doug

Epperhart responded that our policy is that all committees operate under the Brown Act and there are certain legal requirements. If advice is needed we consult with the City Attorney. No closed sessions are allowed and the committee will not be dealing with issues that would need to be in closed sessions.

- **Richard Havenick was appointed as Chair of the Committee with 9 yes votes; 1 vote for Dan Malstom and 4 abstentions.**

13. **Agenda item 12: Motion to oppose any changes to Los Angeles Police Department procedure regarding impoundment of cars.** This motion comes from the Public Safety Committee. Chuck Hawley referred to documents and commented on the purpose of the motion. Peter Warren spoke in opposition of the motion and Doug Epperhart stated that he supports the motion. Dean Pentcheff took over as Chair to allow June Burlingame Smith to make an amendment to the motion. June moved to amend the motion by moving the last sentence to the final whereas. The motion to amend was seconded by Bruce Horton and passed with 11 yes votes, 1 no vote and 2 abstentions. The Amended motion was then passed by the Board with 8 yes votes, 3 no votes and 3 abstention. The approved resolution reads follows:

*Whereas, in 1994 the California State legislature passed Senate Bill 1758 allowing California police officers the authority to remove from the public roadways any vehicle being driven by anyone driving that vehicle with a revoked or suspended driver's license, or anyone driving a vehicle that had never been issued a driver's license.*

*Whereas, Senate Bill 1758 became known as the Safe Street Act, it also created California vehicle code Section 14602.6, which states in part:*

*Whenever a peace officer determines that a person was driving a vehicle while his or her driving privilege was suspended, revoked or without ever having been issued a driver's license, the peace officer may either immediately arrest that person and cause the removal and seizure of that vehicle. If the vehicle is involved in a traffic collision, cause the removal and seizure of the vehicle, without the necessity of arresting the person. A vehicle so impounded SHALL be impounded for 30 days...*

*Whereas, the Los Angeles Police Department has proposed new impound protocols regarding the impounding of a vehicle that has been driven by someone who has never been issued a driver's license. The proposed new guidelines would allow Los Angeles police officers, who have determined that the unlicensed driver has no prior unlicensed driving convictions and the registered owner and/or person with a valid driver's license is present, the officer should not impound the vehicle but release it to the registered owner or valid licensed driver.*

*Whereas, the Automobile Association of America (AAA) in 2000 conducted a study of fatal traffic collision for a five period 1993-1997. The AAA study concluded that 1 in 5 fatal traffic collisions (20%) involved someone driving on a revoked, suspended, canceled, expired, or had never been issued a valid driver's license.*

*It is therefore resolved, that the Coastal San Pedro Neighborhood Council opposes any change to the Los Angeles Police Department procedure regarding the impound of vehicles by drivers with a revoked or suspended driver's license, or any driver determined by a Los Angeles police office to have never been issued a valid driver's license.*

*It is further resolved, that the Coastal San Pedro Neighborhood Council supports California Vehicle Code section 14602.6 authorizing the impound and 30 day hold of any vehicle found to be driven by anyone driving with a revoked or suspended driver's license, or any driver who has never been issued a valid driver's license. Such action will help make the streets and roadways in the City of Los Angeles safer and the results will save lives.*

(Peter Warren left the meeting at 9:05pm - 13 board members present. June Smith returned as Chair of the Meeting.)

14. **Agenda item 13: Motion requesting an explanation regarding the City of Los Angeles Department of Public Works Bureau of Engineering project "Paseo Del Mar W/O Weymouth Bulkhead Storm Repair (M698)":** This motion comes from the Public Safety Commission and reads as follows:

*Whereas the City of Los Angeles Department of Public Works Bureau of Engineering Project Information Report entitled "Paseo Del Mar W/O Weymouth Bulkhead Storm Repair (M698)" states:*

*"The storms that occurred during the period of Jan 17, to Feb 6, 2010 overflowed the street, causing undermining of the sidehill bridge footings. The loss of lateral support failure [sic] has created an unstable street, public-right-of-way and sidewalk."*

*And Whereas the report identifies the "SCOPE" needed to repair Paseo del Mar as:*

*"Perform a Geotechnical Study for the repairs."*

*Excavate foundation and install tie-backs at lower portion of piles, to restore lateral support to the structure, as recommended by the Geotechnical Study.”*

*And Whereas the report further states:*

*“Erosion of a side-hill bridge/retaining structure has caused a loss of street support. The repair will include a structural design of a new retaining element to re-establish structural support. Provide temporary erosion and safety protection. Rrepair [sic] to the 140-long x 12-foot high retaining structure that supports the street.”*

*And Whereas no work was performed,*

*Therefore, the Coastal San Pedro Neighborhood Council requests a written explanation from the Department of Public Works Bureau of Engineering as to why no repairs were made.*

Marcie Miller explained the motion. Dean Pentcheff wanted to make Marcie aware that the text on the city’s website has been updated. Marcie concluded that the question is “if they knew it was a potential serious issue, why wasn’t any work performed.” **The Board voted to approve the motion with 12 yes votes, 0 no votes and 1 abstention.**

15. **Appointment of Dean Pentcheff as a member of the Communications Committee:** Dean Pentcheff was appointed as a member of the Communications Committee by unanimous consent of the Board.
16. **Motion to adopt a Standing Rule regarding posting of meeting notices:** The following motion came from the Rules and Bylaws Committee and was passed by the Board with 12 yes votes, 0 no votes and 1 abstention:  
It shall be the duty of the Secretary of the Neighborhood Council to ensure that notice of meetings of the Board are provided; to wit, paper copies of the agenda posted at the five locations designated by the Board and on the Neighborhood Council’s website. If the Secretary is unable to fulfill this duty, the President may designate a board member to perform this duty. It shall be the duty of *ad hoc* and standing committee chairpersons to ensure that notice of meetings of their committees are provided; to wit, a paper copy of the agenda posted in at least one location that complies with Ralph M. Brown Act requirements and on the Neighborhood Council’s website.
17. **Adoption of Coastal San Pedro Neighborhood Council Bylaws:** The Board approved the revisions to the Bylaws that were posted in the agenda for the 16 May 2011 Board Meeting (12 yes votes, 0 no, 1 abstention.)
18. **Public Comment on non-agenda items:**
  - Craig Cadwallader. Surfrider has co-sponsored a state bill (SB568) to ban Styrofoam based food service items. He encourages support of the bill as Styrofoam does more damage to the environment than anything else.
  - Dean Pentcheff talked about the DEIR for the Clearwater Project. This issue crosses many of Coastal’s committees and he reminded the board that the comment period ends April 10<sup>th</sup>. It is important that a committee meet to file a written response. We have taken a position on this issue but it is also important that Coastal file a written response. Doug Epperhart suggested a joint committee meeting be held in time to have a written response presented to the Board at the March 19<sup>th</sup> meeting.
  - Marcie Miller asked John Larson to report back on where the issue of Boarding Houses sits in the City Council as this time.
  - John Stinson reminded everyone that it is First Thursday this week.
  - Erin Strelch reminded everyone on the Clearwater Project workshop on March 8<sup>th</sup>.
19. **Adjournment:** The meeting was adjourned at 9:37pm.

Respectfully submitted,

Kristina Smith, Administrative Assistant to Coastal San Pedro Neighborhood Council