

Message

From: Veronica Lebron [Veronica@robertsilversteinlaw.com]
Sent: 6/12/2020 5:38:34 PM
To: Aisha Thompson [aphillips@cityofinglewood.org]; Mindala Wilcox [mwilcox@cityofinglewood.org]; Yvonne Horton [yhorton@cityofinglewood.org]
CC: Esther Kornfeld [Esther@robertsilversteinlaw.com]; Naira Soghatyan [Naira@robertsilversteinlaw.com]; Robert Silverstein [Robert@robertsilversteinlaw.com]
Subject: Request to Clarify and Confirm Rescission of June 9, 2020 Approvals of PH-1 and PH-2, and Public Records Request

Dear Ms. Horton:

Please include this communication in the administrative record for the IBEC EIR and project (SCH No. 2018021056).

We are in receipt of the City Council's June 16, 2020 Hearing Agenda, where Item Nos. SPH-2 and SPH-3, respectively, state:

"Staff report requesting that a public hearing be set to reconsider adoption of a Categorical Exemption EA-CE-2020-36 and General Plan Amendment GPA 2020-01 to Adopt an Environmental Justice Element of the General Plan. "

"Staff report requesting that a public hearing be set to reconsider adoption of a Categorical Exemption EA-CE-2020-37 and General Plan Amendment GPA 2020-02 to amend the Land Use Element of the Inglewood Comprehensive General to clarify existing population density and building intensity allowances for all land use designations."

The Staff Reports for each Item merely summarize the prior staff reports in 4 pages, and provide the following identical explanation for re-noticing the items to reconsider the approvals for both items:

"However, during the City Council meeting, staff received a comment letter pertaining to the public's ability to provide comment during the meeting. To address the comments outlined in the letter and to ensure adequate opportunity for public comment, the General Plan Amendment will be re-noticed and presented for the City Council's reconsideration."

Based on the hyperlinked staff reports for both items - not accessible to those without internet access - the new hearing for both General Plan amendments and their Exemptions will be set on June 30, 2020.

Please clarify and confirm:

1) Whether any and all approvals of Item Nos. PH-1 and PH-2 on June 9, 2020 were rescinded, and - if so - then based on which action or mechanism, and at when public hearing. The mere statement now that the approvals will be reset and reconsidered does not mean that the City's notice of same cannot, or will not, be withdrawn. In other words, how do we know that the June 9, 2020 approval are actually already rescinded, or actually will be?;

2) Whether a City Council hearing on June 30, 2020 will indeed take place and will include both items re General Plan approvals and their Exemptions, as mentioned in the staff reports.

Please note that the City's failure to rescind the June 9, 2020 approvals related to PH-1 and PH-2 make the City and City Council subject to both CEQA, State Planning and Zoning Laws, and Brown Act violation claims.

Further, please revise, re-issue and re-publish the June 16, 2020 Council Hearing agenda to ensure:

- 1) The brief description for both Items SPH-2 and SPH-3 includes the "June 30, 2020" date on which the public hearing re General Plan amendments will be set;
- 2) The agenda's font type and size related to the "public participation" are not reduced but are in the same large and legible size as the rest of the agenda's first page.

Finally, pursuant to Govt' Code Sec. 6250 et seq., please provide the following public records:

- 1) All resolutions and or motions that were adopted on June 9, 2020 related to the General Plan Amendments Item Nos. PH-1 and PH-2, in their signed form;
- 2) Any and all revisions and modifications of the text of the resolutions or notices of exemption for Items Nos. PH-1 and PH-2 that occurred at any time and especially during the City Council Hearing, *after* the staff reports for each item were published in the June 9, 2020 agenda via hyperlinked agenda package;
- 3) Any public comments - apart from those from this firm - that were received by City staff and/or officials that relate to Items PH-1 and/or PH-2, from January 1, 2018 through the time of your compliance with this request;
- 4) Any public comments that were received by the City staff and/or officials related to the deprived public participation, incorrect access code, Brown act violation, or inability to make comments at the June 9, 2020 hearing.
- 5) All documents and communications which relate or refer to or are agreements, fee arrangements, indemnification, reimbursement or invoices of any attorney or environmental consultant retained by the City or consulted with for the purposes of drafting or amending the General Plan Land Use and Environmental Justice Elements.

We request your prompt attention to all the above-noted issues and CPRA requests. In any event, please respond to the CPRA requests no later than **June 22, 2020**. Thank you

Veronica Lebron
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