

Message

From: Veronica Lebron [Veronica@robertsilversteinlaw.com]
Sent: 7/21/2020 2:11:18 PM
To: afields@cityofinglewood.org; apadilla@cityofinglewood.org; aPhillips@cityofinglewood.org; emorales@cityofinglewood.org; fljackson@cityofinglewood.org; gdolson@cityofinglewood.org; ibecproject@cityofinglewood.org; jbutts@cityofinglewood.org; kcampos@cityofinglewood.org; mwilcox@cityofinglewood.org; rfranklin@cityofinglewood.org; wbrown@cityofinglewood.org; yhorton@cityofinglewood.org; bgridley@kbblaw.com
CC: Esther Kornfeld [Esther@robertsilversteinlaw.com]; Naira Soghatyan [Naira@robertsilversteinlaw.com]; Robert Silverstein [Robert@robertsilversteinlaw.com]
Subject: Public Comment to Be Read Aloud During July 21, 2020 City Council Hearing
Importance: High

Dear Mayor and Councilmembers:

We are providing our comment in real time via email because the City once again failed to ensure adequate and uninterrupted teleconferencing opportunity for one of the most critical projects in the City. While the City offers limited in-person participation, such participation is associated with a high risk of COVID-19 exposure at a time where the number of COVID cases has dramatically increased in LA County and California and when Los Angeles is on the verge of announcing another stay-at-home order.

<https://www.latimes.com/california/story/2020-07-19/garcetti-admits-economy-reopened-too-quickly-threatens-stay-at-home-orders>

<https://www.latimes.com/california/story/2020-07-21/garcetti-coronavirus-cases-surge>

The City's failure to provide such teleconferencing opportunity to the public to address decisionmakers is a Brown Act violation, which adds to the similar Brown Act violations that have accompanied the Project throughout the administrative process. Just as a recent example, the City has posted 9 different versions of today's City Council agenda on the website during the past 4 days, some of which contain item PH-4 in detail, some of which don't. This means that the public checking the City's agenda website at different times might have seen the agenda with no IBEC project listed on it. The public has been receiving mixed signals as to what has been going on with the Project and what the Project is.

Let the record reflect that prior to your meeting, at 1:36 p.m. today, we emailed a further objection letter, consisting of 27 pages + exhibits, to all applicable City officials.

We object to all the actions and entitlements proposed for approval today, because those:

1) violate CEQA's mandates to provide a stable complete, and finite project description, to provide the Project as the whole of an action rather than piecemeal it into various unidentified or vaguely identified parts, to not precommit to the Project prior to the independent and meaningful review of Project impacts, to adequately analyze all the impacts and mitigation measures and provide the analytic path from facts to conclusions, and to identify all feasible alternatives and mitigation measures to reduce the Project impacts;

2) the recommended actions also violate the state and planning laws and general plan consistency and correlation requirements, since the Project seeks to rewrite the General Plan, increase the density/intensity of the Project site parcels, vacate two streets, one of which is a collector street, without ensuring that the density/intensity will be accommodated by the infrastructure;

- 3) the recommended actions violate the Business Specific Plan, as they seek to provide special waivers to the Applicant and result in illegal spot zoning;
- 4) the recommended actions violate the Streets and Highway Code, as they all apply to the Project which includes the vacation of public streets and public rights of way without the requisite findings;
- 5) the recommended actions further other illegal actions that the City intends to take;
- 6) the recommended actions will be a catalyst for many other actions, where the City's discretionary action will be foreclosed, such as with the development of a hotel, building of bridges, ministerial processing of zoning changes on adjacent lots, and other open-ended provisions for other land uses and developments, as contemplated by the Development agreement;

and

- 7) the recommended actions will severely and irreversibly impact the Inglewood resident community and expose Inglewood residents to more health and safety risks, and more attendant impacts than discussed or studied in the EIR.

We urge you to address all the concerns raised by us and others with regard to the Project, to reject the certification of the incomplete EIR and to order a new EIR which discloses the whole Project and all of its impacts and which provides all feasible mitigation in compliance with CEQA and all applicable laws.

Veronica Lebron
The Silverstein Law Firm, APC
215 North Marengo Avenue, 3rd Floor
Pasadena, CA 91101-1504
Telephone: (626) 449-4200
Facsimile: (626) 449-4205
Email: Veronica@RobertSilversteinLaw.com
Website: www.RobertSilversteinLaw.com

=====

The information contained in this electronic mail message is confidential information intended only for the use of the individual or entity named above, and may be privileged. The information herein may also be protected by the Electronic Communications Privacy Act, 18 USC Sections 2510-2521. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone (626-449-4200), and delete the original message. Thank you.

=====