ORDINANCE NO. 182830

An ordinance amending subdivision (2) of Section 22.811(a) and sub-subparagraph 1 of Section 22.810.1(b)(2)(C)(iii) of the Los Angeles Administrative Code regarding the definition of a stakeholder in the neighborhood council system.

WHEREAS, neighborhood councils are comprised of stakeholders in a community and the term "stakeholder" is currently defined as an individual who "lives, works or owns property in the neighborhood and any individual who declares a stake in the neighborhood and affirms the factual basis for it;" and

WHEREAS, the current stakeholder definition, which allows a person to provide a factual basis for declaring a stake in a neighborhood, has the effect of allowing individuals with tenuous connections to a neighborhood to vote and run for a neighborhood council board seat; and

WHEREAS, the types of stakeholders listed as examples under Charter Section 906(a)(2), e.g., those that live, work or own property in the area, are examples of stakeholders who have substantial and ongoing connections to a neighborhood; and

WHEREAS, all stakeholders in the neighborhood council system should have similar qualities to the types of stakeholders listed as examples in the Charter, by having substantial and ongoing connections within a neighborhood; and

WHEREAS, the term "own property" in Charter Section 906(a)(2) should be limited to mean ownership of real property to comport with the intent of the voters in establishing the system of neighborhood councils.

NOW, THEREFORE,

THE PEOPLE OF THE CITY OF LOS ANGELES DO ORDAIN AS FOLLOWS:

Section 1. Subdivision (2) of Section 22.811(a) is amended in its entirety to read as follows:

(2) that neighborhood council membership will be open to everyone who lives, works or owns real property in the neighborhood and also to those who declare a stake in the neighborhood as a community interest stakeholder, defined as a person who affirms a substantial and ongoing participation within the neighborhood council's boundaries and who may be in a community organization such as, but not limited to, educational, non-profit and/or religious organizations;

Sec. 2. Sub-subparagraph 1 of Section 22.810.1(b)(2)(C)(iii) of the Los Angeles Administrative Code is amended in its entirety to read as follows:

(1) The governing body must, to the extent possible, reflect the diversity of the neighborhood council's stakeholders. All stakeholders must be eligible to vote and run for at least one board seat. Neighborhood councils may allocate their board seats to specific stakeholder categories and establish stakeholder eligibility requirements in voting for the board seats. If a neighborhood council allocates its board seats to specific stakeholder categories, then the neighborhood council must include at least one seat for which every stakeholder is eligible to vote and run. Neighborhood councils may not allocate a majority of their board seats to a single stakeholder group, unless approved by the Department upon a showing of extenuating circumstances. The election procedures created by the Department or City Clerk pursuant to Section 20.36 shall require, in a situation where a neighborhood council requires that a stakeholders to provide proof of eligibility, that proof of stakeholder status for community interest stakeholders must be consistent with and substantially equivalent to the evidentiary proof required of stakeholders who live, work or own property.

Sec. 3. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of DEC 1 8 2013.

HOLLY L. WOLCOTT, Interim City Clerk

By _____
Deputy

Approved DEC 2 3 2013

_____
Mayor
ACTING

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By _____
DARREN R. MARTINEZ
Deputy City Attorney

Date 12/6/2013

File No. CF 12-1682

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