

# APPENDIX C

## **Tribal Correspondence**



## AB 52 Consultation Follow Up for 1750 North Vine Street

9 messages

**Mindy Nguyen** <Mindy.Nguyen@lacity.org> Thu, Dec 6, 2018 at 9:47 AM  
To: Administration Gabrieleno Indians <admin@gabrielenoindians.org>, matt.teutimez@gmail.com  
Cc: William Lamborn <william.lamborn@lacity.org>, "Sirinopwongsagon, May" <may.sirinopwongsagon@lacity.org>, Nuri Cho <nuri.cho@lacity.org>

This email is to confirm that on Wednesday, December 5, 2018 at 1:00 PM, we began the consultation required under AB 52 for 1750 North Vine Street.

The phone call was attended by Andrew Salas and Matt Teutimez of the Gabrieleno Band of Mission Indians – Kizh Nation; and Mindy Nguyen, William Lamborn, May Sirinopwongsagon and Nuri Cho of the Los Angeles Department of City Planning.

CEQA requires that any substantial adverse change in the significance of a tribal cultural resource, defined in Public Resources Code section 21074, caused by a proposed project be identified and mitigation measures incorporated as necessary or a statement of overriding consideration be adopted for a proposed project. A tribal cultural resource can be defined as either a site, feature, place, cultural landscape that is geographically defined in terms of the size and scope of the landscape, sacred place, or object with cultural value to a California Native American tribe, and is

- (a) Listed or eligible for listing in the California Register of Historical Resources, or in a local register of historic resources as defined in Public Resource Code section 5020.1(k).
- (b) A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of Public Resources Code Section 5024.1. In applying the criteria set forth in subdivision(c) of Public Resource Code Section 5024.1, the lead agency shall consider the significance of the resource to a California Native American tribe.

To this end, the City of Los Angeles Department of City Planning (Lead Agency) requests that substantial evidence be provided as listed below within 14 days of this communication, or **Thursday, December 20, 2018**, in follow up to the information that was provided during the telephone consultation.

Substantial Evidence can come in the form of the following:

- Recorded maps demonstrating actual resource found within .5 mile of the project site
- What is the tribal cultural resource identified in the area
- Evidence of human remains and artifacts in the projects surrounding area
- Evidence of sacred land designated for trading routes
- Need factual written language in lieu of verbal knowledge

Information Provided during December 5, 2018 Consultation	Substantial Evidence Required
Two existing trade routes, which are considered cultural resources, overlap the Project Site.	Provide substantial evidence in writing that the trade routes relative to the Project Site is listed or eligible for listing in the California Register of Historic Resources, or in a local register of historic resources as defined in Public Resources Code section 5020.1(k) OR that this resource was determined by the Lead Agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of Public Resources Code Section 5024.1.

Feel free to contact me in the meantime should you have any questions regarding this matter.

Thank you,

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**Mindy Nguyen | Major Projects**

City of Los Angeles | Department of City Planning  
221 N Figueroa St Suite 1350 | Los Angeles CA 90012

E: [mindy.nguyen@lacity.org](mailto:mindy.nguyen@lacity.org) | T: 213 847 3674

**Mindy Nguyen** <Mindy.Nguyen@lacity.org>

Thu, Jan 3, 2019 at 4:21 PM

To: Administration Gabrieleno Indians <admin@gabrielenoindians.org>, Matthew Teutimez <matt.teutimez@gmail.com>

Cc: William Lamborn <william.lamborn@lacity.org>, "Sirinopwongsagon, May" <may.sirinopwongsagon@lacity.org>, Nuri Cho <nuri.cho@lacity.org>

Per our email on December 6, 2018, we had requested that you provide substantial evidence in writing regarding the information provided during our consultation on Wednesday, December 5, 2018 within 14 days of that communication. To date, we have not received this evidence; however, we are happy to extend the deadline by another 14 days from today's date, or until Thursday, January 17, 2019 before formally closing consultation per AB 52.

Substantial Evidence can come in the form of the following:

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Feel free to contact me in the meantime should you have any questions regarding this matter.

Thank you,

[Quoted text hidden]

**Administration Gabrieleno Indians** <admin@gabrielenoindians.org>

Sat, Jan 5, 2019 at 2:54 AM

To: Mindy Nguyen <Mindy.Nguyen@lacity.org>

Cc: Matthew Teutimez <matt.teutimez@gmail.com>, Nuri Cho <nuri.cho@lacity.org>, "Sirinopwongsagon, May" <may.sirinopwongsagon@lacity.org>, William Lamborn <william.lamborn@lacity.org>

Mindy let me know if you received the information requested

[Quoted text hidden]

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Sincerely,  
Admin Specialist  
Gabrieleno Band of Mission Indians - Kizh Nation  
PO Box 393  
Covina, CA 91723  
Office: 844-390-0787  
website: [www.gabrielenoindians.org](http://www.gabrielenoindians.org)



---

**Mindy Nguyen** <Mindy.Nguyen@lacity.org>

Mon, Jan 7, 2019 at 9:41 AM

To: Administration Gabrieleno Indians <admin@gabrielenoindians.org>

Cc: Matthew Teutimez <matt.teutimez@gmail.com>

Hello, I have not received any additional information since our phone call. If you have provided anything since our call, please let me know on what date it was sent and I will double check.

Thanks!

[Quoted text hidden]

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**Mail Delivery Subsystem** <mailer-daemon@googlemail.com>

Tue, Jan 8, 2019 at 12:11 PM

To: mindy.nguyen@lacity.org



## Delivery incomplete

There was a temporary problem delivering your message to **admin@gabrielenoindians.org**. Gmail will retry for 45 more hours. You'll be notified if the delivery fails permanently.

[LEARN MORE](#)

The response was:

The recipient server did not accept our requests to connect. Learn more at <https://support.google.com/mail/answer/7720> [gabrielenoindians.org 50.63.202.83: timed out]

Final-Recipient: rfc822; [admin@gabrielenoindians.org](mailto:admin@gabrielenoindians.org)

Action: delayed

Status: 4.4.1

Diagnostic-Code: smtp; The recipient server did not accept our requests to connect. Learn more at <https://support.google.com/mail/answer/7720>

[[gabrielenoindians.org](mailto:gabrielenoindians.org) 50.63.202.83: timed out]

Last-Attempt-Date: Tue, 08 Jan 2019 12:11:52 -0800 (PST)

Will-Retry-Until: Thu, 10 Jan 2019 09:41:34 -0800 (PST)

----- Forwarded message -----

From: Mindy Nguyen <[Mindy.Nguyen@lacity.org](mailto:Mindy.Nguyen@lacity.org)>

To: Administration Gabrieleno Indians <[admin@gabrielenoindians.org](mailto:admin@gabrielenoindians.org)>

Cc: Matthew Teutimez <[matt.teutimez@gmail.com](mailto:matt.teutimez@gmail.com)>

Bcc:

Date: Mon, 7 Jan 2019 09:41:23 -0800

Subject: Re: AB 52 Consultation Follow Up for 1750 North Vine Street

Hello, I have not received any additional information since our phone call.

If you have provided anything since our call, please let me know on what date it was sent and I will double check.

Thanks!

On Sat, Jan 5, 2019 at 2:54 AM Administration Gabrieleno Indians <[admin@gabrielenoindians.org](mailto:admin@gabrielenoindians.org)> wrote:

> Mindy let me know if you received the information requested

>

> On Thu, Jan 3, 2019 at 4:21 PM Mindy Nguyen <[Mindy.Nguyen@lacity.org](mailto:Mindy.Nguyen@lacity.org)>

> wrote:

>

>> Per our email on December 6, 2018, we had requested that you provide  
>> substantial evidence in writing regarding the information provided during  
>> our consultation on Wednesday, December 5, 2018 within 14 days of that  
>> communication. To date, we have not received this evidence; however, we are  
>> happy to extend the deadline by another 14 days from today's date, or until  
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>> 52.

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>> Substantial Evidence can come in the form of the following:

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>> project site

>> • What is the tribal cultural resource identified in the area

>> • Evidence of human remains and artifacts in the projects surrounding area

>> • Evidence of sacred land designated for trading routes

>> • Need factual written language in lieu of verbal knowledge

>>

>>

>> \*Information Provided during December 5, 2018 Consultation\* \*Substantial  
>> Evidence Required\*

>>

>> Two existing trade routes, which are considered cultural resources,  
>> overlap the Project Site.

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>> Provide substantial evidence in writing that the trade routes relative to  
>> the Project Site is listed or eligible for listing in the California

>> Register of Historic Resources, or in a local register of historic  
>> resources as defined in Public Resources Code section 5020.1(k) OR that  
>> this resource was determined by the Lead Agency, in its discretion and  
>> supported by substantial evidence, to be significant pursuant to criteria  
>> set forth in subdivision (c) of Public Resources Code Section 5024.1.  
>>  
>>  
>>  
>> Feel free to contact me in the meantime should you have any questions  
>> regarding this matter.  
>>  
>> Thank you,  
>>  
>>  
>> On Thu, Dec 6, 2018 at 9:47 AM Mindy Nguyen <[Mindy.Nguyen@lacity.org](mailto:Mindy.Nguyen@lacity.org)>  
>> wrote:  
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>>> we began the consultation required under AB 52 for 1750 North Vine Street.  
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>>> The phone call was attended by Andrew Salas and Matt Teutimez of the  
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>>> Lamborn, May Sirinopwongsagon and Nuri Cho of the Los Angeles Department of  
>>> City Planning.  
>>>  
>>> CEQA requires that any substantial adverse change in the significance of  
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>>> supported by substantial evidence, to be significant pursuant to criteria  
>>> set forth in subdivision (c) of Public Resources Code Section 5024.1. In  
>>> applying the  
----- Message truncated -----

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**Administration Gabrieleno** <[admin@gabrielenoindians.org](mailto:admin@gabrielenoindians.org)>  
To: Mindy Nguyen <[Mindy.Nguyen@lacity.org](mailto:Mindy.Nguyen@lacity.org)>

Wed, Jan 9, 2019 at 12:01 PM

Hello Mindy

I will let Mr. Salas know.  
Thank you  
Sincerely,

Brandy Salas  
[Quoted text hidden]

---

**Mindy Nguyen** <[Mindy.Nguyen@lacity.org](mailto:Mindy.Nguyen@lacity.org)>  
To: Administration Gabrieleno <[admin@gabrielenoindians.org](mailto:admin@gabrielenoindians.org)>

Wed, Jan 9, 2019 at 1:56 PM

Thanks, Brandy. Looking forward from hearing from him

[Quoted text hidden]

**Mindy Nguyen** <Mindy.Nguyen@lacity.org>  
To: Administration Gabrieleno <admin@gabrielenoindians.org>

Tue, Jan 22, 2019 at 11:03 AM

Hi Brandy,

Just following up on this.

Thank you,  
[Quoted text hidden]

**Mindy Nguyen** <Mindy.Nguyen@lacity.org>  
To: Administration Gabrieleno <admin@gabrielenoindians.org>

Mon, Mar 4, 2019 at 1:01 PM

Hi Brandy,

I have not received any of the information requested during my phone call with Mr. Salas and Mr. Teutimez, which took place on Wednesday, December 5, 2018 at 1:00 PM, or from my follow-up email on Thursday, December 6, 2018 for 1750 North Vine Street.

For your convenience, I have included the contents of the original email below:

CEQA requires that any substantial adverse change in the significance of a tribal cultural resource, defined in Public Resources Code section 21074, caused by a proposed project be identified and mitigation measures incorporated as necessary or a statement of overriding consideration be adopted for a proposed project. A tribal cultural resource can be defined as either a site, feature, place, cultural landscape that is geographically defined in terms of the size and scope of the landscape, sacred place, or object with cultural value to a California Native American tribe, and is

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To this end, the City of Los Angeles Department of City Planning (Lead Agency) requests that substantial evidence be provided as listed below within 14 days of this communication, or **Monday, March 18, 2019**, in follow up to the information that was provided during the telephone consultation.

Substantial Evidence can come in the form of the following:

- Recorded maps demonstrating actual resource found within .5 mile of the project site
- What is the tribal cultural resource identified in the area
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As is evident from the emails below, the City has been making a good faith effort in following up on this request. If we do not receive any additional information by end of business on **Monday, March 18, 2019**, the City will proceed with closing consultation.

Let me know if you have any questions.

Thank you,

[Quoted text hidden]



[Quoted text hidden]

*\*\*Please note that I will be out of the office from February 18th thru March 1st\*\**



Mindy Nguyen <mindy.nguyen@lacity.org>

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## Hollywood Center Project - Tribal Consultation

1 message

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**Mindy Nguyen** <Mindy.Nguyen@lacity.org>

Thu, Jul 9, 2020 at 3:57 PM

To: Administration Gabrieleno Indians <admin@gabrielenoindians.org>

Cc: Stephen Rapaport <Stephen@grant-law.net>, Kara Grant <kara@grant-law.net>

Hello,

This correspondence is with regards to the Draft EIR comment letter provided by Kara Grant Law, on behalf of the Gabrieleno Band of Mission Indians - Kizh Nation, dated June 1, 2020, for the Hollywood Center Project Draft EIR. In this letter, it is stated that during the phone consultation which took place on December 5, 2018 for the Hollywood Center Project, Chairman Andrew Salas and Matt Teutimez shared the following maps and excerpts of other historic and expert documents with the City, including but not limited to:

- (1) 2938 Kirman-Harriman Historical Map;
- (2) 2018 Kizh Tribal Map;
- (3) Lowell John Bean and Charles R. Smith, "Gabrieleno" in Handbook of North Americans: California, vol. 8, ed. by R.F. Heizer;
- (4) A View of the History of Charter Oak, California, by Jeeanine Robertson; and
- (5) other literary resources describing the village locations within the area where the Project Site is located.

However, the City has no record of these maps and excerpts being provided to us in relation to this Project, on or following the date of consultation. Please note that while AB 52 Consultation for the Hollywood Center Project has closed as of April 8, 2020, we would like to ensure that we have a complete record of the documents you state have been provided.

If you could please forward the email in which these attachments were provided to the City to [mindy.nguyen@lacity.org](mailto:mindy.nguyen@lacity.org), no later than **EOD, Friday, July 10, 2020**, we will respond accordingly in the Final EIR.

Feel free to contact me if you have any questions.

Thank you,

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LOS ANGELES  
CITY PLANNING

**Mindy Nguyen**

City Planner

**Los Angeles City Planning**

221 N. Figueroa St., Suite 1350

Los Angeles, CA 90012

Planning4LA.org

T: (213) 847-3674



## Mike Harden

---

**From:** Michelle Sutherland <michelles@groupdelta.com>  
**Sent:** Wednesday, July 15, 2020 9:48 PM  
**To:** Mike Harden  
**Subject:** response to cultural

When performing exploration trenching for fault investigation, the trench walls are reviewed and documented by multiple trained, experienced geologists, led by a certified engineering geologist who performs detail logging. Geologists are trained in identification of rock and soil such that, they can differentiate between an object that is rock, animal, organic, or human in origin. They are also trained to evaluate the nature of rock and soil structure, such that to determine the nature of transport, erosion, and deposition. Man-made tools, artifacts, and/or remanence is typically something that is easily distinguished from natural earth and animal processes. As a standard of practice during detail logging of the exposures in a fault trench wall, all of these features observed are documented as encountered. If an object encountered is suspected of being sensitive in nature to cultural resources, it is preserved as encountered and proper authorities as to respectful the handling of the findings are notified.

During the fault trench explorations on the HC Site, this type of standard protocol was observed. Logging and review of the excavation walls were performed by multiple trained geologists. The trenching in the East Site performed in 2014 encountered a blanket of modern fill soils, containing some man made debris such as glass soda bottles, construction debris, and construction burn pits as documented in the 2015 Group Delta Fault Study. The fill soils were evaluated to be related to modern developments not uncommon throughout the Hollywood area which date back to at least the 1900's. Underlying the fill soils is an alluvial sand deposit up to about 10 to 30 feet thick below the HC Site. Charred material collected within the alluvial sand layers were tested for radiocarbon age to be in the 4,000 year before present range. The charred material were documented to be remnant small charred wood. Soils underlying the alluvial sands were considered to be deposited at least 30,000 years before present and no materials suspected sensitive nature were encountered. The trenching in the West Site performed in 2018 encountered soils below the modern asphalt pavements evaluated to be deposited at least 100,000 years ago and no materials suspected of sensitive cultural nature were encountered.

Michelle



**Michelle Sutherland, PG, CEG | Senior Geologist**

Group Delta  
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Torrance, CA 90501

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Visit us on the web at <http://www.GroupDelta.com>



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