

**Tuesday, April 27, 2004**

**STATEMENT OF PROCEEDINGS FOR THE  
REGULAR MEETING OF THE BOARD OF SUPERVISORS  
OF THE COUNTY OF LOS ANGELES HELD IN ROOM IN 381B  
OF THE KENNETH HAHN HALL OF ADMINISTRATION  
500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012**

**9:30 AM**

Present: Supervisor Gloria Molina, Supervisor Yvonne Brathwaite Burke,  
Supervisor Zev Yaroslavsky, Supervisor Michael D. Antonovich and  
Chairman Don Knabe

Invocation led by Yvonne West, Associate in Ministry, Lincoln Avenue Community  
Church, Pomona (1).

Pledge of Allegiance led by Eric F. Lambkins, Specialist, United States Army (5).

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION  
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

Video Transcript Link for Entire Meeting (03-1075)

[Video Transcript](#)

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION  
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

**NOTICES OF CLOSED SESSION**

**The Board met in Closed Session to discuss the following:**

**CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Subdivision (a) of Government Code Section 54956.9)

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles, et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

**These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at LAC+USC Medical Center and MLK/Drew Medical Center. (03-1392)**

**CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Subdivision (a) of Government Code Section 54956.9)

County of Los Angeles v. Aetna Casualty & Surety Co., Inc. et al., Orange County Superior Court Case No. 785435 (Only)

County of Los Angeles v. Agricultural Insurance Co., et al., Orange County Superior Court Case No. 01CC14113

County of Los Angeles v. Allianz Underwriters, Inc., et al., Orange County Superior Court Case No. 803237

**These lawsuits seek payment of insurance proceeds for damages to insured County buildings caused by the Northridge Earthquake. (03-2626)**

**CS-3. CONFERENCE WITH LABOR NEGOTIATORS**

(Government Code Section 54957.6)

Agency designated representatives: David E. Janssen, Chief Administrative Officer, and designated staff

Employee Organization(s) for represented employees: The Coalition of County Unions, AFL-CIO; Local 660, SEIU, AFL-CIO; Union of American Physicians and Dentists; Guild For Professional Pharmacists; Peace Officers Counsel of California; Association of Public Defender Investigators; and Los Angeles County Association of Environmental Health Specialists; and

Unrepresented employees (all) (03-2515)

**CS-4. DEPARTMENT HEAD PERFORMANCE EVALUATIONS**

(Government Code Section 54957)

Consideration of Department Head performance evaluations (03-2917)

**SET MATTERS**

9:30 a.m.

Presentation of scroll to The Honorable Kelvin D. Filer, Superior Court Judge, Compton, proclaiming May 1, 2004 as "Law Day" throughout Los Angeles County, in recognition of the May 17th, 50th Anniversary of the landmark U.S. Supreme Court decision in Brown vs. Board of Education, as arranged by Supervisor Burke.

Presentation of scroll to the Crenshaw High School Lady Cougars Basketball Team in recognition of their winning the City Championship Title, as arranged by Supervisor Burke.

Presentation of scroll to Dominguez High School Basketball Team "The Dons" and Coach Russell Otis in recognition of their winning the CIF Division State Championship Crown, as arranged by Supervisor Burke.

Presentation of scrolls to members of the Women's Health Policy Council in celebration of Women's Health Month - May 2004, as arranged by Supervisor Burke.

Presentation of scroll to Dr. Rebecca Constantino, Founder and Executive Director of Access Books in appreciation for her generous donation to the Los Angeles County Probation Department, as arranged by Supervisor Knabe.

Presentation of scroll to Dwayne B. Smith in recognition of his service as a member of the Los Angeles County Business License Commission for over 20 years, as arranged by Supervisor Knabe.

Presentation of scrolls to Joseph Smith, Director of Military and Veterans Affairs, and representatives of the U.S. Armed Forces, the Chief Administrative Officer and the Director of Personnel in recognition of "Public Employee Recognition Week," which will honor County employees, especially those serving in the military, as arranged by Supervisor Knabe.

Presentation of scroll to Cody Ferguson for his significant accomplishments and many years of service as a trustee on the LACERA Board of Investments, as arranged by Supervisor Knabe.

Presentation of scrolls to Carol Gunter, Director of the Department of Health Services' Emergency Medical Services Agency, Deniece Labertew, Pasadena Director of the Los Angeles Commission on Assaults Against Women, Andree Moran, Development Director of the Los Angeles Commission on Assaults Against Women, and Carrie Caruso, representative from Forensic Nurse Professionals, as they join the Board in proclaiming the month of April 2004 as "Sexual Assault Awareness Month" throughout Los Angeles County, as arranged by Supervisors Antonovich and Burke.

Presentation of scroll to Andrew Black and representatives from the American Bikers Aimed Towards Education (ABATE) of California as they join the Board in proclaiming the month of May 2004 as "Motorcycle Awareness Month" throughout Los Angeles County, as arranged by Supervisor Antonovich.

Presentation of scroll to Dr. Sandra Thomas, California State Director of the National Association for the Advancement of Colored People (NAACP), as she joins the Board in celebrating and recognizing May 3 and 4, 2004 as the 50th Anniversary of the historic U.S. Supreme Court decision of Brown vs. Board of Education of Topeka Advisory Commission, which allowed for the integration of public schools, as arranged by Supervisor Antonovich.

Presentation of scroll to Dr. Marvin Southard, Director of Mental Health, members of the Los Angeles County Mental Health Commission and Stella March, representative of the National Association of Mental Illness, as they join the Board in proclaiming the month of May 2004 as "Mental Health Month" throughout Los Angeles County, as arranged by Supervisor Antonovich.

Presentation of scroll to Molly Rockey, Director of Community Services for the Amyotrophic Lateral Sclerosis Association, as she joins the Board in proclaiming the month of May 2004 as "Amyotrophic Lateral Sclerosis Month" throughout Los Angeles County, as arranged by Supervisor Antonovich.

Presentation of scroll to Edward Layton, President of the Board of Directors of the Walnut Valley Water District, as he joins the Board in proclaiming the month of May 2004 as "Water Awareness Month" throughout Los Angeles County, as arranged by Supervisor Antonovich.

Presentation of scroll to Reverend Monsignor August Moretti, Pastor of the Assumption of the Blessed Virgin Mary Church in Pasadena, congratulating him on his 50th Anniversary of Ordination into the Holy Priesthood, as arranged by Supervisor Antonovich.

Presentation of scroll to Patrick Larkin, Director of Descanso Gardens, congratulating Descanso Gardens on its recent 10-year accreditation award by the American Association of Museums, as arranged by Supervisor Antonovich.

Presentation of scrolls to the Rotary Group Study Exchange Team from District 3360 in Northern Thailand, led by Team Leader Jurai Chamnan, in recognition of their efforts in striving for the advancement of international understanding, goodwill and peace through a world fellowship of business and professional people, united in the idea of service, as arranged by Supervisor Antonovich.

Presentation of pets to the television audience for the County's Pet Adoption Program, as arranged by Supervisor Antonovich. (04-0021)

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF  
THE REGIONAL PARK AND OPEN SPACE DISTRICT  
OF THE COUNTY OF LOS ANGELES**

**TUESDAY, APRIL 27, 2004**

**9:30 A.M.**

**1-P.** Recommendation: Approve the Santa Monica Mountains Conservancy's request to amend its initial project list to add a new acquisition project, the Hormel property located in the La Sierra Canyon area, which consists of 29 acres adjacent to Mulholland Hwy. in the Santa Monica Mountains east of Kanan Rd. and south of the Ventura Freeway (3), in estimated amount of \$539,500, using funds previously allocated pursuant to the Safe Neighborhood Parks Propositions of 1996. (Relates to Agenda No. 26) (04-1091)

**APPROVED**

[See Supporting Document](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

**PUBLIC HEARINGS 1 - 6**

1. Hearing on the Annual Garbage Collection and Disposal Service Fees Report for Fiscal Year 2004-05 for the Athens-Woodcrest-Olivita, Belvedere, Firestone, Lennox, Malibu, Mesa Heights and Walnut Park Garbage Disposal Districts (1, 2 and 3); and on the collection of Fiscal Year 2004-05 Garbage Collection and Disposal Service Fees on the tax roll for each parcel of real property within the Districts at the same rate as Fiscal Year 2003-04. **4-VOTES** (04-0775)

**THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:**

1. **MADE A FINDING THAT THE COLLECTION OF EXISTING GARBAGE COLLECTION AND DISPOSAL SERVICE FEES FOR THE GARBAGE DISPOSAL DISTRICTS ON THE TAX ROLL ARE FOR THE PURPOSE OF MEETING OPERATING EXPENSES AND, THEREFORE, ARE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AND**
2. **ADOPTED THE ANNUAL GARBAGE COLLECTION AND DISPOSAL SERVICE FEES REPORT FOR FISCAL YEAR 2004-05 FOR ATHENS-WOODCREST-OLIVITA, BELVEDERE, FIRESTONE, LENNOX, MALIBU, MESA HEIGHTS, AND WALNUT PARK GARBAGE DISPOSAL DISTRICTS.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

2. Hearing on the collection of Fiscal Year 2004-05 Solid Waste Generation Service Charge on the tax roll for each parcel of real property in the unincorporated area of the County (All Districts) at the same rate as Fiscal Year 2003-04. **4-VOTES** (04-0769)

**THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:**

1. **MADE A FINDING THAT THE CONTINUED COLLECTION OF THE EXISTING ANNUAL SOLID WASTE GENERATION SERVICE CHARGE FEES ON THE TAX ROLL ARE FOR THE PURPOSE OF MEETING OPERATING EXPENSES AND, THEREFORE, ARE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AND**
2. **ADOPTED THE ANNUAL SOLID WASTE GENERATION SERVICE CHARGE REPORT FOR FISCAL YEAR 2004-05.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

3. Hearing on proposed amendments to Title 12 - Environmental Protection, to establish a Program of pollution reduction and control measures at industrial and commercial facilities that are critical sources of pollutants in stormwater runoff and to establish permit procedures and various fees to enable the Department of Public Works to implement State mandates and recover the costs of implementing the Program (All Districts); also approval of an appropriation adjustment in the amount of \$116,000, to provide additional funding for two additional Waste Control Engineering Inspector positions for the remainder of Fiscal Year 2003-04 in the County Engineer General Fund Budget; also find that the proposed ordinance is categorically exempt from the Environmental Guidelines approved by the Board. **4-VOTES** (04-0731)

### **REFERRED BACK TO THE DEPARTMENT OF PUBLIC WORKS**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Common Consent

4. Hearing on proposed amendments to Title 2 - Administration, to establish the following fees for services charged by the Registrar-Recorder/County Clerk related to the filing and indexing of Fictitious Business Names:

\$23.00 fee for filing and indexing each Fictitious Business Name (FBN) Statement (including two registrants)

\$4.00 fee for each additional registrant

\$18.00 fee for filing and indexing each FBN statement renewal

\$23.00 fee for filing and indexing each Statement of Abandonment of use of FBN or Statement of Withdrawal from Partnership operating under a

FBN (04-1033)

**THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:**

**1. ESTABLISHED THE FOLLOWING FEES FOR SERVICES CHARGED BY THE REGISTRAR-RECORDER/COUNTY CLERK FOR THE FILING AND INDEXING OF FICTITIOUS BUSINESS NAMES AS FOLLOWS:**

- \$23.00 FEE FOR FILING AND INDEXING EACH FICTITIOUS BUSINESS NAME (FBN) STATEMENT (INCLUDING TWO REGISTRANTS)**
- \$4.00 FEE FOR EACH ADDITIONAL REGISTRANT**
- \$18.00 FEE FOR FILING AND INDEXING EACH FBN STATEMENT RENEWAL**
- \$23.00 FEE FOR FILING AND INDEXING EACH STATEMENT OF ABANDONMENT OF USE OF FBN OR STATEMENT OF WITHDRAWAL FROM PARTNERSHIP OPERATING UNDER A FBN; AND**

**2. ADOPTED THE ORDINANCE NO. 2004-0022 ENTITLED, "AN ORDINANCE AMENDING TITLE 2 - ADMINISTRATION OF THE LOS ANGELES COUNTY CODE, RELATING TO FEES FOR THE REGISTRAR-RECORDER/COUNTY CLERK." THIS ORDINANCE SHALL TAKE EFFECT MAY 27, 2004.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent:

None

Vote:

Unanimously carried

5. Hearing on proposed amendments to Title 21 - Subdivisions, to update residential density figures and land values for the Department of Parks and Recreation's park planning areas in the unincorporated areas of the County (All Districts) for the purpose of calculating parkland obligations or fees in lieu of parkland; to clarify the type of residential subdivision maps which would be subject to the proposed



amendments and to merge those park planning areas without a historic land value and "unincorporated islands" outside a park planning area with appropriate park planning areas having representative land values. (04-1074)

**THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:**

**1. APPROVED THE PROPOSED AMENDMENTS TO TITLE 21 - SUBDIVISIONS REGULATING LOCAL PARK SPACE OBLIGATIONS BY:**

**- UPDATING RESIDENTIAL DENSITY FIGURES AND LAND VALUES FOR THE DEPARTMENT OF PARKS AND RECREATION'S PARK PLANNING AREAS IN THE UNINCORPORATED AREAS OF THE COUNTY FOR THE PURPOSE OF CALCULATING PARKLAND OBLIGATIONS OR FEES IN LIEU OF PARKLAND;**

**- CLARIFYING THE TYPE OF RESIDENTIAL SUBDIVISION MAPS WHICH WOULD BE SUBJECT TO THE PROPOSED AMENDMENTS AND MERGING THOSE PARK PLANNING AREAS WITHOUT A HISTORIC LAND VALUE AND "UNINCORPORATED ISLANDS" OUTSIDE A PARK PLANNING AREA WITH APPROPRIATE PARK PLANNING AREAS HAVING REPRESENTATIVE LAND VALUES; AND**

**2. ADOPTED THE ORDINANCE NO. 2004-0023 ENTITLED, "AN ORDINANCE AMENDING TITLE 21 - SUBDIVISIONS OF THE LOS ANGELES COUNTY CODE, RELATING TO THE PROVISION OF LAND AND FEES IN LIEU OF LAND, FOR LOCAL PARKS TO SERVE THE RESIDENTIAL SUBDIVISIONS ("QUIMBY ORDINANCE")." THIS ORDINANCE SHALL TAKE EFFECT MAY 27 2004.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

**6. Combined hearing on the following zoning matters and Negative Declaration relating to property located at 11347 E. Washington Blvd., Whittier, Whittier Downs Zoned District, petitioned by Equilon Enterprises, LLC: (04-0732)**

Zone Change Case No. 01-064-(1), from C-2-BE to C-3-BE-DP

Conditional Use Permit Case No. 01-064-(1), to authorize the construction, operation and maintenance of a self-serve automated carwash

**CONTINUED WITHOUT DISCUSSION TO JUNE 22, 2004.**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Common Consent

### **ADMINISTRATIVE MATTERS**

#### **BOARD OF SUPERVISORS (Committee of Whole) 7 - 23**

7. Recommendation as submitted by Supervisor Yaroslavsky: Instruct the Director of Health Services to create the position of Director of Nursing Care in the Department of Health Services; and to incorporate the new position and a modest but appropriate support staff within the Department's budget request for Fiscal Year 2004-05 for the Board's consideration during budget deliberations;

Also consideration of Supervisor Antonovich's recommendation to direct the Director of Health Services to report back prior to Budget Deliberations on options to establish a centrally coordinated presence on nursing management and policy issues, including the roles and responsibilities of such an office, the cost of establishing a new Director of Nursing Care Office and opportunities to use existing staff resources to provide this leadership; and consideration of Supervisor Burke's recommendation to instruct the Director of Health Services to include in the requested report on how the proposed Director of Nursing Care would relate to recruitment, standards, and how the position would interrelate with the Medical Directors of the particular hospitals as to allocating nursing resources in the various departments within the hospitals; and to clarify exactly what the role could be in terms of the centralization of a Nursing Director; and the number of staff that would be necessary to support this position and the cost of the staff and their role and responsibilities. (Continued from meetings of 3-30-04 and 4-20-04 of at the request of Board) (04-0855)

**THE BOARD INSTRUCTED THE DIRECTOR OF HEALTH SERVICES TO:**

- 1. CREATE THE POSITION OF DIRECTOR OF NURSING AFFAIRS IN THE DEPARTMENT OF HEALTH SERVICES;**
- 2. INCORPORATE THE NEW POSITION AND A MODEST BUT APPROPRIATE SUPPORT STAFF WITHIN THE DEPARTMENT'S BUDGET REQUEST FOR FISCAL YEAR 2004-05 FOR THE BOARD'S CONSIDERATION DURING BUDGET DELIBERATIONS; AND**
- 3. REPORT BACK TO THE BOARD WITH THE FOLLOWING:**
  - A JOB DESCRIPTION FOR THE POSITION OF DIRECTOR OF NURSING AFFAIRS THAT DELINEATES THE RESPONSIBILITIES AND AUTHORITY OF THIS POSITION AND A PROPOSED BUDGET FOR THE OFFICE OF NURSING AFFAIRS.**
  - THE CURRENT DUTIES AND RESPONSIBILITIES OF THE CHIEF NURSING OFFICERS AT EACH HOSPITAL AS FAR AS MONITORING, MANAGING, AND PROVIDING LEADERSHIP TO DAY-TO-DAY HOSPITAL OPERATIONS; MAKING SURE TRAINING IS COMPLETED; AND HOW THESE RESPONSIBILITIES WILL INTERFACE WITH THE THOSE OF THE DIRECTOR OF NURSING AFFAIRS.**

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent:           None

Vote:             Common Consent

- 8. Revised** recommendation as submitted by Supervisor Yaroslavsky: Instruct the Director of Planning to review the Environmental Impact Statement/Environmental Impact Report to be prepared by the Coast Guard and the Maritime Administration of the U.S. Department of Transportation for the proposed Cabrillo Liquefied Natural Gas Deepwater Port and to recommend an appropriate County position on the project or suggest project alternatives or mitigation measures which would serve to protect the Santa Monica Bay and area residents from negative project impacts should any be indentified. (04-1123)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

9. Recommendation as submitted by Supervisor Yaroslavsky: Reduce half of the parking fees for approximately 100 vehicles in amount of \$850, excluding the cost of liability insurance, at the Music Center garage for participants of the Los Angeles Homeless Services Authority's Bring Home L. A. meeting, to be held at the Dorothy Chandler Pavilion on April 29, 2004. (04-1116)

**REFERRED BACK TO SUPERVISOR YAROSLAVSKY'S OFFICE**

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

10. Recommendation as submitted by Supervisor Yaroslavsky: Authorize Cornucopia Farms' use of the Malibu Civic Center parking lot for the weekly Sunday Farmers Market, and waive one-half of the \$175 per use permit fee, excluding the cost of security and liability insurance, from the end of the period of the last Board-approved waiver through December 31, 2004, which marks the end of this season, at which time the imposition of a per-event flat or percentage fee will be reevaluated; also authorize the Chief Administrative Officer to reimburse any fees paid to date that have now been waived. (04-1115)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina

Vote: Unanimously carried

11. Recommendation as submitted by Supervisor Knabe: Proclaim May as "Los Angeles County Drug Court Month" in recognition of all of the practitioners who make Drug Courts work and the significant contributions that Drug Courts have made, and continue to make, in reducing the damage to families and communities resulting from drug abuse. (04-1124)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina

Vote: Unanimously carried

12. Recommendation as submitted by Supervisor Knabe: Waive fees in amount of \$875, excluding the cost of liability insurance, for use of the Stanley Mosk Courthouse for the "14th Annual Family Law Walk-Thru Program for New Attorneys, Paralegals, Licensed Document Assistants, Law Students & Legal Office Staff," sponsored by the Los Angeles Superior Court and the Los Angeles County Bar Association, to be held May 11, 2004. (04-1120)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina

Vote: Unanimously carried

13. Recommendation as submitted by Supervisor Antonovich: Direct the Director of Children and Family Services to review the model developed by Kidsave as it relates to finding parents for older youth; and report back to the Board within 45 days with recommendations to incorporate the Kidsave model into the Department of Children and Family Services' plan to increase permanency for foster youth ages 14 years and older in Los Angeles County. (04-1121)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina

Vote: Unanimously carried

14. Recommendation as submitted by Supervisor Antonovich: Proclaim May 2 through 8, 2004 as "Be Kind to Animals Week" throughout Los Angeles County. (04-1087)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina

Vote: Unanimously carried

15. Recommendation as submitted by Supervisor Antonovich: Proclaim May 2 through 8, 2004 as "Nurse Recognition Week" throughout Los Angeles County; honor the outstanding nurse representatives with a commendation before the Board on Tuesday, May 25, 2004; and direct all County departments to assist the Director of Health Services with the planning of events to recognize these valuable County employees. (04-1108)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina

Vote: Unanimously carried

16. Recommendation as submitted by Supervisor Antonovich: Proclaim May 3 through 9, 2004 as "Mosquito and Vector Control and West Nile Virus Awareness Week" throughout Los Angeles County. (04-1114)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina

Vote: Unanimously carried

17. Recommendation as submitted by Supervisor Antonovich: Proclaim May 2004 as "Mental Health Month" throughout Los Angeles County and encourage employee participation in the National Association of Mental Illness Walk in May. (04-1101)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina

Vote: Unanimously carried

18. Recommendation as submitted by Supervisor Antonovich: Proclaim May 2004 as "Motorcycle Awareness Month" throughout Los Angeles County. (04-1102)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina

Vote: Unanimously carried

19. Recommendation as submitted by Supervisor Antonovich: Proclaim May 2004 as "Water Awareness Month" throughout Los Angeles County; and urge all County citizens to support local water organizations in the effort to promote water conservation. (04-1106)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina

Vote: Unanimously carried

20. Recommendation as submitted by Supervisor Antonovich: Reduce parking fees at the Walt Disney Concert Hall to \$6 per vehicle, excluding the cost of liability insurance, for participants attending the Los Angeles County High School for the Arts' graduation, to be held June 18, 2004. (04-1112)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina

Vote: Unanimously carried

21. Recommendation as submitted by Supervisor Antonovich: Waive rental fee in the amount of \$735, excluding the cost of liability insurance, for use of the group picnic area and playing field at San Dimas Canyon Park for the Sunset District of Old Baldy Council, Boy Scouts of America's Cub Scout Day Camp, to be held August 16 through 18, 2004. (04-1086)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina

Vote: Unanimously carried



**22.** Recommendation as submitted by Supervisor Molina: Reduce parking fees at the Walt Disney Concert Hall parking garage to \$8 on April 26, 2004 for 25 vehicles, April 27, 2004 for 50 vehicles and April 29, 2004 for 30 vehicles, for the production and labor crew's preparation and breakdown for the "LA Nowâ€iWow" event, to be held April 28, 2004 at the Music Center and Walt Disney Concert Hall; also waive the facility use fee of \$250, excluding the cost of liability insurance, for use of a portion of County property located at the Courthouse on the corner of First Street and Grand Avenue for the Travel Industry Association of America's 36th Annual International Pow Wow Los Angeles, sponsored by the Los Angeles Convention and Visitors Bureau and the City of Los Angeles. (04-1118)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina

Vote: Unanimously carried

**23.** Recommendation as submitted by Supervisor Molina: Waive permit use fee in amount of \$200, excluding the cost of liability insurance, for use of the Pico Rivera Library parking lot for Congresswoman Grace F. Napolitano's Veteran's Medals and Honors Presentation, to be held May 1, 2004. (04-1096)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina

Vote: Unanimously carried

**ADMINISTRATIVE OFFICER (Committee of Whole) 24 - 26**

- 24. Recommendation:** Include an additional County-sponsored program specific goal in the State Agenda that would protect public agencies from losing tax revenue and ensure that taxpayers are not barred from an appropriate administrative reduction in assessments due to a decline in value, and co-sponsor AB 2857 (Laird) upon amendment, which would accomplish this goal; also instruct the County's Legislative Advocates in Sacramento, working with the Legislative Strategist, affected departments, and other interested individuals and organizations to advocate this position on behalf of the County. (04-1092)

**APPROVED**

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

- 25. Recommendation:** Adopt joint resolution between the County and the West Covina City Council (5), approving and accepting the negotiated exchange of property tax revenue resulting from the proposed annexation of territory located at 2465 S. Grand Ave., unincorporated County area to the City of West Covina, Annexation 2002-03; and authorize the Chief Administrative Officer to provide the Los Angeles County Local Agency Formation Commission written consent to waive the protest proceedings for the proposed annexation. (04-1097)

**ADOPTED**

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

- 26. Recommendation:** Adopt and advertise resolution and notice of intention to purchase from the Mountains Recreation and Conservation Authority (MRCA) 28.11 acres of unimproved real property located in the La Sierra Canyon area, on the west side of Mulholland Hwy. in the north-central portion of the Santa Monica Mountains between Seminole Hot Springs/Cornell on the north and Castro Peak on the south (3), for the purchase price of \$203,110; set May 25, 2004 at 9:30 a.m. for consummation; and find that acquisition of property is exempt from the California Environmental Quality Act. (Relates to Agenda No. 1-P) (04-1098)

**APPROVED; ALSO APPROVED AGREEMENT NO. 74854**

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

**ARTS COMMISSION 27**

27. Recommendation: Approve and authorize the Chairman to execute agreement with Diamond and Elias Restaurants, Inc. to provide food and beverage concessions at the John Anson Ford Amphitheatre for the 2004 season, with County to receive 20% of the gross receipts, effective May 1, 2004 through November 1, 2004, with an option to renew for an additional five years. **4-VOTES** (04-1089)

**APPROVED AGREEMENT NO. 74853**

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

**HEALTH SERVICES (Committee of Whole) 28 - 29**

28. Recommendation: Approve the following recommendations for the final Fiscal Year 2003-04 Measure B Special Tax funding allocations for Trauma Services via helicopter transport, Emergency Medical Services Agency Programs and administrative costs, and use of County Response Vehicles to enhance services in accordance with Measure B objectives approved by the voters in 2002: (Continued from meeting of 4-20-04 at the request of Supervisor Yaroslavsky) (04-1060)

Approve and instruct the Director to allocate \$2.4 million from Measure B Special Tax Fund to provide trauma services for patients in undesignated trauma areas, which are identified as the East San Gabriel Valley, including Pomona, Baldwin Park and West Covina, the Antelope Valley, and Malibu areas, by providing air transportation consistent with the objectives of Measure B, and authorize reimbursement through a duly approved/executed medical control Memorandum of Understanding (MOU) agreement to Los Angeles County and City Fire Departments and the Los Angeles County Sheriff's Department for the provision of air transportation of trauma center criteria patients to a designated trauma center;

Approve a MOU Medical Control Agreement, for signature by the Director and the Fire Chief for the provision of paramedic and air transport services;

Instruct the Director to fill 15 positions in excess of what is currently authorized in the Department's staffing ordinance, utilizing existing resources to fund the positions in the Emergency Medical Services Agency;

Instruct the Director to allocate up to \$1 million from Measure B Funds to the Assessor, Auditor-Controller and Treasurer and Tax Collector to reimburse administrative costs associated with the implementation of the parcel tax; and

Approve special use of County Disaster Response Vehicles without restrictions of County Personnel policy 5.40.300, as deemed necessary by the Director to allow EMS Agency and Public Health administration staff to utilize designated County responses vehicles during periods of heightened alert or during actual disasters, and terrorist incidents, including driving vehicles to and from the place of residence.

### **CONTINUED THREE WEEKS TO MAY 18, 2004**

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

**29. Revised** recommendation: Approve and authorize the Director to amend form agreements for temporary medical support services for pharmacy services only, to establish rates that are consistent with the minimum level paid to the registry agencies for respiratory care and pharmacy services by non-County providers, at an estimated total cost of \$10.3 million, effective upon Board approval through June 30, 2005, with two one-year automatic renewals through June 30, 2007. (04-1105)

**APPROVED**

[See Supporting Document](#)

[Video](#)

[See Supporting Revised Document](#)

Absent: None

Vote: Unanimously carried

**PARKS AND RECREATION (2) 30**

**30.** Recommendation: Adopt resolution authorizing the submittal of applications to the State of California Resources Agency, Department of Parks and Recreation, for funding for five proposed projects at the following parks, under the Land and Water Conservation Fund Program, at a maximum grant amount of \$200,000 for each project, which requires a 50% funding match; and designating the Director as the authorized representative of the County to negotiate and execute documents; and find that proposed projects are exempt from the California Environmental Quality Act: (04-1104)

Bassett Park improvements at an estimated cost of \$325,000;

Helen Keller Park improvements at an estimated cost of \$400,000;

Calabasas/Cold Creek Trail Land Acquisition at an estimated cost of \$500,000;

Rowland Heights Park improvements at an estimated cost of \$400,000; and

Pamela Park improvements at an estimated cost of \$375,000.

**ADOPTED**

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

**PUBLIC WORKS (4) 31**

- 31.** Recommendation: Acting as the governing body of the County Lighting Maintenance Districts 1687 and 1697 and the County Lighting District Landscape and Lighting Act -1, adopt resolution of intention to annex approved tentative subdivision territories to County Lighting Maintenance Districts 1687 and 1697 and County Lighting District LLA-1, Unincorporated and Carson Zones (1, 2, 4 and 5); set June 22, 2004 at 9:30 a.m. for hearing regarding the proposed annexation of approved tentative subdivision territories and levying of annual assessments for street lighting purposes, with a base annual assessment rate of \$5 for a single-family home for the Unincorporated Zone, and \$1 for a single-family home for the Carson Zone. (04-1119)

**ADOPTED**

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

**REGISTRAR-RECORDER/COUNTY CLERK (3) 32**

- 32.** Recommendation: Oppose the following State legislation; instruct the County's Legislative Advocates in Sacramento, working with affected departments, other counties and interest groups to advocate this position on behalf of Los Angeles County: (04-1099)

SB 530 and SB 1723 (Johnson/Perata), legislation which would prohibit, until January 1, 2005, a city or county from using any form of direct recording electronic device as part of the city or county's voting system for the November 2, 2004 Presidential General Election; and

SB 1438 (Johnson/Perata), legislation which would prohibit, on and after January 1, 2005, a city or county from purchasing a direct recording electronic voting system that does not include an accessible voter verified paper audit trail and would require that, as of January 1, 2005, all direct recording electronic voting machines in use on that date, regardless of when purchased, include an accessible voter verified paper audit trail.

**THE CHAIRMAN ORDERED A DIVISION OF THE QUESTION AT THE REQUEST OF SUPERVISOR BURKE:**

**THE BOARD WENT ON RECORD IN OPPOSITION TO STATE LEGISLATION SB 530 AND SB 1723.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

**THE BOARD FURTHER WENT ON RECORD TO OPPOSE SB1438**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: No: Supervisor Burke

**MISCELLANEOUS COMMUNICATIONS 33 - 34**

33. Los Angeles County Contract Cities Liability Trust Fund Claims Board's recommendation: Authorize settlement of case entitled, Barbara Ballard and Sydney G. v. County of Los Angeles, Los Angeles Superior Court Case No. BC 262 956, in amount of \$150,000; and instruct the Auditor-Controller to draw a warrant to implement this settlement from the Sheriff's Department Liability Trust Fund-Duarte. (Continued from the meeting of 4-20-04 at the request of County Counsel) (04-1054)

**APPROVED WITH THE EXCEPTION OF THE CORRECTIVE ACTION PLAN WHICH WAS CONTINUED TWO WEEKS TO MAY 11, 2004**

[See Supporting Document](#)

34. Request from the City of Maywood to render specified services relating to the conduct of a Special Municipal Election to be held on May 11, 2004. (04-1117)

**APPROVED; AND INSTRUCTED THE REGISTRAR-RECORDER/COUNTY CLERK TO COMPLY, JURISDICTION TO PAY ALL COSTS.**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

**BUDGET MATTER 35**

35. Chief Administrative Officer's recommendation: Approve appropriation adjustments necessary to align, refine and adjust the Fiscal Year 2003-04 Budget based on changing financial needs of various County budget units. (Continued from the meeting of 4-20-04 at the request of Supervisor Yaroslavsky) **4-VOTE ADOPTED**

Absent: None

Vote: Supervisor Molina voted no on Appropriation Adjustment No. 255 for the Department of Public Works. (04-1032)



[See Supporting Document](#)

[See Final Action](#)

[Video](#)

## **MISCELLANEOUS**

**36.** Additions to the agenda requested by Board members and the Chief Administrative Officer, which were posted more than 72 hours in advance of the meeting, as indicated on the green supplemental agenda.

**36-A.** Recommendation as submitted by Supervisor Antonovich: Support SB 1397 (Escutia), legislation which would call on the Federal Environmental Protection Agency to adopt regulations to require locomotives operating in the South Coast Air Basin to achieve feasible emission reductions to achieve clean air standards; and would authorize the South Coast Air Quality Management District to adopt locomotive emissions reduction and/or mitigation fee programs if the Federal government does not act; also send a five-signature letter to the State Legislature urging adoption of SB 1397. (04-1132)

**CONTINUED TWO WEEKS TO MAY 11, 2004**

[See Supporting Document](#)

[Video](#)

Absent:           None

Vote:             Common Consent

**36-B.** Recommendation as submitted by Supervisor Antonovich: Direct the Directors of Health and Public Health to fully implement the Department of Health Services' planned West Nile Virus awareness and surveillance program by working cooperatively with the mosquito and vector control districts, the State and the Centers for Disease Control; and provide the Board monthly updates during the upcoming summer season. (04-1131)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

**36-C.** Recommendation as submitted by Supervisor Antonovich: Waive vehicle entry fee in amount of \$8 for the first 125 vehicles, excluding the cost of liability insurance, at Castaic Lake for the Castaic Area Town Council's 8th Annual Castaic Community 5K Run/Walk and 1K Kids Fun Run, to be held May 2, 2004. (04-1134)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

**37. Items not on the posted agenda, to be presented and (if requested) referred to staff or placed on the agenda for action at a future meeting of the Board, or matters requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.**

**37-A.** Recommendation as submitted by Supervisor Yaroslavsky: Send letters to Secretary Thompson of the Federal Department of Health and Human Services to request an explanation for the reduction in funding to Los Angeles County, and to the Los Angeles County Congressional Delegation urging them to take action to ensure appropriate and responsive Federal funding and allocation strategies for HIV/AIDS services in Los Angeles County; instruct the Director of Health Services to engage fully and vigorously in Federal policy discussions regarding Federal programs that support services to people with or at risk for HIV disease, maintain and increase its advocacy efforts in Washington, D.C. and Sacramento, and maintain Federal and State advocacy partnerships with HIV/AIDS policy advocacy organizations; instruct the Chief Administrative Officer, Director of Health Services, and the Commission on HIV Health Services to develop a strategy for reauthorization of the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act that will ensure adequate appropriations and equitable distribution of resources, provide the necessary support services for this project. (04-1161)

**APPROVED**

[Supporting Document](#)

[Video](#)

Absent: None

Vote: Unanimously carried

40. Opportunity for members of the public to address the Board on items of interest that are within the subject matter jurisdiction of the Board.

**DAVID STILLWELL, MARIA S. ANGUIANO, CHRISTOPHER KING, ELIZABETH GARCIA, JOAQUIN SILVA, AND SERAPIO TORRES, MEMBERS OF SEIU, LOCAL 1877, ADDRESSED THE BOARD. (04-1156)**

[Video](#)

**Administrative Memo**

Supervisor Knabe requested the Chief Administrative Officer, Chief Deputy County Counsel and the Director of Health Services to report back to the Board regarding the issues raised during the Public Comment portion of the meeting by David Stillwell, Maria S. Anguiano, Christopher King, Elizabeth Garcia, Joaquin Silva, and Serapio Torres, members of SEIU, Local 1877, relating to the proposed changes to the Living Wage Ordinance. (04-1152)

[Video](#)

**41. Adjourning Motions**

On motions duly seconded and unanimously carried, the meeting was adjourned in memory of the following persons:

**Supervisor Burke**

David Harrison

**Supervisor Burke**

Dan Otto

**Supervisor Knabe and All Members**

Officer Thomas Steiner

**Supervisor Knabes and Antonovich**

Army Specialist Pat Tillman

**Supervisor Knabe**

Harry Babbitt  
Earl Bartholomew  
Sandy Germano  
Kenneth E. Wents

**Supervisor Antonovich and All Members**

The Honorable Alphonzo E. Bell, Jr.

**Supervisor Antonovich**

William Wenrich "Bill" Brundige  
Thelma Lascoe  
Akie Matsumoto  
Wayne Stephenson  
IReverendvan C. Walks (04-1153)

**ITEMS CONTINUED FROM PREVIOUS MEETINGS FOR FURTHER**

**DISCUSSION AND ACTION BY THE BOARD**

**A-1.** Continue local emergencies as a result of the following: (a) Discovery of an infestation of fruit flies, as proclaimed on August 8, 1989; (b) Discovery of an infestation of fruit flies, as proclaimed on May 10, 1990; (c) Fire started on September 22, 2002 in the Williams Canyon Area in the foothills of the eastern San Gabriel Valley, as proclaimed by the Chair on September 25, 2002 and ratified by the Board on October 1, 2002; (d) Multiple fires in and around the Cities of Claremont and La Verne, as proclaimed by the Chief Administrative Officer on October 26, 2003 and ratified by the Board on October 28, 2003; and (e) Flooding in the Cities of Carson, Compton, Los Angeles, Lynwood, South Gate and the unincorporated areas of Willowbrook and Rosewood, as proclaimed by the Chair on November 12, 2003, ratified by the Board on November 18, 2003, and revised on December 2, 2003. **Documents on file in Executive Office**

**REVIEWED AND CONTINUED**

**CLOSING 42**

42. Open Session adjourned to Closed Session at 1:35 p.m. following Board Order No. 41 to:

**CS-1.**

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at LAC+USC Medical Center and MLK/Drew Medical Center. (03-1392)

**CS-2.**

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

County of Los Angeles v. Aetna Casualty & Surety Co., Inc. et al., Orange County Superior Court, Case No. 785435 (Only)

County of Los Angeles v. Agricultural Insurance Co., et al., Orange County Superior Court, Case No. 01CC14113

County of Los Angeles v. Allianz Underwriters, Inc. et al., Orange County Superior Court, Case No. 803237

These lawsuits seek payment of insurance proceeds for damages to insured County building caused by Northridge Earthquake. (03-2626)

**CS-3.**

Confer with Labor Negotiators, Chief Administrative Officer David E. Janssen and designated staff, pursuant to Government Code Section 54957.6.

Employee Organization(s) for represented employees: The Coalition of County Unions, AFL-CIO; Local 660, SEIU, AFL-CIO; Union of American Physicians and Dentists; Guild For Professional Pharmacists; Peace Officers Counsel of California; Association of Public Defender Investigators; and Los Angeles County Association of Environmental Health Specialists; and

Unrepresented employees (all) (03-2515)

**CS-4.**

Consider Department Head performance evaluations, pursuant to Government Code Section 54957. (03-2917)

Closed Session convened at 1:53 p.m. Present were Supervisors Gloria Molina, Yvonne Brathwaite Burke, Zev Yaroslavsky, Michael D. Antonovich and Supervisor Don Knabe, Chairman presiding.

Closed Session adjourned at 3:47 p.m. Present were Supervisors Gloria Molina, Yvonne Brathwaite Burke, Zev Yaroslavsky, Michael D. Antonovich and Don Knabe, Chairman presiding.

By common consent, and there being no objection, the Board of Supervisors of the County of Los Angeles, and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts, adjourned its meeting following Board Order No. 41 at 3:47 p.m. The Tuesday, May 4, 2004 regular meeting is cancelled and the Board will be holding a Special Meeting beginning on Tuesday, May 4, 2004 at 8:00 a.m. at the Madison Hotel, 15th and M Streets, N.W., Washington, D.C.; Wednesday May 5, 2004 at 10:00 a.m. at the U. S. Capitol Building; and on Thursday, May 6, 2004 at 10:00 a.m. at the Rayburn House Office Building, to meet with Federal elected and appointed officials. The schedule will be posted at the County's Washington, D.C. office located at 440 First Street, N.W., Room 440; outside the Hearing Room 381B of the Kenneth Hahn Hall of Administration; and on the County's website beginning April 29, 2004. The next regular meeting of the Board will be Tuesday, May 11, 2004, at 9:30 a.m. (04-1157)

The foregoing is a fair statement of the proceedings of the meeting held April 27, 2004, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Violet Varona-Lukens, Executive Officer  
Executive Officer-Clerk  
of the Board of Supervisors