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Tuesday, September 21, 2004

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

9:30 AM

Present: Supervisor Yvonne B. Burke, Supervisor Zev Yaroslavsky, Supervisor Michael D. Antonovich and Chair Pro Tem Gloria Molina

Absent: Chairman Don Knabe

Invocation led by The Reverend Abel E. Rodriguez, Senior Pastor, Apostolic Christian Center, City of Los Angeles (1).

Pledge of Allegiance led by Jose Carlos Gonzales, Member, Disabled American Veterans (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)

Vulcan Materials Co. v. County of Los Angeles, Los Angeles Superior Court Case No. BC 302 794

This lawsuit challenges application of amendments to the County's Solid Waste Management Fee Ordinance (Chapter 20.88 of the Los Angeles County Code). (04-2492)

REPORT OF ACTION TAKEN IN CLOSED SESSION:

THE BOARD ACCEPTED THE PAYMENT TO THE COUNTY OF \$306,463.56 IN SETTLEMENT OF THE LITIGATION AND AUTHORIZED THE INTERIM DIRECTOR OF PUBLIC WORKS TO EXECUTE A MUTUAL GENERAL RELEASE AND SETTLEMENT AGREEMENT FOR THE SETTLEMENT. WHEN FULLY EXECUTED, THE SETTLEMENT AGREEMENT WILL BE AVAILABLE FOR INSPECTION UPON INQUIRY BY ANY INTERESTED PERSON.

THE VOTE OF THE BOARD WAS AS FOLLOWS:

SUPERVISOR MOLINA:	AYE
SUPERVISOR BURKE:	AYE
SUPERVISOR YAROSLAVSKY:	AYE
SUPERVISOR ANTONOVICH:	AYE
SUPERVISOR KNABE:	ABSENT

[See Final Action](#)

CS-3. 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

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

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

CS-4. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

Diamond Farming Company; WM. Bolthouse Farms, Inc., v City of Lancaster, et al., Riverside Superior Court Case Nos. RIC 344436 (lead case) and RIC 353840

These lawsuits, in which Los Angeles County Waterworks District No. 40, Antelope Valley is named as a party, seek a judicial determination of groundwater rights of public and private parties in the Antelope Valley groundwater basin. (04-2564)

REPORT OF ACTION TAKEN IN CLOSED SESSION:

THE BOARD AUTHORIZED LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40, ANTELOPE VALLEY, TO SEEK A JUDICIAL DETERMINATION OF THE RIGHTS OF PUBLIC AND PRIVATE PARTIES TO USE GROUNDWATER IN THE ANTELOPE VALLEY GROUNDWATER BASIN.

THE VOTE OF THE BOARD WAS AS FOLLOWS:

SUPERVISOR MOLINA:	AYE
SUPERVISOR BURKE:	AYE
SUPERVISOR YAROSLAVSKY:	AYE
SUPERVISOR ANTONOVICH:	AYE
SUPERVISOR KNABE:	ABSENT

[See Final Action](#)

CS-5. 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-6. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

(Government Code Section 54956.8)

Property: Parcels Q and W2 of the Bunker Hill Urban Renewal Project Area

County Negotiators: David E. Janssen and Martha Wellborne

Negotiating Parties: The Related Companies

Under Negotiation: Price and Terms (04-2591)

CONTINUED TO OCTOBER 19, 2004

Absent: Supervisor Knabe

Vote: Common Consent

SET MATTER

9:30 a.m.

Presentation of scroll to His Holiness 1008 Sri Sri Sugunendra Theertha Swamiji, commending him on his spiritual and social leadership, as arranged by Supervisor Antonovich.

Presentation of scrolls to Athraa Hasoon and Ali Hashim Ramadan, commending them on their efforts in giving voice to Iraqi citizens through the Iraq-America Freedom Alliance, as arranged by Supervisor Antonovich.

Presentation of scrolls to the Burbank Teens in Action Media Communication and Police Youth Relations Teams, commending them on their vital work in the community, as arranged by Supervisor Antonovich.

Presentation of scrolls to the team members and coaches from the Glendora Lassie League's Team "No Fear," congratulating them on completing a perfect season and winning the 2004 Freshette Division Championship, as arranged by Supervisor Antonovich.

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

Presentation of scrolls to Steve Meiers and Univision 34 KMEX-TV commending them on their collaboration with the Department of Children and Family Services in the highly acclaimed "34 A Su Lado" telethon hosted by news anchor Teresa Quevedo to promote permanency and stability for abused and neglected children by recruiting foster and adoptive families, as arranged by Supervisors Molina and Antonovich.

Presentation of scroll to General Motors, Maurice Williams, Elizabeth Sanchez and Sheri Stuart in recognition of their community involvement and support of the Golf and Tennis Invitational, which benefited the "Young Black Scholars Program," as arranged by Supervisor Burke.

Presentation of scrolls to Maxine Tatlonghari, Regional Director of Special Events, American Cancer Society, and The Carson Relay for Life Team, in recognition of the 37 relays in Los Angeles County raising over \$2.7 million as arranged by Supervisor Burke.

Presentation of scrolls to Casey Family Programs, United Friends of Children, Public Counsel, Trish Curry and Sharon Watson in recognition of their contributions toward improving the lives of Emancipated foster care and probation youth, as arranged by

Supervisor Yaroslavsky. (04-0041)

S-1. 11:00 a.m.

Report by the Executive Director of the Children's Planning Council and Director of Public Social Services on the merits and deliverables of the Earned Income Tax Credit campaign, as requested by Supervisor Molina at the meeting of June 21, 2004. (Continued from the meeting of 6-21-04 at the request of Supervisor Molina) (04-1577)

AFTER DISCUSSION, THE BOARD TOOK THE FOLLOWING ACTIONS:

- 1. APPROVED \$250,000.00 IN PERFORMANCE INCENTIVES-NET COUNTY COST FUNDING FOR THE EARNED INCOME TAX CREDIT CAMPAIGN FROM OCTOBER 2004 TO SEPTEMBER 2005, AND DIRECTED THE CHIEF ADMINISTRATIVE OFFICER TO PLACE THIS FUNDING IN THE BOARD OF SUPERVISORS' BUDGET;**
- 2. DELEGATED AUTHORITY TO THE EXECUTIVE OFFICER OF THE BOARD TO EXECUTE THE NEEDED AMENDMENT TO THE CONTRACT BETWEEN THE CHILDREN'S PLANNING COUNCIL AND THE COUNTY TO ADD \$250,000.00 FOR THE EARNED INCOME TAX CREDIT OUTREACH CAMPAIGN; AND**
- 3. REQUESTED THE EXECUTIVE DIRECTOR OF THE CHILDREN'S PLANNING COUNCIL TO REPORT BACK TO THE BOARD BY JULY 15, 2005, ON THE RESULTS OF THE 2005 TAX SEASON CAMPAIGN ALONG WITH A RECOMMENDATION REGARDING THE REMAINING \$250,000.00 TO CONTINUE THE CAMPAIGN THROUGH THE 2006 TAX SEASON.**

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

S-2. 11:30 a.m.

Health Department Budget Committee of the Whole/Joint Meeting of the Board of Supervisors:

Report by the Director of Health Services on the financial status of the Department. (04-0728)

CONTINUED ONE WEEK TO SEPTEMBER 28, 2004 AT 11:30 A.M.

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Common Consent

BOARD OF SUPERVISORS (Committee of Whole) 1 - 9

1. Recommendations for appointments/reappointments to Commissions/Committees/Special Districts (+ denotes reappointments): **Documents on file in Executive Office.** (04-2550)

Supervisor Burke

Dr. Linda Smith-Gaston+, Consumer Affairs Advisory Commission
Yolanda Becerra-Jones+, Commission for Women; also waive limitation of length of service requirement, pursuant to County Code Section 3.64.050B
Harriette F. Williams+, Commission for Children and Families; also waive limitation of length of service requirement, pursuant to County Code Section 3.100.030A

Supervisor Knabe

Lynne L. Farrell, Los Angeles County Commission on Aging

Child Care Planning Committee

Michele P. Sartell, Policy Roundtable for Child Care

APPROVED

Absent: Supervisor Knabe

Vote: Unanimously carried

2. Recommendation as submitted by Supervisor Antonovich: Join with the Judicial Council of California in its efforts to promote and support Dependency Court reform; and send a five-signature letter to the Congressional Leadership and the California Congressional Delegation urging Congress to act on the recommendations by the Pew Commission that seek to improve outcomes for youth in foster care. (04-2559)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

3. Recommendation as submitted by Supervisor Antonovich: Direct the Director of Children and Family Services to develop protocols with hospitals specifically relating to transplant cases or the provision of other extraordinary medical care; and ensure the Department has an adequate number of foster homes that are qualified to care for children in need of transplants or other extraordinary medical care. (04-2563)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

4. Recommendation as submitted by Supervisor Antonovich: Waive permit fee in amount of \$350 and parking fees for 200 cars totaling \$1,600, excluding the cost of liability insurance, at the Music Center Garage for the Federated Italo-Americans of Southern California's Columbus Day celebration, to be held in the County Mall on October 10, 2004. (04-2557)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

5. Recommendation as submitted by Supervisor Molina: Authorize the Director of Public Social Services to amend the contract with the Los Angeles Homeless Services Authority, to increase the maximum contract amount to no more than \$63,312 to continue its services on a month-to-month basis from October 1, 2004 to December 31, 2004 to assist CalWORKs families in the Skid ROW and San Gabriel Valley areas find permanent housing. (04-2560)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

6. Recommendation as submitted by Supervisor Molina: Approve distribution of the 2003 Community Services Block Grant unexpended funds in total amount of \$29,202 to three First Supervisorial District agencies, with each agency to receive \$9,734 to ensure the full expenditure of program funds for needed services to low-income people and to avoid reverting back the unspent funds to the funding source; also approve distribution of 2004 unallocated funds in total amount of \$122,848 to 12 First Supervisorial District agencies, with each agency to receive \$8,987, and the Special Services for Groups agency to receive an additional \$15,004 for capacity building. (04-2561)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

7. Recommendation as submitted by Supervisors Knabe and Burke: Instruct the Chief Administrative Officer to send correspondence to each Commissioner of the California Public Utilities Commission (CPUC) in support of the alternative opinion written by Commissioner Loretta Lynch opposing the "310" area code split at this time, because the Administrative Law Judge's opinion that calls for an immediate implementation of a 310/424 area code split is premature and is not built on the very successful conservation measures that the CPUC has already adopted. (04-2562)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

8. Recommendation as submitted by Supervisor Knabe: Waive parking fees for 35 cars totaling \$595, excluding the cost of liability insurance, at the Music Center Garage for attendees of the 2004 Charitable Giving Campaign breakfast to be held at the Dorothy Chandler Pavilion on September 21, 2004. (04-2552)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

9. Recommendation as submitted by Supervisor Knabe: Waive fees up to \$650, excluding the cost of liability insurance, for use of the County's bandwagon for the Lupus International's 5th Annual Lupus Race for Life, to be held at La Mirada Regional Park on October 17, 2004. (04-2546)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

ADMINISTRATIVE OFFICER (Committee of Whole) 10 - 11

10. Joint recommendation with the Director of Personnel: Approve the proposed premium rates for County sponsored plans as follows: a) medical and dental rates for represented employees for the period of January 1, 2005 through December 31, 2005, b) medical and dental rates for non-represented employees for the period of January 1, 2005 through December 31, 2005, c) rates for dependent life insurance for all employees for the period of January 1, 2005 through December 31, 2006, and d) continue existing premium rates for the Short-Term Disability, Long-Term Disability (LTD) and LTD Health Insurance Plans; and approve introduction of ordinance; also approve the following related actions: (Relates to Agenda No. 54) (04-2553)

Instruct County Counsel to review and approve appropriate contracts with Blue Cross of California and Blue Cross Life and Health Insurance Company, Connecticut General Life Insurance Company and CIGNA Healthcare of California, Inc., Kaiser Foundation Health Plan, Inc., PacifiCare of California and PacifiCare Life & Health, Delta Dental Plan, Private Medical-Care, Inc., SafeGuard Health Plans, Inc. and their successors or affiliates, as necessary, for the period of January 1, 2005 through December 31, 2005; and instruct the Chairman to sign contracts;

Instruct County Counsel to review and approve an appropriate amendment to the life insurance contract with Life Insurance Company of North America and its successors or affiliates, as necessary, incorporating the dependent life insurance rates for the period of January 1, 2005 through December 31, 2006; and instruct the Chairman to sign amendment;

Approve proposed premium rates and benefit coverage changes for the Association for Los Angeles Deputy Sheriffs, Inc., the California Association of Professional Employees plans and the Los Angeles County Fire Fighters Local 1014 Health and Welfare Plan, for the period of January 1, 2005 through December 31, 2005;

Approve adjustment in minimum County contribution under the MegaFlex and Flexible Benefit Plans from \$770 per month and \$559 per month, respectively, to \$810 per month and \$591 per month, respectively, effective beginning January 1, 2005;

Instruct the Auditor-Controller to make all payroll system changes necessary

to implement the changes recommended to ensure that all changes in premium rates are first reflected on pay warrants issued on January 14, 2005.

CONTINUED ONE WEEK TO SEPTEMBER 28, 2004

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Common Consent

11. Recommendation: Approve appropriation adjustment to transfer \$2.0 million from the Provisional Financing Uses budget to the Trial Court budget to backfill civil jury fees retained by the Superior Court. (04-2515)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

AGRICULTURAL COMMISSIONER/WEIGHTS AND MEASURES (5) 12

12. Recommendation: Approve and instruct the Chairman to sign cooperative agreement with the U.S. Department of Agriculture Animal and Plant Health Inspection Service authorizing the Department to continue the administration of a \$2.0 million federally-funded, pass-through Nursery Pest Mitigation Program, which will provide fiscal relief to local plant nurseries that ship live plants to areas not infested with the Glassy-winged Sharpshooter (GWSS), due to reimbursement for a portion of their costs related to the treatment, inspection, trapping and special handling of nursery stock and mitigation of the GWSS. (04-2542)

APPROVED; ALSO APPROVED AGREEMENT NO. 75090

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

AUDIT COMMITTEE 13 - 14

13. Recommendation: Approve the following revisions to Policy No. 4.030 - Budget Policies and Priorities in Section 5 regarding overmatches, Section 9 regarding the 5% reserve, and Section 11 regarding assurances; also extend the sunset review date to December 17, 2008. (04-2376)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

14. Recommendation: Approve revision to Policy No. 5.015 - Timely Submission of Contracts for Board Approval to reflect the implementation of the Countywide Contract Monitoring System; and extend the sunset review date to September 19, 2008. (04-2377)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

BEACHES AND HARBORS (3 and 4) 15

15. Recommendation: Approve and authorize the release of the Request For Proposals for Development of Fuel Dock Facilities on Parcel 1S, Marina del Rey (4). (04-2508)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

CHILDREN AND FAMILY SERVICES (1) 16

16. Joint recommendation with the Chief Probation Officer: Approve the Los Angeles County System Improvement Plan as part of the Child and Family Services Review, for submission by the Director of Children and Family Services and the Chief Probation Officer, to the California Department of Social Services to ensure continued provision of child welfare related services to the children and families of Los Angeles County as mandated by AB 636. (Continued from meeting of 9-14-04 at the request of the Director) (04-2466)

APPROVED

[See Supporting Document](#)
[Video](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

COMMUNITY DEVELOPMENT COMMISSION 17

17. Recommendation: Adopt resolution designating Whiteside community (1) as a Survey Area for redevelopment and finding that the Whiteside community requires study to determine if a redevelopment project in the area is feasible; and find that the designation of the Whiteside community as a Survey Area for potential redevelopment is exempt from the California Environmental Quality Act. (04-2509)

REFERRED BACK TO THE DEPARTMENT

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Common Consent

COMMUNITY AND SENIOR SERVICES (4) 18 - 20

18. Recommendation: Approve and authorize the Chief Deputy to execute a contract with International Institute of Los Angeles (IILA), in amount of \$302,000, fully financed using Targeted Assistance (TA) Discretionary Grant funds, to continue administering specialized services in the area of childcare training and certification, effective upon Board approval through September 30, 2005; approve allocation in amount of \$26,250 for Department administrative costs, fully financed using TA Discretionary Grant Funds; and authorize the Chief Deputy to accept additional funding from the State Department of Social Services up to 25% of the original allocation and to execute contract amendment to increase or decrease the contract amount based on contractor performance and availability of funding; also authorize any required time extension to the contract to ensure the full expenditure of program funds by IILA provided that the amount of change does not exceed 15% of the original contract amount. (04-2516)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

19. Recommendation: Approve and authorize the Chief Deputy to accept \$75,000 in Fiscal Year 2004-05 "Disability Program Navigator" (DPN) grant funds from the State Employment Development Department (EDD) to extend the DPN Demonstration Pilot program which serves as a resource for the County's WorkSource System on disability-related issues in order to increase employment opportunities for persons with disabilities through outreach and employer education, effective October 1, 2004 through June 30, 2005; authorize the Chief Deputy to execute a contract with the Los Angeles Community College District-Los Angeles Mission College in amount up to \$67,500, fully finance using DPN grant funds with remaining funds of \$7,500 to be used to cover administrative costs; also authorize the Chief Deputy to execute contract amendments to increase or decrease the amount based on contractor performance and availability of funding or time extension provided that the amount of change does not exceed 25% of the original contract amount. (04-2517)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

20. Recommendation: Authorize the Chief Deputy to accept up to \$500,000 of National Emergency Grant (NEG) funds from the State Employment Development Department (EDD), of which \$460,000 will be used for direct program services and \$40,000 will be used to fund Department managements costs, and to extend use of the original allocation of \$225,992 through December 31, 2005, for a total of \$725,992, to assist in mitigating the effects of the fires in the Simi Valley, Verdale and Padua that occurred in November 2003, as well as assisting individuals with employment-related services; and authorize the Chief Deputy to take the following related actions: (04-2551)

Allocate \$230,000 in State EDD NEG funds to the Los Angeles Community College District/LA Mission College to help mitigate the affects of the November 2003 fires, and to negotiate and execute contract, effective upon Board approval through December 31, 2005;

Approve a time-only extension of the current contract with the Antelope Valley WorkSource Center through December 31, 2005 for the continued provision of disaster recovery services;

Execute contract amendment with LA Works to extend the time period for expenditure of the original funds beyond the September 30, 2004 expiration date and to allocate an additional \$230,000 in State EDD NEG funds to assist in disaster recovery efforts, effective upon Board approval through December 31, 2005; and

Execute contract amendments to increase or decrease the amounts based on contractor performance, availability of funding, or time extension provided that the amount of change does not exceed 25% of the original contract amount.

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

FIRE DEPARTMENT (3) 21

21. Joint recommendation with the Chief Administrative Officer: Acting as the governing body of the Consolidated Fire Protection District, rescind award of construction contract with J.H.R. Construction for proposed Fire Station 110 - Station Addition/Renovation Project located at 4433 Admiralty Way, Marina del Rey (4); approve the revised total project budget of \$457,000; adopt and advertise plans and specifications for the project, at an estimated cost of \$296,400; set October 19, 2004 for bid opening; authorize the Fire Chief of the Consolidated Fire Protection District to take the following related actions; and find that project is exempt from the California Environmental Quality Act: (04-2518)

Revise and execute changes to the plans and specifications as required prior to closing time for bids provided such amendment does not increase the estimated cost of construction by more than the amount budgeted; and

Execute consultant services agreement with the apparent lowest responsible bidder to prepare a baseline construction schedule that conforms to the applicable contract and bid specifications for a fee not to exceed \$5,000, funded by existing project funds.

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

HEALTH SERVICES (Committee of Whole) 22 - 32

22. Recommendation: Approve and authorize the Director to sign a sole source agreement with AIDS Healthcare Foundation (AHF), in amount of \$201,150 100% offset by Federal Centers for Disease Control and Prevention Comprehensive Sexually Transmitted Disease Prevention Systems (CSPS) funds, effective date of Board approval through December 31, 2004 for the provision of Sexually Transmitted Disease (STD)/HIV screening, treatment and expanded clinical services for the Men's Wellness Center servicing the Department's Metro Service Planning Area 4; also authorize the Director to approve amendment to existing agreement with AHF to increase the County's maximum obligation by \$106,300 from \$371,269 to \$477,569, 100% offset by CSPS funds for additional STD Syphilis Social Marketing Campaign services and to extend the term of the existing agreement for one additional month from December 1, 2004 through December 31, 2004. (04-2544)

CONTINUED TWO WEEKS TO OCTOBER 5, 2004

[See Supporting Document](#)

[Video](#)

Absent: Supervisor Knabe

Vote: Common Consent

23. Recommendation: Approve and instruct the Director to sign form contract with 13 qualified contractors to provided prosthetic and orthotic appliance services at LAC+UCLA Healthcare Network, Harbor-UCLA Medical Center, Martin Luther King, Jr./Drew Medical Center, Olive View-UCLA Medical Center, Rancho Los Amigos National Rehabilitation Center and High Desert Health Systems, in total amount of \$2,312,332, at the same rates as the Medi-Cal Maximum Reimbursement Rates, effective October 1, 2004 through September 30, 2005, with three one-year automatic provisions through September 30, 2008. (04-2512)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

24. Recommendation: Approve and instruct the Director to offer and sign form amendment to agreement with 10 Trauma Center Service Agreement providers to increase the Fiscal Year 2004-05 funding for Base Hospital System operation by approximately \$1.2 million, with a signing deadline for each hospital of October 15, 2004, in order to maintain the Los Angeles County Trauma Center System and Base Hospital System, effective upon Board approval through June 30, 2005; approve allocation of a maximum increase of \$3.5 million in Measure B Trauma Property Assessment revenue to fund: (a) \$1.2 million increase in Base Hospital System costs, (b) \$0.1 million increase in compensation to private trauma hospitals based on the overall growth in Trauma Property Assessment revenue, pursuant to a provision in the Trauma Center Service Agreement and (c) \$2.2 million to backfill a shortfall of other State and local funding needed to fund the Trauma Agreement. (04-2527)

APPROVED

[See Supporting Document](#)

[Video](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

25. Recommendation: Approve and instruct the Director to sign amendments to agreements with Computer Credit, Inc., (CCI) and USCB, Inc. (USCB) to extend the term effective October 1, 2004 through March 31, 2005, for provision of delinquent patient account collection letter services at a total net County cost of \$264,425, with an increased payment rate paid to CCI and USCB of \$2.09 and \$1.94 respectively, and to allow for future payment rate increases to reflect any increase in the U. S. postal rate, pending completion of a competitive selection process. (04-2529)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

26. Recommendation: Approve and authorize the Director to negotiate, execute and submit to the State Director of Health Services for signature, any amendments, up to dollar amounts set forth in a confidential memorandum, to the County's Medi-Cal contract with the State, as are necessary to receive payment under the Fiscal Year 2004-05 SB 1255 program; and authorize the Auditor-Controller to make any intergovernmental transfers to the State for Emergency Services and Supplemental Payment Fund which are appropriate in light of the amounts of SB 1255 which the County anticipates will be specified in amendments to the County's Medi-Cal contract. (04-2532)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

27. Recommendation: Approve and authorize the Director to sign amendment to agreement with Simpson and Simpson Business and Personnel Services, Inc., (Simpson) to continue to provide Federally mandated HIV epidemiological studies, at a maximum cost of \$604,948 of which \$338,081 is offset by Federal funds and a net County cost of \$266,867, for the period of October 1, 2004 through March 31, 2005;

also approve and authorize the Director to sign amendment to agreement with Simpson for a no-cost extension to assist in compiling the final data for the Varicella Active Surveillance Project for the period September 30, 2004 through December 31, 2004. (04-2533)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

28. Recommendation: Authorize the Director to sign amendment to agreement with Hathaway Children and Family Services Health Corporation to increase the annual maximum contract amount from \$26,000 to \$30,000, for continued provision of training nutrition educators, conducting nutrition education and outreach activities, and to assess the results of the nutrition education program on children, contingent upon receipt of funding from the California Department of Health Services, and to extend the term effective October 1, 2004 through September 30, 2005, with provision for two 12-month automatic renewals through September 30, 2007, also contingent upon future State funding. (04-2534)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

29. Recommendation: Approve and instruct the Director to sign Approval of Delegation of Duties and Assignment of Rights of Agreement and Amendment with Healthcare Valuation Services to allow Healthcare Valuations Services to formally assign its rights and delegate its duties under the agreement to Wellspring Valuation, Ltd., and to modify Wellspring's contract due dates and extend the agreement term two years, at a total net County cost not to exceed \$70,000, effective upon Board approval through June 30, 2007. (04-2538)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

- 30.** Recommendation: Approve and instruct the Director to sign amendment to agreement with McKesson Information Solutions, LLC, to extend the term of the agreement from July 1, 2005 through June 30, 2008, and increase the contract sum by \$7,483,189, from \$37,700,778 to \$45,183,967, to continue the Fiscal Management System Services operations at Harbor/UCLA Medical Center, High Desert Health System, LAC+USC Medical Center, Martin Luther King, Jr./Drew Medical Center, including Augustus F. Hawkins Mental Health Center, Olive View/UCLA Medical Center, Rancho Los Amigos National Rehabilitation Center, Treasurer Tax Collector, Consolidated Business Office and Health Services Administration. (NOTE: The Chief Information Officer recommends approval of this item.) (04-2539)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

- 31.** Recommendation: Approve and instruct the Director to sign amendment to agreement with Public Health Foundation Enterprises, Inc., to decrease the maximum contract obligation by \$7,350 from \$53,750 to \$46,400, 100% offset by the California State Department of Health Services, for the Immunization Program - Women, Infants and Children (WIC) Project, due to a change in the number of encounters and related cost for the WIC Integrated Statewide Information System used by the Department. (04-2541)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

- 32. Recommendation:** Approve and authorize the Director to execute a Memorandum of Understanding between the Centers for Medicare and Medicaid Services and the County related to King/Drew Medical Center, effective upon execution by all parties through September 30, 2005; and instruct the Director to take the steps necessary to relinquish King/Drew Medical Center's trauma designation, including noticing of the requisite Beilenson Hearing. (04-2558)

SUPERVISOR BURKE'S MOTION FAILED FOR LACK OF A SECOND WHICH WOULD HAVE DELAYED THE VOTE ON THE CLOSURE OF THE KING/DREW MEDICAL CENTER'S TRAUMA CENTER UNTIL SUCH TIME AS ON THE OUTSIDE CONSULTANT HAS HAD THE OPPURTUNITY TO EVALUATE THE HOSPITALS' OPERATIONS AND MAKE AN INDEPENDENT DETERMINATION THAT CLOSURE OF THE TRAUMA CENTER IS THE APPROPRIATE ACITON TO TAKE; AND INSTRUCT THE DIRECTOR OF HEALTH SERVICES TO WORK WITH THE OUTSIDE CONSULTANT TO IDENTIFY OTHER SERVICES OR AREAS THAT CAN BE RESTRUCTURED AT KING/DREW MEDICAL CENTER.

AT THE REQUEST OF SUPERVISOR BURKE, THE CHAIR PRO TEM ORDERED A DIVISION OF THE QUESTION ON SUPERVISOR YAROSLAVSKY'S MOTION, AS AMENDED BY SUPERVISOR MOLINA:

APPROVED AND AUTHORIZED THE DIRECTOR OF HEALTH SERVICES OR HIS DESIGNEE TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE CENTERS FOR MEDICARE AND MEDICAID SERVICES AND THE COUNTY OF LOS ANGELES RELATED TO KING/DREW MEDICAL CENTER, EFFECTIVE UPON EXECUTION BY ALL PARTIES THROUGH SEPTEMBER 30, 2005.

[See Supporting Document](#)

[Recommendation by Supervisor Burke](#)

[See Final Action](#)

[Video Part 1](#)

[Video Part 2](#)

[Video Part 3](#)

[Video Part 4-end](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

THE BOARD INSTRUCTED THE DIRECTOR OF HEALTH SERVICES TO NOTICE A BEILENSON HEARING, TO BE HELD IN THE COMMUNITY, FOR THE BOARD TO CONSIDER THE DIRECTOR OF HEALTH SERVICES' RECOMMENDATION TO RELINQUISH THE TRAUMA DESIGNATION AT KING/DREW MEDICAL CENTER.

[See Supporting Document](#)

[Recommendation by Supervisor Burke](#)

[See Final Action](#)

[Video Part 1](#)

[Video Part 2](#)

[Video Part 3](#)

[Video Part 4-end](#)

Absent: Supervisor Knabe

Vote: No: Supervisor Burke

MENTAL HEALTH (5) 33 - 34

- 33.** Recommendation: Approve and instruct the Director to prepare and execute a settlement agreement with Golden State Health Centers, Inc., for repayment of \$482,715.12 owed to the Department subsequent to the Department's termination of the Legal Entity Agreement with the contractor as of October 1, 2003, to allow Golden State to repay the Department over a period of 24 months, beyond the three months stipulated in previous contracts for Fiscal Years 2000-01 through 2002-03, effective upon Board approval. (04-2511)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

- 34. Recommendation:** Approve and authorize the Director to prepare and execute amendment to the existing settlement agreement with Plaza Community Center (Plaza) to increase the amount owed to the Department by Plaza from \$839,133 to \$959,656, and to extend the term of the agreement for an additional six years to allow Plaza to continue to repay the amount owed by provision of in-kind mental health services, using graduate level interns supervised by licensed staff, with no maximum contract amount, effective upon Board approval through June 30, 2015; also authorize the Director to prepare and execute future amendments to the settlement agreement with Plaza to reflect any additional amounts owed as a result of the State Audit Settlement process. (04-2510)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

PARKS AND RECREATION (2) 35 - 36

- 35. Recommendation:** Find that license agreement is in the public interest and will not conflict or interfere with the use of the property; approve and instruct the Chairman to sign 20-year lease agreement with Federal Aviation Administration for the continued operation of the Pomona Valley High Frequency Omni-Directional Range/Tactical Air Navigation facility at Frank G. Bonelli Regional Park (5), to transmit clear electronic signals that provide aircraft guidance between similar facilities; and find that license agreement is exempt from the California Environmental Quality Act. (04-2540)

APPROVED; ALSO APPROVED AGREEMENT NO. 75087

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

- 36.** Recommendation: Adopt resolution initiating proceedings for an amendment to the existing rate and method of apportionment of assessments to allow for annual increases in assessments for landscape maintenance purposes for the County Landscaping and Lighting Act District 2, Zone No. 26, Emerald Crest (5); designate the Interim Director as the Engineer for purposes of implementing the procedure; and instruct the Interim Director to prepare and file an Engineer's Report. (04-2507)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

PUBLIC SOCIAL SERVICES (2) 37

- 37.** Joint recommendation with the Chief Deputy Director of Community and Senior Services: Authorize the Chief Deputy Director of Community and Senior Services to prepare and execute amendments to contracts with ten service providers to extend the current contracts for three months, for provision of Refugee and Immigrant Training and Employment (RITE) services, effective October 1, 2004 through December 31, 2004, at an estimated cost of \$1,443,641, fully funded with CalWORKs single allocation; and approve the following related actions: (04-2506)

Instruct the Director of Public Social Services, as recommended in the Auditor-Controller's RITE Contractor Monitoring Status Report provided to the Board on July 30, 2004, to assume responsibility for providing direct case-management services to non-English/non-Spanish speaking RITE participants, effective January 1, 2005;

Authorize the Director Public Social Services to execute amendment to contract with the Los Angeles County Office of Education to provide Orientation and Job Club to non-English/non-Spanish-Speaking participants, effective January 1, 2005; and

Instruct the Director of Pubic Social Services and the Chief Deputy of Community and Senior Services to work with the Auditor-Controller to recoup overpayments identified in their monitoring reviews of the RITE contractors, as specified in the Auditor-Controller's RITE Contractor Monitoring Status Report.

THE BOARD TOOK THE FOLLOWING ACTIONS:

- 1. CONTINUED FOR TWO WEEKS TO OCTOBER 5, 2004, THE DIRECTOR OF PUBLIC SOCIAL SERVICES' JOINT RECOMMENDATION WITH THE CHIEF DEPUTY DIRECTOR OF COMMUNITY AND SENIOR SERVICES WITH THE EXCEPTION OF THE PORTION AUTHORIZING THE CHIEF DEPUTY DIRECTOR OF COMMUNITY AND SENIOR SERVICES TO PREPARE AND EXECUTE AMENDMENTS TO CONTRACTS WITH TEN SERVICE PROVIDERS TO EXTEND THE CURRENT CONTRACTS FOR THREE MONTHS, FOR PROVISION OF REFUGEE AND IMMIGRANT TRAINING AND EMPLOYMENT (RITE) SERVICES, EFFECTIVE OCTOBER 1, 2004 THROUGH DECEMBER 31, 2004, AT AN ESTIMATED COST OF \$1,443,641, FULLY FUNDED WITH CALWORKS SINGLE ALLOCATION, WHICH WAS APPROVED; AND**
- 2. INSTRUCTED THE AUDITOR-CONTROLLER AND DIRECTOR OF PUBLIC SOCIAL SERVICES TO REPORT BACK TO THE BOARD WITHIN TWO WEEKS REGARDING:**
 - A. DEVELOPMENT OF A PILOT PROJECT UTILIZING THE MOST EFFECTIVE RITE PROVIDERS;**
 - B. THE NUMBER OF DEPARTMENT OF PUBLIC SOCIAL SERVICES' PERSONNEL WITH THE LANGUAGE CAPABILITIES AND CULTURAL UNDERSTANDING REFLECTIVE OF THE RITE PROGRAM PARTICIPANTS WHO ARE BEING TRAINED AND EMPLOYED THROUGH THE RITE PROGRAM; AND**

C. THE NUMBER OF AGENCY EMPLOYEES THAT WILL BE DISPLACED BY SHIFTING RESPONSIBILITY FOR PROVIDING DIRECT CASE-MANAGEMENT SERVICES FOR RITE PROGRAM PARTICIPANTS TO THE DEPARTMENT OF PUBLIC SOCIAL SERVICES, AND THE PLAN FOR OFFERING EMPLOYMENT TO THESE DISPLACED EMPLOYEES INTO THE COUNTY SYSTEM.

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Common Consent

PUBLIC WORKS (4) 38 - 48

- 38.** Recommendation: Approve and instruct the Chairman to sign lease agreement with Universal Air Academy for continued operation of a flight school in a County-owned building of approximately 3,258 sq ft, located on approximately 22,950 sq ft of land at El Monte Airport, City of El Monte (1), at an initial annual rent of \$30,869 for a term of five years, effective October 1, 2004 through September 30, 2009, with one five-year renewal option; instruct the Interim Director to make the necessary arrangements with the County's contract airport manager and operator for collection of all rents to be paid; and find that lease is exempt from the California Environmental Quality Act.
4-VOTES (04-2525)

APPROVED; ALSO APPROVED AGREEMENT NO. 75088

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

- 39. Recommendation:** Approve and instruct the Chairman to sign 20-year lease agreement with AMDG Aviation, Inc., for construction of an aircraft storage building on approximately 26,400 sq ft of land at El Monte Airport, City of El Monte (1), at an initial annual rent of \$8,712, effective October 1, 2004 through September 30, 2024, with one five-year renewal option; instruct the Interim Director to make the necessary arrangements with the County's contract airport manager and operator for collection of all rents to be paid,; and find that lease is exempt from the California Environmental Quality Act. **4-VOTES** (04-2528)

APPROVED; ALSO APPROVED AGREEMENT NO. 75089

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

- 40. Recommendation:** Approve introduction of ordinance to authorize franchise agreements for solid waste handling services in all or part of the unincorporated territory, to update and modify various standards relating to residential solid waste collection services, and to make other technical changes; and find that the proposed ordinance is exempt from the California Environmental Quality Act. (Continued from the meeting of 09-14-04 at the request of Supervisor Yaroslavsky) (Relates to Agenda No. 52) (04-2429)

APPROVED

[See Supporting Document](#)

[See Fina Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

- 41. Revised joint recommendation with the Chief Administrative Officer:** Adopt and advertise plans and specifications for the Torrance Health Center Earthquake Repair Project, Specs. 5651, LACO 0921, DSR 85036 (4), at an estimated construction cost of \$1,415,400, financed by the Federal Emergency Management Agency Grant Acceleration Program; set November 2, 2004 for bid opening; authorize the Director to deliver the project and to execute a consultant services agreement with the apparent lowest responsible bidder to prepare a baseline construction schedule that conforms to the applicable contract and bid specifications for a fee not to exceed

\$3,000, funded by existing project funds; and find that project is exempt from the California Environmental Act. (04-2530)

CONTINUED TWO WEEKS TO OCTOBER 5, 2004

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Common Consent

42. Revised joint recommendation with the Chief Administrative Officer: Adopt and advertise plans and specifications for the Alhambra Health Center Earthquake Recovery Project, Specs. 5596, LACO 0901, DSR 02475 (5), at an estimated construction cost of \$1,721,280, financed from the Federal and State Disaster Aid Budget; set November 2, 2004 for bid opening; authorize the Interim Director to deliver the project and to award a consultant contract to the apparent lowest responsible bidder to prepare a baseline construction schedule that conforms to the applicable contract and bid specifications for a fee not to exceed \$3,000, funded by existing project funds; and find that project is exempt from the California Environmental Act. (04-2535)

CONTINUED TWO WEEKS TO OCTOBER 5, 2004

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Common Consent

43. Recommendation: Adopt resolution accepting completed construction work and conveying Sanitary Sewer, Private Contract No. 11499, Malibu area (3), to the County for operation and maintenance; and find that acceptance is exempt from the California Environmental Quality Act. (04-2543)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

- 44.** Recommendation: Adopt various traffic regulation orders to provide appropriate regulations for the safe and efficient flow of traffic and to accommodate the needs of adjacent properties (1, 2, 4 and 5). (04-2524)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

- 45.** Recommendation: Adopt and advertise plans and specifications for installation of traffic signals for Florence Ave. at Laurel Ave., vicinity of Santa Fe Springs (1), at an estimated cost between \$110,000 and \$130,000; set October 19, 2004 for bid opening; and find that project is exempt from the California Environmental Quality Act. (04-2536)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

- 46.** Recommendation: Award and instruct the Interim Director to prepare and execute the following construction contracts: (04-2554)

Project ID No. OSD0000008 - As-Needed Traffic Signal Construction, unincorporated Los Angeles County (All Districts), to Dynalectric, in amount of \$1,855,260.71

Project ID No. RDC0014459 - Covina Blvd. at Bonnie Cove Ave., et al., vicinity of Covina (5), to C. T. & F., Inc., in amount of \$237,521.30

Project ID No. RMD4146008 - Parkway Tree Trimming, MD 4, Palm Trees, Fiscal Year 2004-05, vicinities of South Gate and La Mirada (1 and 4), to West Coast Arbortists, Inc., in amount of \$41,395

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

47. Recommendation: Find that requested changes in work have no significant effect on the environment and approve changes for the following construction contracts: (04-2555)

Project ID No. FCC0000696 - Del Amo Channel - Avalon Pump Station, City of Carson (2), S. S. Mechanical Corporation, in amount of \$92,989

Project ID No. FMD0003059 - Channel Right of Way Clearing, 2004, South Maintenance Area, at various locations within the south area of the County (1, 2 and 4), United Pacific Services, Inc., in amount of \$43,178

Project ID No. LDD0000002 - Bouquet Canyon Rd. at David Way, et al., City of Santa Clarita (5), Taft Electric Company, in amount of \$15,275.65

Project ID No. RDC0014236 - Aviation Blvd., Cities of Manhattan Beach and Redondo Beach (4), Griffith Company, Inc., in amount of \$61,757.80

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

48. Recommendation: Ratify changes and accept completed contract work for the following construction projects: (04-2556)

Project ID No. RDC0011539 - Dominguez Channel Bike Trail, vicinities of Gardena and Carson (2), E. A. Mendoza, Inc., with changes amounting to a credit of \$39,081, and a final contract amount of \$1,397,703.04

Project ID No. RDC0013696 - Alondra Blvd., et al., vicinity of Carson (2), Sully-Miller Contracting Company, with a final contract amount of \$272,302.32

Project ID No. RMD1446005 - Parkway Tree Planting MD 1 - 2002/03 (As Needed), in the southeast area of Los Angeles County (1, 4 and 5), FYR Landscaping, Inc., with a final contract amount of \$130,432.50

Project ID No. WWD2900012 - 10-inch Bypass at Pacific Coast Hwy, City of Malibu (3), A. A. Portanova & Sons, Inc., with a final contract amount of \$1,021,223.09

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

SHERIFF (3) 49

49. Recommendation: Authorize the Sheriff to accept and execute a grant award from the Governor's Office of Emergency Services in amount of \$142,500, to collaborate with Federal, State and local law enforcement agencies to establish a comprehensive approach to combating gun violence; also authorize the Sheriff to execute all future amendments, modifications, extensions and/or augmentations to the grant should such actions be required during the term of the grant; and instruct the Chairman to sign the Additional Signature Authorization form, thereby entrusting the Department with the authority to execute the grant. (04-2514)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

TREASURER AND TAX COLLECTOR (1) 50

50. Recommendation: Authorize the Treasurer and Tax Collector to transfer \$4.415 million to the County General Fund for Fiscal Years 1997-98 and 1998-99 in unclaimed secured and unsecured property tax overpayments. (04-2519)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

MISCELLANEOUS COMMUNICATION 51

51. Request from the Pasadena Unified School District: Adopt resolution authorizing the County to levy taxes in an amount sufficient to pay the principal and interest on Pasadena Unified School District 2004 General Obligation Refunding Bonds in aggregate principal amount of \$89,000,000; and instructing the Auditor-Controller to maintain on its tax roll, and all subsequent tax rolls, taxes sufficient to fulfill the requirements of the debt service schedule for the bonds, commencing on November 1, 2004 to be provided by the School District following the sale of the Refunding Bonds. (04-2549)

ADOPTED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

ORDINANCE FOR INTRODUCTION 52 - 54

52. Ordinance for introduction amending the County Code, Title 2 - Administration, adding Chapter 20.70 to Title 20 - Utilities, and amending Chapter 20.72 of Title 20 - Utilities, to authorize franchise agreements for solid waste handling services in all or part of the unincorporated territory, to update and modify various standards relating to residential solid waste collection services, and to make other technical changes. (Continued from the meeting of 9-14-04 at the request of Supervisor Yaroslavsky) (Relates to Agenda No. 40) (04-2431)

INTRODUCED, WAIVED READING AND PLACED ON AGENDA FOR ADOPTION

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

53. Ordinance for introduction amending the County Code, Title 4 - Revenue and Finance, relating to the accumulative capital outlay account for the LAC+USC Medical Center replacement project, to rename the account and to specify that the funds may only be used for moving and transition activities, an electronic medical records system, the acquisition of fixed, non-fixed and minor medical equipment and furniture and furnishings for the replacement hospital. (04-2448)

INTRODUCED, WAIVED READING AND PLACED ON AGENDA FOR ADOPTION

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

54. Ordinance for introduction amending the County Code, Title 5 - Personnel, adjusting the nonelective contribution rate for the Flexible Benefit Plan and Nonpensionable Benefit Plan for the 2005 Plan Year, and deleting outdated provisions. (Relates to Agenda No. 10) (04-2565)

CONTINUED ONE WEEK TO SEPTEMBER 28, 2004

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Common Consent

ORDINANCES FOR ADOPTION 55 - 57

55. Ordinance for adoption amending the County Code, Title 6 - Salaries, to reflect the addition of new classes to the unclassified service, deletion of non-represented classes, title change of a non-represented class and the addition, deletion and/or changing of certain classifications and numbers of ordinance positions in various departments as a result of the budget process for Fiscal Year 2004-05. (04-2436)

ADOPTED ORDINANCE NO. 2004-0052. THIS ORDINANCE SHALL TAKE EFFECT SEPTEMBER 21, 2004

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

56. Ordinance for adoption amending the County Code, Title 6 - Salaries, relating to the deletion, addition and/or changing of certain classifications and number of ordinance positions in various departments to implement the results of classification studies, to amend the listing of classes in the Office of Public Safety eligible to receive Peace Officer Standardization and Training bonus, and to make technical corrections. (04-2437)

ADOPTED ORDINANCE NO. 2004-0053. THIS ORDINANCE SHALL TAKE EFFECT SEPTEMBER 21, 2004

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

57. Ordinance for adoption amending the County Code, Title 11 - Health and Safety, relating to nuisance abatement and the breeding of flies and mosquitoes by allowing the Director of Health Services to either directly assist any of the Los Angeles County Vector Control Districts, or seek the assistance of other County departments and non-county entities, in the event an order issued by the Los Angeles County Vector Control Districts to abate a nuisance is not complied with; and amending Sections 11.30.060, 11.30.070 and 11.30.80 to prohibit the breeding or harboring of mosquitoes. (04-2500)

ADOPTED ORDINANCE NO. 2004-0054. THIS ORDINANCE SHALL TAKE EFFECT OCTOBER 21, 2004

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

SEPARATE MATTERS 58 - 61

58.Treasurer and Tax Collector's recommendation: Adopt resolution approving the issuance of California Statewide Communities Development Authority to facilitate a tax-exempt financing not to exceed \$65,000,000 on behalf of the Los Angeles County Museum of Art (LACMA), for the purpose of financing the demolition of an above ground parking garage and the design and construction of a subterranean parking garage and the renovation and equipping of LACMA's Anderson, Ahmanson and Hammer Buildings, located at 5890, 5905 and 6067 Wilshire Blvd., and 710 S. Spaulding Ave., Los Angeles (2 and 3), and certain other matters relating thereto; also ratify a Tax Equity and Fiscal Responsibility Act Hearing. (04-2520)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

59.Treasurer and Tax Collector's recommendation: Adopt resolution authorizing the issuance and sale of Antelope Valley Union High School District General Obligation Bonds, Election of 2002, Series B (5), in an amount not to exceed \$53,600,000. (04-2521)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

60.Treasurer and Tax Collector's recommendation: Adopt resolution authorizing the issuance and sale of Los Angeles Community College District Election of 2001 General Obligation Bonds Series 2004A and Election of 2003 General Obligation Bonds Series 2004B (1, 2, 3 and 4), in an aggregate principal amount not to exceed \$110,000,000. (04-2522)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

- 61.** Treasurer and Tax Collector's recommendation: Adopt resolution authorizing the issuance and sale of San Gabriel Unified School District Election of 2002 General Obligation Bonds 2004B (5), in an aggregate principal amount not to exceed \$17,612,400. (04-2523)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

MISCELLANEOUS

- 62.** 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.

- 62-A.** Recommendation as submitted by Supervisor Antonovich: Request the Sheriff to provide a written response to the District Attorney's Jailhouse Witness Protection Task Force's report within 30 days, as well as an update of the additional enhancements in progress by the Sheriff's personnel; and direct County Counsel to review the report and provide a legal opinion, within 30 days, as it relates to the use of Inmate Welfare Fund for costs associated with establishing the Witness Protection Unit, as well as inmate protection in general. (04-2590)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

62-B. Recommendation as submitted by Supervisor Antonovich: Direct the Director of Personnel to meet with the President of the Braille Institute to learn about various training programs that are provided to individuals at the Institute, and following the meeting with the Braille Institute, report back within 45 days with recommendations as to how the County can enhance access to job opportunity information for blind or visually impaired applicants. (04-2589)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

62-C. Recommendation as submitted by Supervisor Burke: Waive fees totaling \$350, excluding the cost of liability insurance, for use of the County Mall area for the District Attorney's fund raising event to support its employee recognition ceremonies program and other employee events, to be held September 22, 2004, from 11:30 a.m. to 1:30 p.m. (04-2571)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

62-D. Recommendation as submitted by Supervisor Yaroslavsky: Find that property is surplus to any present or foreseeable County need and can be used to provide rental housing affordable to persons and families of low and moderate income, and that this use is in the County's best interest; approve sale of the property located at 5026 Santa Monica Blvd., Los Angeles (3), to Hollywood Community Housing Corporation (HCHC) at its appraised fair market value of \$1,500,000, to develop for retail use and affordable rental housing, subject to specific conditions; find that proposed sale of surplus property is exempt from the California Environmental Quality Act; and approve the following related actions: (04-2592)

Approve the loan evidenced by a Note secured by a first lien Deed of Trust recorded against the property wherein the County will provide acquisition financing in amount of \$1,495,000 with an interest at 7% per annum, cumulative and compounded on an annual basis, all due and payable in 24 months from the date of purchase, with acceleration of the amounts due upon default;

Authorize the Chief Administrative Officer to negotiate terms of the sale, including a Purchase and Sale Agreement;

Instruct the Chairman to execute a Purchase and Sale Agreement, and Quitclaim Deed and Restrictive Covenant;

Instruct the Auditor-Controller to deposit the sale proceeds into the Asset Development Implementation Fund as directed by the Chief Administrative Officer;

Authorize the Chief Administrative Officer to negotiate and execute a Subordination Agreement with a construction lender for the purpose of allowing the lender to finance the project without the Restrictive Covenant as to the development of affordable housing, so long as HCHC is in compliance with the terms of the Restrictive Covenant, Note, and Deed of Trust and the Chief Administrative Officer and County Counsel approve all terms and conditions of the Subordination Agreement; and

Instruct the Chief Administrative Officer to execute any other related documents.

THE BOARD APPROVED AGREEMENT NO. 75091 AND TOOK THE FOLLOWING ACTIONS:

- 1. MADE A FINDING THAT PROPERTY LOCATED AT 5026 SANTA MONICA BOULEVARD, LOS ANGELES (3), IS SURPLUS TO ANY PRESENT OR FORESEEABLE COUNTY NEED AND CAN BE USED TO PROVIDE RENTAL HOUSING AFFORDABLE TO PERSONS AND FAMILIES OF LOW AND MODERATE INCOME, AND THAT THIS USE IS IN THE COUNTY'S BEST INTEREST;**
- 2. MADE A FINDING THAT THE PROPOSED SALE OF THE SURPLUS PROPERTY IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO CLASS 12 OF THE COUNTY'S ENVIRONMENTAL DOCUMENT REPORTING PROCEDURES AND GUIDELINES AND SECTIONS 15312 AND 15280 OF THE STATE CEQA GUIDELINES, AND THAT THE LOAN FOR THE PURCHASE OF THE PROPERTY IS CATEGORICALLY EXEMPT FROM CEQA PURSUANT TO CLASS 10 OF THE COUNTY'S ENVIRONMENTAL DOCUMENT REPORTING PROCEDURES AND GUIDELINES AND SECTION 15310 OF THE STATE CEQA GUIDELINES;**
- 3. APPROVED SALE OF THE PROPERTY, TO HOLLYWOOD COMMUNITY HOUSING CORPORATION AT ITS APPRAISED FAIR MARKET VALUE OF \$1,500,000, SUBJECT TO THE FOLLOWING CONDITIONS:**
 - A. THAT THE PROPERTY WILL BE DEVELOPED FOR RETAIL USE AND 50 UNITS OR MORE OF AFFORDABLE RENTAL HOUSING AND THAT AT LEAST 40% OF THE RESIDENTIAL UNITS DEVELOPED SHALL BE AFFORDABLE TO HOUSEHOLDS EARNING NO MORE THAN 75% OF THE MAXIMUM INCOME OF ~~â€œ~~LOWER-INCOME HOUSEHOLDS,~~â€œ~~ 20% OF THE RESIDENTIAL UNITS DEVELOPED SHALL BE AFFORDABLE TO ~~â€œ~~VERY LOW-INCOME HOUSEHOLDS,~~â€œ~~ AND THE REMAINDER OF THE RESIDENTIAL UNITS DEVELOPED (PROVIDED THAT UP TO TWO UNITS MAY BE USED AS MANAGER'S UNITS) SHALL BE AVAILABLE AT ALL TIMES TO PERSONS EARNING NO MORE THAN 60% OF THE AREA MEDIAN INCOME FOR LOWER INCOME HOUSEHOLDS, AS SAID TERMS ARE DEFINED IN SECTION 50079.5 AND 50105 OF THE HEALTH AND SAFETY CODE, FOR A PERIOD OF 55 YEARS;**
 - B. THAT THE RESIDENTIAL PORTION OF THE DEVELOPMENT BE CONSTRUCTED WITH NO LESS THAN 28,992 SQUARE FEET (A FIGURE EQUAL TO 80% OF THE LAND AREA) OF LIVING SPACE**

DEDICATED FOR SUCH AFFORDABLE HOUSING; AND

C. THAT THE TERMS OF THE SALE AND PURCHASE AGREEMENT AND THE RESTRICTIVE COVENANT MEET ALL OF THE CONDITIONS AND PROVISIONS OF GOVERNMENT CODE SECTION 25539.4;

- 4. APPROVED THE LOAN EVIDENCED BY A NOTE SECURED BY A FIRST LIEN DEED OF TRUST RECORDED AGAINST THE PROPERTY WHEREIN THE COUNTY WILL PROVIDE ACQUISITION FINANCING IN AMOUNT OF \$1,495,000 WITH INTEREST AT 7% PER ANNUM, CUMULATIVE AND COMPOUNDED ON AN ANNUAL BASIS, ALL DUE AND PAYABLE IN 24 MONTHS FROM THE DATE OF PURCHASE, WITH ACCELERATION OF THE AMOUNTS DUE UPON DEFAULT;**
- 5. AUTHORIZED THE CHIEF ADMINISTRATIVE OFFICER TO NEGOTIATE TERMS OF THE SALE IN ACCORDANCE HEREWITH, INCLUDING A PURCHASE AND SALE AGREEMENT SUBJECT TO APPROVAL BY COUNTY COUNSEL;**
- 6. INSTRUCTED THE CHAIRMAN TO EXECUTE A PURCHASE AND SALE AGREEMENT ON BEHALF OF THE COUNTY UPON PRESENTATION BY THE CHIEF ADMINISTRATIVE OFFICER;**
- 7. INSTRUCTED THE CHAIRMAN TO EXECUTE A QUITCLAIM DEED AND RESTRICTIVE COVENANT WHEN PREPARED BY THE CHIEF ADMINISTRATIVE OFFICER IN ACCORDANCE HEREWITH, AFTER REVIEW AND APPROVAL BY COUNTY COUNSEL;**
- 8. INSTRUCTED THE AUDITOR-CONTROLLER TO DEPOSIT THE SALE PROCEEDS INTO THE ASSET DEVELOPMENT IMPLEMENTATION FUND AS DIRECTED BY THE CHIEF ADMINISTRATIVE OFFICER**
- 9. AUTHORIZED THE CHIEF ADMINISTRATIVE OFFICER TO NEGOTIATE AND EXECUTE, SUBJECT TO APPROVAL BY THE COUNTY COUNSEL, A SUBORDINATION AGREEMENT WITH A CONSTRUCTION LENDER FOR THE PURPOSE OF ALLOWING THE LENDER TO FINANCE THE PROJECT WITHOUT THE RESTRICTIVE COVENANT AS TO THE DEVELOPMENT OF AFFORDABLE HOUSING, SO LONG AS HCHC IS IN COMPLIANCE WITH THE TERMS OF THE RESTRICTIVE COVENANT, NOTE, AND DEED OF TRUST AND THE CHIEF ADMINISTRATIVE OFFICER AND COUNTY COUNSEL APPROVE ALL TERMS AND CONDITIONS OF ALL OF THE FINANCING FOR THE PROJECT AND THE SUBORDINATION AGREEMENT; AND**

10. INSTRUCTED THE CHIEF ADMINISTRATIVE OFFICER TO EXECUTE ANY OTHER RELATED DOCUMENTS TO CARRY OUT THE PURPOSES OF THIS MOTION AFTER REVIEW AND APPROVAL BY COUNTY COUNSEL.

[See Supporting Document](#)

[See Final Action](#)

[Video Part 1](#)

[Video Part 2](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

62-E. Recommendation as submitted by Supervisors Knabe and Antonovich: Direct the Chief Administrative Officer to send correspondence to Marion C. Blakey, Director of the Federal Aviation Administration and Norman Y. Mineta, Secretary of Transportation, advising them of the Board's concerns and questions whether a new radio system can accommodate the expansion plans currently being considered for the Los Angeles International Airport (LAX); and call for hearings in Los Angeles County before a new radio system is installed to ensure that air traffic controllers can safely handle planes landing and taking off at the projected rate of one plane every 30 seconds. (04-2587)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

62-F. Recommendation as submitted by Supervisor Knabe: Waive fees totaling \$24,500, excluding the cost of liability insurance, for use of 140 courtrooms at the Los Angeles County Courthouse located at 111 N. Hill St., and parking at Lot 17, for the Los Angeles County Mock Trial Program for senior and junior high school students, sponsored by The Constitutional Rights Foundation and the Los Angeles County Bar Association, to be held from September 21, 2004 through November 30, 2004. (04-2586)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Knabe

Vote: Unanimously carried

63. 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.

63-A Introduced for discussion and placed on the agenda of September 28, 2004 for consideration:

Recommendation as submitted by Supervisor Antonovich: Direct the Chief Administrative Officer to provide a report to the Board within 30 days regarding implementation of the recommendations made in the Los Angeles County Citizens' Economy and Efficiency Commission's report "Addressing Workers' Compensation Fraud in Los Angeles County" including a timeline on implementation of the recommendations. (04-2655)

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

DERIC LOVE AND LADY CAGE-BARILE ADDRESSED THE BOARD. (04-2625)

[Video](#)

67. Adjourning Motions

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

Supervisor Molina

Richard Calderon

Rosie Robino Castillo

The Honorable United States

Circuit Court Judge Reynaldo G. Garza

Supervisor Burke

Wilma Collor

Supervisor Yaroslavsky

Ben Baran

Supervisor Molina for Supervisor Knabe

Thomas Haas

Martha Marie Husted

Supervisor Antonovich

Aaron Director

Robert Hepburn

Sister Joan Manning

Edna Smith (04-2613)

68. Closing

Open Session adjourned to Closed Session at 4:00 p.m. following Board Order No. 67 to:

CS-1.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.

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

Harris et al. Board of Supervisor 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.

CS-2.

Confer with legal counsel regarding existing litigation, pursuant to Subdivision (a) of Government Code Section 54956.9

Vulcan Material Co. v. County of Los Angeles, Los Angeles Superior Court Case No. BC 302 794

This lawsuit challenges application of amendments to the County's Solid Waste Management Fee Ordinance (Chapter 20.88 of the Los Angeles County Code. (04-2492)

CS-3.

Confer with legal counsel regarding 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 (04-1979)

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

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

CS-4.

Confer with legal counsel regarding existing litigation, pursuant to Subdivision (a) of Government Code Section 54956.9

Diamond Farming Company; WM. Bolthouse Farms, Inc., v. City of Lancaster, et al., Riverside Superior Court Case Nos. RIC 344436 (lead case) and RIC 353840

These lawsuits, in which Los Angeles County Waterworks District No. 40, Antelope Valley is named as a party, seek a judicial determination of groundwater rights of public and private parties in the Antelope Valley groundwater basin.(04-2564)

CS-5.

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)

Closed Session convened at 4:18 p.m. Present were Supervisors Yvonne B. Burke, Zev Yaroslavsky, Michael D. Antonovich and Gloria Molina Chair Pro Tem presiding. Absent was Supervisor Don Knabe.

Closed Session reconvened at 5:48 p.m. Present were Supervisors Yvonne B. Burke, Zev Yaroslavsky, Michael D. Antonovich and Gloria Molina Chair Pro Tem presiding. Absent was Don Knabe.

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. 67, at 5:48 p.m. The next regular meeting of the Board is Tuesday, September 28, 2004 at 9:30 a.m. (04-2605)

The foregoing is a fair statement of the proceedings of the meeting held September 21, 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