

Tuesday, November 28, 2006

**STATEMENT OF PROCEEDINGS FOR THE
REGULAR MEETING OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES TO BE HELD IN ROOM 383
OF THE KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012**

9:30 AM

Present: Supervisor Yvonne B. Burke, Supervisor Don Knabe and Supervisor Michael D. Antonovich

Absent: Supervisor Gloria Molina and Chairman Zev Yaroslavsky

Invocation led by Pastor Kasey E. March I, New Life Community Church, Lancaster (5).

Pledge of Allegiance led by Daniel Ortega, Service Officer, District 4, Post No. 1846, Cerritos/Artesia, Veterans of Foreign Wars of the United States (4).

**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 .**

1. Hearing to consider requests for the appropriation of Supplemental Law Enforcement Services funds allocated by the Legislature in support of the Citizen's Option for Public Safety (COPS) Program for front line law enforcement services provided by the District Attorney and Sheriff in the unincorporated area of the County (All Districts). **4-VOTES** (06-2956)

CARRIED OVER TO DECEMBER 5, 2006 FOR 4-VOTES

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

2. Hearing on annexation of territory, Petition No. 161-1103 (Queenside Drive), to County Lighting Maintenance District 1687 and County Lighting District LLA-1, Unincorporated Zone, Irwindale area (1); and the levying of annual assessments within the annexed territory for street lighting purposes, with an annual base assessment rate of \$5 for a single-family residence for Fiscal Year 2007-08; also adoption of Joint Resolution approving and accepting the negotiated exchange of property tax revenues resulting from the annexation of territory to County Lighting Maintenance District 1687; and find that action is exempt from the requirements under the California Environmental Quality Act. (06-2329)

THE BOARD CLOSED THE HEARING; INSTRUCTED THE EXECUTIVE OFFICER OF THE BOARD TO TABULATE THE ASSESSMENT BALLOTS SUBMITTED, AND NOT WITHDRAWN, IN SUPPORT OF OR IN OPPOSITION TO THE PROPOSED ANNEXATION AND LEVY OF ASSESSMENTS OF TERRITORY, PETITION NO. 161-1103 (QUEENSDALE DRIVE), TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE, IRWINDALE AREA (1); AND TABLED THE MATTER FOR LATER IN THE MEETING FOR A REPORT ON THE TABULATION OF THE BALLOTS AND DECISION.

[See Supporting Document](#)

[Final Action](#)

[Video](#)

[Video](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

(06-2329)

THE BOARD TOOK THE FOLLOWING ACTION AFTER THE REPORT BY THE EXECUTIVE OFFICER OF THE BOARD:

- 1. DETERMINED THAT NO MAJORITY PROTEST EXISTS AGAINST THE PROPOSED ANNEXATION AND LEVY OF ASSESSMENTS OF TERRITORY, PETITION NO. 161-1103 (QUEENSIDE DRIVE), TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE, IRWINDALE AREA (1);**
- 2. MADE A FINDING THAT THE ANNEXATION AND ASSESSMENTS ARE FOR THE PURPOSES OF MEETING OPERATING EXPENSES; PURCHASING SUPPLIES, EQUIPMENT OR MATERIALS; MEETING FINANCIAL RESERVE NEEDS AND REQUIREMENTS; AND OBTAINING FUNDS FOR CAPITAL PROJECTS, INCLUDING THE INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTS NECESSARY TO MAINTAIN SERVICE WITHIN THE AREAS PROPOSED FOR ANNEXATION; AND THAT SAID ACTION IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT;**
- 3. ADOPTED A RESOLUTION ORDERING ANNEXATION OF TERRITORY TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE, IRWINDALE AREA (1), CONFIRMING A DIAGRAM AND ASSESSMENT, AND LEVYING OF ASSESSMENTS WITHIN THE ANNEXED TERRITORY FOR FISCAL YEAR 2007-08; AND**
- 4. ADOPTED A JOINT RESOLUTION APPROVING AND ACCEPTING THE NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUES RESULTING FROM THE ANNEXATION OF PETITION NO. 161-1103 TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687.**

[See Supporting Document](#)

[Final Action](#)

[Video](#)

[Video](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

3.

Hearing on update to the Developer Fee Program, the Developer Fee Detailed Fire Station Plan and approval of the 2006 Developer Fee Update Calculation Summary to impose a separate Developer Fee for each of the three Areas of Benefit: Area of Benefit 1 (Malibu/Santa Monica Mountains) - \$.7876 per square foot; Area of Benefit 2 (Santa Clarita Valley) - \$.7946 per square foot; Area of Benefit 3 (Antelope Valley) - \$.7151 per square foot; and approve the Consolidated Fire Protection District Developer Fee Funds 2005-06 Fiscal Year-End Report; also find the Developer Fee Program is exempt from provisions of the California Environmental Quality Act. (06-2803)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

1. **MADE A FINDING THAT THE DEVELOPER FEE PROGRAM IS EXEMPT FROM THE PROVISIONS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, IN THAT IT INCREASES FEES FOR CAPITAL PROJECTS NECESSARY TO MAINTAIN SERVICES WITHIN THE EXISTING SERVICE AREAS; AND**
2. **ADOPTED A RESOLUTION UPDATING THE DEVELOPER FEE PROGRAM WHICH:**
 - A. **APPROVES THE UPDATED DEVELOPER FEE DETAILED FIRE STATION PLAN;**
 - B. **APPROVES THE 2006 DEVELOPER FEE UPDATE CALCULATION SUMMARY TO IMPOSE A SEPARATE DEVELOPER FEE FOR EACH OF THE THREE AREAS OF BENEFIT; AND**
 - C. **APPROVES THE CONSOLIDATED FIRE PROTECTION DISTRICT DEVELOPER FEE FUNDS 2005-06 FISCAL YEAR-END REPORT.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

4.

Hearing on the permanent closure of Goodall Ave. between Euclid Ave. and El Sur St. to through traffic in the unincorporated areas of Monrovia, Arcadia and Duarte (5), pursuant to the California Vehicle Code Section 21101(a) in order to deter criminal activities; also approval of Negative Declaration (ND) and determination that the project will not have a significant effect on the environment or adverse effect on wildlife resources, and that the ND reflects the independent judgment of the County. (06-2817)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. CONSIDERED AND ADOPTED A NEGATIVE DECLARATION PREPARED FOR THE PROJECT; DETERMINED THAT THERE IS NO SUBSTANTIAL EVIDENCE THAT THE PROJECT WILL HAVE SIGNIFICANT EFFECT ON THE ENVIRONMENT, AND THAT THE NEGATIVE DECLARATION REFLECTS THE INDEPENDENT JUDGMENT AND ANALYSIS OF THE COUNTY;**
- 2. ADOPTED A RESOLUTION ORDERING THE PERMANENT CLOSURE OF GOODALL AVENUE TO THROUGH TRAFFIC, BETWEEN EUCLID AVENUE AND EL SUR STREET, TO DETER CRIMINAL ACTIVITY PURSUANT TO THE CALIFORNIA VEHICLE CODE SECTION 21101(A);**
- 3. MADE A FINDING THAT THE PROJECT IS DE MINIMUS IN ITS EFFECT ON FISH AND WILDLIFE RESOURCES AND AUTHORIZED THE DIRECTOR OF PUBLIC WORKS TO COMPLETE AND FILE A CERTIFICATE OF FEE EXEMPTION FOR THE PROJECT WITH THE REGISTRAR-RECORDER/ COUNTY CLERK; AND**
- 4. AUTHORIZED THE DIRECTOR OF PUBLIC WORKS TO CONSTRUCT ROADWAY IMPROVEMENTS TO EFFECT THE CLOSURE.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

5. Hearing on amendments to the Trails Maps of the Santa Clarita Valley Area Plan and the Antelope Valley Areawide General Plan, [Plan Amendment No. 2006-00001-(5)] to add several trail routes to northern Los Angeles County; also approval of Negative Declaration (ND) and determination that the project will not have a significant effect on the environment or adverse effect on wildlife resources, and that the ND reflects the independent judgment of the County. (06-2764)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. CONSIDERED AND ADOPTED THE NEGATIVE DECLARATION (ND) PREPARED FOR THE PROJECT; CERTIFIED ITS COMPLETION, AND DETERMINED THAT THERE IS NO SUBSTANTIAL EVIDENCE THAT THE PROJECT WILL HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT; AND IN COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT;**
- 2. MADE A FINDING THAT THE PROPOSED PLAN AMENDMENTS ARE CONSISTENT WITH THE GOALS, POLICIES, AND PROGRAMS OF THE COUNTY-WIDE GENERAL PLAN, THE SANTA CLARITA VALLEY AREA PLAN AND THE ANTELOPE VALLEY AREA-WIDE GENERAL PLAN;**
- 3. INDICATED ITS INTENT TO ADOPT PLAN AMENDMENT NO. 2006-00001-(5), AMENDING THE SANTA CLARITA VALLEY AREA PLAN TRAILS MAP AND THE ANTELOPE VALLEY AREA-WIDE GENERAL PLAN TRAILS MAP, AS RECOMMENDED BY THE REGIONAL PLANNING COMMISSION WITH THE FOLLOWING REVISIONS:**
 - A. REMOVED A SECTION OF THE HASLEY CANYON TRAIL THAT IS WEST OF AYALA ROAD FROM THE PROPOSED TRAIL AMENDMENT TO THE SANTA CLARITA VALLEY AREA PLAN;**
 - B. APPROVED THE REVISED SECTION FOR THE DEL VALLE TRAIL AND INCORPORATED IT INTO THE TRAIL AMENDMENT TO THE SANTA CLARITA VALLEY AREA PLAN, AS OUTLINED IN THE REVISED REPORT BY THE DEPARTMENT OF PARKS AND RECREATION;**
 - C. REMOVED A SECTION OF THE TRAIL IN THE HASLEY CANYON EXTENSION IN OAK CANYON, GENERALLY BETWEEN HASLEY CANYON AND THE VENTURA COUNTY BOUNDARY AND PRIMARILY IMPACTING THE LECHLER TRUST, HATHAWAY, AND POTENTIALLY OTHER PROPERTIES, FROM THE PROPOSED TRAIL AMENDMENT TO THE SANTA CLARITA VALLEY AREA PLAN.**
- 4. INSTRUCTED THE DEPARTMENTS OF PARKS AND RECREATION AND REGIONAL PLANNING TO STUDY THE DEL VALLE TRAIL CORRIDOR AND THE OAK CANYON TRAIL CORRIDORS, WORKING WITH TRAIL USERS, EQUESTRIANS, AND PROPERTY OWNERS, TO BEST PROVIDE NEEDED CONNECTIONS TO TRAILS IN THIS AREA AND ADJOINING VENTURA COUNTY, AND TO REPORT BACK TO THE BOARD WITHIN NINETY (90) DAYS WITH FINDINGS AND APPROPRIATE RECOMMENDATIONS FOR ADDITIONAL PLAN AMENDMENTS; AND**
- 5. INSTRUCTED COUNTY COUNSEL TO PREPARE THE FINAL PLAN AMENDMENTS, INCLUDING THE AFOREMENTIONED REVISIONS AND SUBMIT THEM TO THE BOARD AS SOON AS POSSIBLE FOR FINAL ADOPTION.**

[See Supporting Document](#)

[See Final Action](#)

[Report](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

6. Hearing on proposed amendment to the County Code, Title 12 - Environmental Protection, to establish fees and charge rates for the disposal of municipal solid and inert waste at the Calabasas Landfill Refuse Disposal Facility (3), effective January 1, 2007; also find that fees are exempt from the California Environmental Quality Act. (06-2926)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

1. **MADE A FINDING THAT THE FEES ARE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AND**
2. **ADOPTED ORDINANCE NO. 2006-0083. THIS ORDINANCE SHALL TAKE EFFECT DECEMBER 28, 2006.**

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

7. De novo hearing on Conditional Use Permit Case No. 200400039-(1), Project No. 2004-00462-(1), and determination of Categorical Exemption, to authorize the expansion of an existing restaurant and cocktail lounge including the sales of alcoholic beverages for on-site consumption located at 17010 East Gladstone St., unincorporated area of Azusa, Irwindale Zoned District, applied for by John Wu. (Appeal from Regional Planning Commission's denial) (Continued from the meeting of 9-26-06) (06-2115)

APPEAL WITHDRAWN; ABANDON PROCEEDINGS

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

8. Combined hearing on the following zoning matters and Negative Declaration relating to property located 21034 East Cypress St., Charter Oaks Zoned District, petitioned by Hank Jong: (06-2801)

Zone Change Case No. 04-027-(5), from A-1-10,000 to R-2-DP

Conditional Use Permit Case No. 04-027-(5), to ensure compliance with the requirements of the Development Program zone

Tentative Tract Map Case No. 53618-(5), to create one multi-family residential lot with 24 new detached single-family condominium units on 2.02 gross acres

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

1. **CONSIDERED AND ADOPTED THE NEGATIVE DECLARATION (ND) PREPARED FOR THE PROJECT; CERTIFIED ITS COMPLETION, AND DETERMINED THAT THERE IS NO SUBSTANTIAL EVIDENCE THAT THE PROJECT WILL HAVE A SIGNIFICANT IMPACT UPON THE ENVIRONMENT; FINDING THAT THE PROJECT IS DE MINIMUS IN ITS EFFECT ON FISH AND WILDLIFE SERVICES; AND THAT THE ND REFLECTS THE INDEPENDENT JUDGMENT AND ANALYSIS OF THE COUNTY;**
2. **INDICATED ITS INTENT TO APPROVE ZONE CHANGE AND CONDITIONAL USE PERMIT CASE NOS. 04-027-(5), AND TENTATIVE TRACT MAP CASE NO. 53618-(5); AND**
3. **INSTRUCTED COUNTY COUNSEL TO PREPARE THE NECESSARY ORDINANCE, FINDINGS AND CONDITIONS FOR FINAL APPROVAL.**

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

ADMINISTRATIVE MATTERS

BOARD OF SUPERVISORS (Committee of Whole) 9 - 13

9. Recommendation as submitted by Supervisor Burke: Extend the \$10,000 reward offered for any information leading to the arrest and conviction of the person or persons responsible for the murder of Jose Isabel Murillo, who was shot and killed in the driveway of his home in the 1100 block of West 89th Street, in the unincorporated area of Los Angeles County on June 8, 2005. (05-2520)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

10. Recommendation as submitted by Supervisor Burke: Extend the \$10,000 reward offered for any information leading to the arrest and conviction of the person or persons responsible for the fatal shooting of Zuri Williams on July 20, 2006 while entering a liquor store in the 1000 block of El Segundo Blvd., in an unincorporated area of the County. (06-2334)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

11. Recommendation as submitted by Supervisor Knabe: Extend the \$10,000 reward offered for any information leading to the arrest and conviction of Emigdio Preciado, who is responsible for the shooting and injuring of Los Angeles County Sheriff's Deputy Michael Schaap on September 5, 2000, when he attempted to stop a van for vehicle code violations at the intersection of Mulberry and Gunn in the unincorporated area of Whittier. (04-2653)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

12. Recommendation as submitted by Supervisor Antonovich: Proclaim December 6, 2006 as "Project Homeless Connect Day" throughout Los Angeles County; direct County departments including the Departments of Public Social Services, Mental Health, Children and Family Services, Public Health, and Internal Services to participate in the Project Homeless Connect Day 2006, and to work with the Chief Administrative Officer to ensure effective coordination on December 6, 2006; request County Department/District Heads encourage their staffs to volunteer on the day of the event and accommodate reasonable requests for personal leave by County staff who choose to volunteer; and direct the Chief Administrative Officer to coordinate with County departments regarding deployment of County staff who work in both an official and voluntary capacity at the event. (06-2965)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

13. Recommendation as submitted by Supervisor Antonovich: Waive rental fees in amount of \$735, excluding the cost of liability insurance, for use of Ayres Hall at the County Arboreta and Botanic Gardens for the Auxiliary of the Methodist Hospital of Southern California's Annual Holiday Homes Tour, to be held November 30 and December 1, 2006. (06-2969)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

ADMINISTRATIVE OFFICER (Committee of Whole) 14

14. Recommendation: Adopt resolution to subordinate the County taxing entities' right to receive pass-through payments from the Community Development Commission of the City of Rosemead's Area No. 1 Redevelopment Project (1) to Commission's 2006B tax allocation bonds. (06-2961)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

HEALTH SERVICES (Committee of Whole) 15 - 16

15. Recommendation: Approve and authorize the Director to execute amendment to agreement with Eclipsys Corporation, to increase the maximum contract sum by \$4,851,829 from \$2,232,452 to \$7,084,281, to provide for the implementation and expansion of the Clinical Documentation System (CDS) at LAC+USC Medical Center to cover an additional 94 beds in the critical care units, effective December 1, 2006, extending the term through February 28, 2010; also authorize the Director to exercise the option to further expand the CDS to cover an additional 40 Critical Care Unit beds. APPROVE (NOTE: The Chief Information Officer recommends approval of this item with modifications.) (Continued from meeting of 11-21-06 at the request of the Chief Information Officer) (06-2900)

APPROVED WITH THE CHIEF INFORMATION OFFICER'S RECOMMENDED MODIFICATION TO DIRECT THE DIRECTOR OF HEALTH SERVICES TO REQUEST PERMANENT POSITION(S) TO REPLACE AND AUGMENT, IF REQUIRED, THE CURRENT CONTRACTED ONSITE SUPPORT STAFF FOR THE CLINICAL DOCUMENTATION SYSTEM.

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

16.

Recommendation: Approve and authorize the Director to prepare and instruct the Mayor to sign agreements for the provision of physician, ambulance and nonmedical transportation services and for the purchase of inpatient bed space for the implementation of the MetroCare Plan. (06-2979)

THE BOARD TOOK THE FOLLOWING ACTIONS:

1. APPROVED THE DIRECTOR OF HEALTH SERVICES'S RECOMMENDATION AS AMENDED TO REQUIRE THAT:

-- THE CONTRACTS, FOR THE PROVISION OF PHYSICIAN, AMBULANCE AND NONMEDICAL TRANSPORTATION SERVICES AND FOR THE PURCHASE OF INPATIENT BED SPACE FOR THE IMPLEMENTATION OF THE METROCARE PLAN BE APPROVED BY THE CHIEF ADMINISTRATIVE OFFICER AND COUNTY COUNSEL PRIOR TO BEING EXECUTED BY THE CHAIRMAN OF THE BOARD; APPROVED AGREEMENT NOS. 75936, 75937, 75938, 75939 AND 75940; AND

ALSO APPROVED AGREEMENT NO. 76017 ON FEBRUARY 5, 2007.

-- THE DELEGATED AUTHORITY RELATED TO ALL CONTRACT EXTENSIONS BEYOND THEIR INITIAL TERM LIMITS BE APPROVED BY THE BOARD; AND

2. INSTRUCTED THE CHIEF ADMINISTRATIVE OFFICER TO REPORT BACK TO THE BOARD ON THE STATUS OF THE UTILIZATION OF THESE CONTRACTS AT THE BOARD MEETING OF DECEMBER 19, 2006;

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

[Report](#)

Absent:

Supervisor Molina and Supervisor Yaroslavsky

Vote:

Unanimously carried

ORDINANCE FOR ADOPTION 17

17.

Ordinance for adoption amending the County Code, Title 5 - Personnel and Title 6 - Salaries, relating to Fringe Benefits and Salary changes by: amending portions of the County of Los Angeles Savings Plan, Flexible Benefit Plan, Nonpensionable Flexible Benefit Plan, Group Insurance, the Local 660 Cafeteria Program, Long-Term Disability and Survivor Benefit Plan, and Clothing; amending the Step Pay Plan, Salaried Employment, and Leave of Absence; deleting and restating Salary Tables and Table of classes of positions with salary schedule and level, in their entirety; amending Notes; and amending various Departmental Provisions relating to the Departments of the Alternate Public Defender, Board of Supervisors, Beaches and Harbors, Chief Administrative Officer, District Attorney, Fire, Health Services, Mental Health, Parks and Recreation, Public Defender, Public Safety, and Sheriff. (06-2941)

ADOPTED ORDINANCE NO. 2006-0084. THIS ORDINANCE SHALL TAKE EFFECT PURSUANT TO SECTION 42.

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

SEPARATE MATTER 18

18.

Consideration of status report by the Director of Health Services and potential additional recommendations on the MetroCare Plan implementation, as requested by the Director of Health Services. (06-2935)

VERBAL REPORT PRESENTED BY DR. BRUCE CHERNOF, DIRECTOR OF HEALTH SERVICES. IN ADDITION, THE DIRECTOR SHARED WITH THE BOARD CORRESPONDENCE BY THE CENTER FOR MEDICAID AND STATE OPERATIONS CENTERS FOR MEDICARE AND MEDICAID SERVICE.

AFTER DISCUSSION THE REPORT WAS RECEIVED AND FILED.

[Director of Health Services Report](#)

[See Final Action](#)

[Video](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote:

Unanimously carried

MISCELLANEOUS

- 19. 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.**
- 19-A.** Recommendation as submitted by Supervisor Yaroslavsky: Approve the following related actions regarding the Board's approved sale of County-owned property located at 5026 Santa Monica Blvd., to Hollywood Community Housing Corporation (HCHC) for the property's fair market value of \$1,500,000, so that HCHC could build a mixed-use, affordable rental housing complex, at least 80% of which would be guaranteed affordable to very-low income families for a least 55 years: (06-3006)
- 1) Find that the substitution of the existing mortgage and promissory note for a residual receipts mortgage does not constitute a project under the California Environmental Quality Act (CEQA) and the Los Angeles County Revised Environmental Document Reporting Procedures and Guidelines and therefore does not require any environmental review as provided for under CEQA;
 - 2) Find that the property is not, and during the time of possession, will not be needed for County purposes;
 - 3) Find that development of the property is in the County's best interest and will serve public purposes;
 - 4) Authorize the Chief Administrative Officer (CAO), in conjunction with the Community Development Commission, to enter into a promissory note (Note) in the amount of \$1,733,390 at three percent annual interest for a 55-year period mandating annual residual receipts payments. The Note is to be secured by a deed of trust recorded against HCHC's interest in the project and requires that at least 80% of the housing constructed will be affordable to families of very low incomes. Annual residual receipt payments shall be equivalent to the amount by which "gross rents" (as defined by the aforementioned Note) for the residential portion of the project exceed the "operating expenses" for the residential portion of the project. The CAO shall also have the authority to negotiate the percentage of residual receipts to be payable to the County. Any and all unpaid balances, including any remaining principal and accrued interest, due under the terms of the Note shall be due and payable at the end of the term of the Note;
 - 5) Upon execution of the residual receipt mortgage, authorize the CAO to execute a recordable reconveyance document indicating that the original loan has been paid in full and cancel the Option Agreement, if

approved by County Counsel, and amend the Sale and Purchase Agreement to the extent required to effectuate this transaction as approved by County Counsel;

6) Authorize the CAO to negotiate, and instruct the Mayor, upon presentation, to execute a mortgage subordination agreement with a construction lender(s) and permanent lender(s) for the purpose of allowing the lenders to finance the construction of the project without the existing Note or restrictive covenant requirements (that 40 percent and 20 percent of the housing units constructed be affordable to families earning 75 and 60 percent of area median income, respectively), in exchange for the lender's agreement that in the event of foreclosure, 100 percent of the housing units constructed will be affordable to families earning 80 percent of area median income. The County will only enter into this subordination agreement so long as HCHC is not in default of the terms of any agreements entered into with the County and the County approves all terms and conditions of the construction loan, the permanent loan and the subordinations. The County will have the right to cure the borrower's defaults under these loans in order to protect its interest in the Residual Receipts Mortgage;

7) Instruct the Auditor-Controller to deposit all of the proceeds generated by this transaction into a Special Account as directed by the Housing Authority of the County of Los Angeles to be used for development of affordable housing projects within the Third Supervisorial District; and

8) Authorize the CAO to negotiate and approve on behalf of the County any other related documents or agreements required to allow HCHC to meet the conditions originally imposed by the County, including the reconveyance of any portion of the Residual Receipts Mortgage debt secured against any portion of the property subdivided for the sole purpose of commercial development, subject to approval by County Counsel.

APPROVED WITH THE EXCEPTION OF NUMBER 7 WHICH WAS CONTINUED ONE WEEK TO DECEMBER 5, 2006; ALSO APPROVED AGREEMENT NO. 76121.

[See Supporting Document Video](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

19-B. Recommendation as submitted Supervisor Antonovich: Extend the \$10,000 reward for any information leading to the arrest and conviction of the person or persons responsible for the fatal shooting of 28-year-old Eleodoro Nieto, at a Rancho Mirage

mobile home park located at 43850 20th Street East, Lancaster, on August 15, 2006 at approximately 1:00 p.m. (06-2281)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

19-C. Recommendation as submitted by Supervisor Antonovich: Proclaim April 30, 2007 as "County Volunteers: Follow the Yellow Brick Road" Day throughout Los Angeles County, and approve the following related items: (06-2994)

Authorize the Chief Administrative Officer to appropriate \$40,000 for the 2007 County Volunteer Program, including the 25th Annual Volunteer of the Year Recognition and Awards Luncheon, Fall Volunteer Network Wrap-up meeting and luncheon and Insurance Workshop conducted by the Chief Administrative Office's Risk Management Branch;

Request County departments to support the Volunteer Program by submitting quarterly reports on the number of volunteer hours donated to the Office of Workplace Programs;

Request the Chief Administrative Officer and the Director of Internal Services to provide the necessary support for the 2007 County Volunteer Program;

Request the Music Center to waive the \$1,200 rental fees, excluding the cost of liability insurance, for use of the Grand Hall and Lobby at the Dorothy Chandler Pavilion for the 2007 Volunteer of the Year Recognition and Awards Luncheon; and

Waive parking fees in amount of \$1,750 excluding the cost of liability insurance, at the Music Center Garage for honorees and guests attending the Volunteer of the Year Recognition and Awards Luncheon to be held April 30, 2007.

APPROVED

[See Supporting Document](#)

[See Final Action](#)

[CAO Memo](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

- 19-D.** Recommendation as submitted by Supervisor Antonovich: Waive the parking permit processing fee in amount of \$200, excluding the cost of liability insurance, for UCLA staff's use of the parking structure adjacent to the Pasadena Court House located at 240 Ramona Blvd., in association with the UCLA/USC Football Game, to be held at the Rose Bowl on December 2, 2006. (06-2987)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Molina and Supervisor Yaroslavsky

Vote: Unanimously carried

Public Comment 23

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

DEE LOC ADDRESSED THE BOARD. (06-3063)

[Video](#)

Adjourning Motions 24

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

Supervisor Burke and All Members of the Board

Bebe Moore Campbell

Supervisor Burke

Gladys Cleo Buckner

Rosie Hopes

Eric Salgado

Donald Scott

Supervisor Knabe

Klaus Barth

Chase Drew Edler

Vern Jenkins

Richard Smith

Supervisor Antonovich and All Members of the Board

Leland Wilson

Supervisor Antonovich

Benson B. Cook

Jack W. Morgan

Mary Elizabeth Paggi

Luisa E. Sustaita

Aida Ruth Zuniga (06-3033)

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) Winter Rain Storms within the City of Santa Clarita, Antelope Valley, San Dimas and other cities and unincorporated areas of Los Angeles County, as proclaimed by the Chief Administrative Officer on January 10, 2005 and ratified by the Board on January 11, 2005; and (d) New Winter Storms beginning February 12, 2005 and continuing since that date throughout the incorporated and unincorporated areas of Los Angeles County as proclaimed by the Chair and ratified by the Board on February 22, 2005.
Documents on file in the Executive Office.

REVIEWED AND CONTINUED

Closing 25

25. Open Session adjourned to Closed Session at 12:14 p.m. following Board Order No. 24 to:

CS-1.

Confer with legal counsel on anticipated litigation, significant exposure to litigation (two cases), pursuant to subdivision (b) of Government Code Section 54956.9.

Closed Session convened at 12:15 p.m. Present were Supervisors Yvonne B. Burke, Don Knabe and Michael D. Antonovich, Mayor presiding. Absent were Supervisors Gloria Molina and Zev Yaroslavsky.

Closed Session adjourned at 12:20 p.m. Present were Supervisors Yvonne B. Burke, Don Knabe and Michael D. Antonovich, Mayor presiding. Absent were Supervisors Gloria Molina and Zev Yaroslavsky.

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 at 12:20 p.m. following Board Order No. 24. The next regular meeting of the Board will be Tuesday, December 5, 2006, at 9:30 a.m. (06-3064)

The foregoing is a fair statement of the proceedings of the Regular Meeting held on November 28, 2006 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.

Sachi A. Hamai, Executive Officer
Executive Officer-Clerk
of the Board of Supervisors