

Tuesday, September 9, 2008

**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 Gloria Molina, Supervisor Zev Yaroslavsky, Supervisor Don Knabe, Supervisor Michael D. Antonovich and Chair Yvonne B. Burke

Invocation led by Pastor James Schoenrock, Emmanuel Lutheran Church, North Hollywood (3).

Pledge of Allegiance led by Levon Brooks, Pete Valdez Sr., Post No. 2, AMVETS, Culver City (2).

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

Video Link for the 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.**

I. PRESENTATIONS/SET MATTERS

9:30 a.m.

Welcome The Honorable Diana Strofova, Deputy Minister of Foreign Affairs of the Slovak Republic.

Presentation of scroll to Pamela Leestma in recognition of receiving the United States Department of Education National American Stars of Teaching Award, as arranged by Supervisor Knabe.

Presentation of scroll to Debi Faris, Founder of the Garden of Angels, commemorating 12 years of advocacy to save lives and prevent newborn abandonment, as arranged by Supervisor Knabe.

Presentation of scrolls to the children of the Department of Children and Family Services' "Enrichment Plus" Program who are being recognized for most improved academic performance and best academic performance, 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 scroll to Daniel Spencer, a recent combat veteran from Iraq-Afghanistan, proclaiming September 11, 2008 as "Patriot Day" throughout Los Angeles County, as arranged by Supervisor Burke.

Presentation of scroll to Candy Cargill-Fuller, Chairperson, Behavioral Health Services, proclaiming September 2008 as "National Alcohol and Drug Addiction Month," throughout Los Angeles County, as arranged by Supervisor Burke.

Presentation of scroll to QueensCare Family Clinics upon its 10th Anniversary in recognition of its commitment to provide accessible healthcare for uninsured and low-income working individuals and families throughout Los Angeles County, as arranged by Supervisor Burke.

Presentation of scroll to the Los Angeles YouthBuild Collaborative Directors of the nine YouthBuild Programs presently operating in and throughout Los Angeles County, as arranged by Supervisor Burke. (08-0148)

II. SPECIAL DISTRICT AGENDAS

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF
THE SANITATION DISTRICT NOS. 27 AND 35
OF THE COUNTY OF LOS ANGELES
TUESDAY, SEPTEMBER 9, 2008
9:30 A.M.**

1. Recommendation: Approve minutes of the regular meetings held June 10, 2008 (both

Districts). (08-2123)

2. Recommendation: Approve departmental invoices as follows:

	<u>May 2008</u>	<u>June 2008</u>	<u>July 2008</u>	
District No. 27 (3)	\$4,726.01	(\$230,921.36)		\$6,399.45
District No. 35 (5) (08-2124)	\$242.62	\$183.27	\$240.70	

3. Recommendation: Specific Purposes Investments made by the County Treasurer and Tax Collector on behalf of the District: (08-2125)

- a) Adopt resolution approving Memorandum of Understanding (MOU) providing terms and conditions for specific purpose investments by the Treasurer and Tax Collector; and
- b) Order the execution of the MOU.

[See Supporting Document](#)

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF
THE COMMUNITY DEVELOPMENT COMMISSION
OF THE COUNTY OF LOS ANGELES
TUESDAY, SEPTEMBER 9, 2008
9:30 A.M.**

- 1-D. Recommendation: Award and authorize the Acting Executive Director to execute a one-year contract with Keyser Marston Associates, Inc., in amount not to exceed \$100,000, to provide financial analysis and/or redevelopment consulting services on a project-by-project basis for Federal, State, or locally-funded activities associated with housing, environmental, community development, economic development, and redevelopment projects throughout the County, effective upon execution by all parties; also authorize the Acting Executive Director to execute amendments to the one-year contract to extend the time of performance for a maximum of two years, in one-year increments, not to exceed \$100,000 for each year; and find that action is exempt from the California Environmental Quality Act. (08-2101)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 2-D.** Recommendation: Approve minutes of the meetings of the Community Development Commission for the month of July 2008. (08-2067)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF
THE HOUSING AUTHORITY
OF THE COUNTY OF LOS ANGELES
TUESDAY, SEPTEMBER 9, 2008
9:30 A.M.**

- 1-H.** Recommendation: Award and authorize the Acting Executive Director to execute a one-year contract in the amount of \$56,565, with West Beach Systems for the monitoring and maintenance of the Housing Authority's video surveillance equipment located throughout the County at 14 housing developments owned or managed by the Housing Authority, effective upon Board approval; authorize the Acting Executive Director to execute amendments to the one-year contract to extend the time of performance for a maximum of two years, in one-year increments, at a cost of \$67,680 per year; and to execute amendments for any additional services up to \$85,000 over the term of the contract, consisting of a \$10,000 U.S. Department of Justice Grant and \$75,000 in operating funds allocated by the U.S. Department of Housing and Urban Development (HUD), to cover any unanticipated equipment failures and additional equipment needed to maintain the safety of residents at housing developments throughout the County; also authorize the Acting Executive Director to incorporate up to \$75,000 in operating funds allocated by HUD into the Housing Authority's approved Fiscal Year 2008-2009 budget; and find that the services are exempt from the California Environmental Quality Act. (08-2102)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 2-H.** Recommendation: Authorize the Acting Executive Director to execute a 20-year Ground Lease Agreement with the City of Long Beach (4) at an annual cost of \$1 per year, effective November 1, 2008, for continuation of existing recreational and educational programs that are conducted at the Carmelitos Housing Development on approximately four acres of park land owned by the City; and to execute a renewal option for an additional five years upon the same terms and conditions set forth in the agreement; and find that action is exempt from the California Environmental Quality Act. (08-2103)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 3-H.** Recommendation: Approve minutes of the meetings of the Housing Authority for the month of July 2008. (08-2068)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF
THE REGIONAL PARK AND OPEN SPACE DISTRICT
OF THE COUNTY OF LOS ANGELES
TUESDAY, SEPTEMBER 9, 2008
9:30 A.M.**

- 1-P.** Recommendation: Amend the Santa Monica Mountains Conservancy's project list to include the acquisition of two parcels of land, collectively known as The Verdugo/Santa Susana Mountains Acquisition Project, with 8.95 acres in the Verdugo Mountains, City of Los Angeles and 20 acres of land in the unincorporated area of the Santa Susana Mountains (5); find that actions are exempt from the California Environmental Quality Act; and approve the following related actions: (08-2107)

Allocate Specified Excess funds available to the Fifth Supervisorial District in amount of \$525,000, to the Santa Monica Mountains Conservancy for The Verdugo/Santa Susana Mountains Acquisition Project;

Authorize the Director of Parks and Recreation in his capacity as Director of the Regional Park and Open Space District, to award a grant to the Mountains Recreation Conservation Authority (MRCA) for the acquisition project when applicable conditions have been met and to administer the grant effective upon Board approval, and pursuant to procedures in the Procedural Guide for the Santa Monica Mountains Conservancy; and

Authorize the Director to reimburse the MRCA for acquisition-related costs not to exceed \$25,000 that may be incurred prior to the execution of the Grant Project Agreement for The Verdugo/Santa Susana Mountains Acquisition Project.

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 2-P.** Recommendation: Approve minutes of the Regional Park and Open Space District for the month of July 2008. (08-2071)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

III. BOARD OF SUPERVISORS 1 - 12

1. Recommendation as submitted by Supervisor Yaroslavsky: Waive parking fees totaling \$9,600, excluding the cost of liability insurance, at Will Rogers State Beach for attendees of the Palisades Charter High School's Physical Education Program's surfing classes, to be held September 2008 through June 2009. (08-2132)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

2. Recommendation as submitted by Supervisor Yaroslavsky: Waive the gross receipts fee in estimated amount of \$10,845, reduce the permit fee to \$50 and parking fee to \$1 per vehicle, excluding the cost of liability insurance, at Zuma Beach and Point Dume Beach during event days, and reduce parking to \$1 per space for set up days at Zuma Beach for the 21st Annual Malibu Triathlon, a fund raiser for the Children's Hospital of Los Angeles, to be held September 13 and 14, 2008. (08-2133)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

3. Recommendation as submitted by Supervisor Yaroslavsky: Waive all parking fees at County-operated beach parking lots, excluding the cost of liability insurance, for all participants of the Annual California Coastal Cleanup Day hosted by the California Coastal Commission, to be held September 20, 2008 from 9:00 a.m. to 12:00 p.m.; and urge all County residents to support this worthwhile event. (08-2130)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

4. Recommendation as submitted by Supervisor Knabe: Waive the \$150 permit fee, excluding the cost of liability insurance, for use of Dockweiler State Beach for the Four Seasons West Ski Club, Inc.'s appreciation luncheon, to be held September 13, 2008. (08-2030)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

5. Recommendation as submitted by Supervisor Knabe: Waive parking fees totaling \$12,000, excluding the cost of liability insurance, at the Music Center Garage for attendees of the teacher-training program entitled Opera for Educators provided by The Los Angeles Opera, to be held on the following dates: September 13 and 20, 2008, October 4, 2008, November 1, 2008, January 10, 2009, February 21, 2009, March 1 and 29, 2009, April 18, 2009 and May 30, 2009. (08-2117)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

6. Recommendation as submitted by Supervisor Antonovich: Waive the \$350 permit fee 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 Area of the Kenneth Hahn Hall of Administration on October 12, 2008, from 8:00 a.m. to 4:00 p.m. (08-2129)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

7. Recommendation as submitted by Supervisor Molina: Waive permit fee in amount of \$200 and use of 55 parking slots at \$16 per vehicle, excluding the cost of liability insurance, at Parking Lot 11 for "El Grito 2008" sponsored by the City of Los Angeles and the Mexican Consulate, to be held at City Hall on September 14, 2008. (08-2135)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

8. Recommendation as submitted by Supervisor Burke: Join the U.S. Department of Health and Human Services, the Substance Abuse and Mental Health Services Administration, the White House Office of National Drug Control Policy and the Los Angeles County Recovery Month Planning Partners to recognize September 2008 as "National Alcohol and Drug Addiction Recovery Month." (08-2097)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

9. Recommendation as submitted by Supervisor Burke: Proclaim September 11, 2008 as "Patriot Day" throughout Los Angeles County; urge all Americans to participate in ceremonies honoring those in uniform protecting the Nation's freedom; and order that all flags throughout Los Angeles County be flown at half staff on September 11, 2008 in honor of those Americans who died as a result of the terrorist attacks. (08-2126)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

10. Recommendation as submitted by Supervisor Burke: Proclaim September 22, 2008 as "Family Day - A Day to Eat Dinner with Your Children," throughout Los Angeles County; and urge all citizens to recognize and participate in its observance. (08-2127)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

11. Recommendation as submitted by Supervisor Burke: Waive fees in amount of \$325, excluding the cost of liability insurance, for use of Victoria Community Regional Park by the Association for Retarded Citizens - Mid Cities, for their 56th anniversary celebration picnic, to be held September 10, 2008. (08-2098)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

12. Executive Officer of the Board's recommendation: Approve and instruct the Chair to sign minutes for the July 2008 meetings of the Board of Supervisors and Special

Districts for which the Board is the governing body. (08-2066)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

IV. CONSENT CALENDAR 13 - 42

Fish and Game Commission

13. Recommendation: Approve the following Fish and Game Propagation Fund grant requests totaling \$4,500: (08-2009)

The Optimist Club of Montebello for the stocking of catfish at Hollenbeck Park Lake for the November 1, 2008 Youth Fishing Derby, sponsored by the California Department of Fish and Game and the City of Los Angeles, in amount of \$2,500; and

The Desert Tortoise Preserve Committee for the High Desert Discovery Loop Web and Brochure Development and Restoration Project, in amount of \$2,000

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

Chief Executive Office

14.

Recommendation: Consider the Negative Declaration (ND) for a 15-year lease for the Departments of Health Services (DHS), Public Health (DPH) and Mental Health (DMH), together with the fact that no comments were received during the public review process; find that the lease 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 to approve the ND; authorize the Chief Executive Officer (CEO) to complete and file a Certificate of Fee Exemption for the lease; approve and instruct the Chair to sign a 15-year lease with Weingart Center Association (Landlord), for the occupancy of 20,628 sq ft of clinic and office space for DHS, DPH and DMH, located at 512-522 S. San Pedro St., Los Angeles (2), at a maximum initial annual rental cost of \$581,709, 100% Net County Cost which will be charged proportionately to DHS, DPH, DMH and the Homeless Prevention Initiative; authorize \$206,280 for additional discretionary Tenant Improvements (TIs) and reimbursement of a maximum amount of \$206,280 in a lump sum payment within 60 days of acceptance of the improvements at 8% interest; and authorize the Landlord and/or Acting Director of Internal Services (ISD), at the discretion of the CEO, to acquire telephone systems for DHS, DPH and DMH at a cost not to exceed \$1,000,000; at the discretion of the CEO all or part of the telephone, data, and low voltage systems may be paid in lump sum or financed over a 60-month term, not to exceed \$243,317 per year in addition to other TI allowances; approve and authorize the CEO, DHS, DPH, DMH and ISD to implement the project, effective upon Board approval with the term and rent to commence upon completion of the TIs by the Landlord and acceptance by the County. (Continued from meeting of 9-2-08) (08-2049)

APPROVED; ALSO APPROVED APPROVED AGREEMENT NO. 76675

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

Absent: None

Vote: Unanimously carried

15. Recommendation: Authorize the Chief Executive Office, Office of Emergency Management (OEM) to obtain and administer the 2008 Homeland Security Grant Programs for the County Operational Area, to enhance the ability to prevent, deter, respond to and recover from emergencies and disasters, whether natural or man-made; and adopt the Governing Body Resolution which authorizes the OEM to execute, on behalf of the County, any actions necessary to obtain Federal financial assistance. (08-2110)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

16. Recommendation: Authorize the Sheriff and Chief Probation Officer to serve as co-correctional administrators of the Home Detention/Electronic Monitoring Program (EMP), which establishes a program under which inmates, juveniles and adults, serving probation by court order and those awaiting trial, who meet certain defined criteria, may be required to participate in an involuntary home detention program, including electronic monitoring, in lieu of confinement in the County jail or other County correctional facility or program; authorize the Chief Probation Officer to continue in his current capacity as correctional administrator of EMP for adult and juvenile offenders on court-ordered probation, including the continued use of electronic monitoring devices for the purpose of carrying out this responsibility; and pursuant to Senate Bill 959, authorize the Sheriff to implement an EMP under which pre-sentenced and sentenced offenders, who meet certain defined criteria, may be required to participate in an involuntary or voluntary home detention program; and recommend that \$2,970,000 in funding remain in the Fiscal Year 2008-09 Provisional Financing Uses budget pending the final program outline and completion of the Request for Proposals process by the Sheriff's Department to solicit a vendor for electronic monitoring devices required for the EMP. (08-2111)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

17. Recommendation: Approve proposed premium rates for County sponsored plans as follows: (a) medical and dental rates for represented employees for the period January 1, 2009 through December 31, 2009; (b) medical and dental rates for non-represented employees for the period January 1, 2009 through December 31, 2009; (c) optional group term life and dependent life insurance rates for represented employees for the period January 1, 2009 through December 31, 2010; (d) survivor income benefit (SIB) rates for non-represented employees for the period January 1, 2009 through December 31, 2010; and (e) rates for Short-Term Disability (STD), Long-Term Disability (LTD), and LTD Health Insurance plans; and approve the following related actions: (08-2115)

Instruct County Counsel to review and approve as to form the appropriate agreements with Anthem Blue Cross and Anthem Blue Cross Life and Health Insurance Company (Blue Cross), Connecticut General Life Insurance Company and CIGNA Healthcare of California, Inc. (CIGNA), Kaiser Foundation Health Plan, Inc. (Kaiser), Kaiser Foundation Health Plan of the Mid-Atlantic States, Inc. (Kaiser Mid-Atlantic), PacifiCare of California and PacifiCare Life and Health (PacifiCare), and Delta Dental Plan (Delta Dental), for the period January 1, 2009 through December 31, 2009, and instruct the Chair to sign such agreements;

Instruct County Counsel to review and approve as to form appropriate amendments with SafeGuard Health Plans, Inc. (SafeGuard) for the period January 1, 2009 through December 31, 2009, and Life Insurance of North America (LINA) and Metropolitan Life Insurance Company (MetLife) for the period January 1, 2009 through December 31, 2010, and instruct the Chair to sign such amendments;

Approve proposed premium rates and benefit coverage changes for the following union sponsored plans, for the period January 1, 2009 through December 31, 2009: The Association for Los Angeles Deputy Sheriffs, Inc. (ALADS), the California Association of Professional Employees (CAPE), and the Los Angeles County Fire Fighters Local 1014 Health and Welfare Plan;

Approve a proposed increase in the Tobacco User Premium from \$10 to \$20 per month for non-represented employees;

Approve an adjustment in the minimum County contribution under the MegaFlex and Flexible Benefit Plans from \$987 and \$735 per month, respectively, to \$1,078 and \$809 per month, respectively, to be initially reflected on the January 15, 2009 pay warrants;

Instruct the Acting Auditor-Controller to make all payroll system changes necessary to implement the changes recommended herein to ensure that all changes in premium rates are first reflected on pay warrants issued on January 15, 2009; and

Instruct County Counsel to prepare the ordinances necessary to amend Title 5 of the Los Angeles County Code to implement the recommended changes.

CONTINUED ONE WEEK TO SEPTEMBER 16, 2008

[See Supporting Document](#)

Absent: None

Vote: Common Consent

- 18.** Recommendation: Approve introduction of ordinance amending the listing of classifications excluded from receiving a bilingual bonus, to add one classification, to

reclassify 26 ordinances positions to implement the results of various classification studies, and to make a technical correction. (Relates to Agenda No. 43) (08-2122)

APPROVED

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

County Operations

19. Recommendation: Adopt resolution fixing the Fiscal Year 2008-09 tax rates for the County, Special District, and School District Debt Service Funds necessary to enable the various entities to finance operations and debt service requirements.
(Auditor-Controller) (08-2044)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

20. Recommendation: Award and instruct the Chair to sign agreement with LR Computers for maintenance and support services to the election ballot card readers, effective October 1, 2008, for two years with five one-year and six month-to-month optional extensions, at a contract sum of \$460,000 for the term of the agreement, including option periods if exercised; the agreement also includes the option to increase the contract sum up to \$598,000 as necessary for card reader enhancements or modifications required by the Secretary of State, the cost of the agreement will be included in the Registrar-Recorder/County Clerk's (RR/CC) operating budget, funding for the first year of the agreement is \$51,000 and is included in the Fiscal Year 2008-09 Adopted Budget, funding for future fiscal years will be included in the Department's budget requests, and authorize the RR/CC to:
NOTE: The Acting Chief Information Officer recommends approval of this item.

(Registrar-Recorder/County Clerk) (08-2082)

Prepare and execute amendments to extend the Agreement up to five one-year and six one-month options;

Prepare and execute amendments to the Agreement, as necessary to ensure services and enhancements to the card readers, with County Counsel's prior approval;

Increase the contract sum up to 30%, for customization or modifications that may be required of the 40 election ballot card readers to comply with any changes to the current voting system or as may be required by the California Secretary of State, if exercised, the maximum contract sum of the Agreement would not exceed \$598,000 for the term of the Agreement including the options, if exercised; and

Prepare and execute amendments to the Agreement to incorporate or change any contracting provisions required by the Board or the Chief Executive Officer.

APPROVED; ALSO APPROVED AGREEMENT NO. 76675

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

21. Recommendation: Authorize the Treasurer and Tax Collector to transfer a total of \$7.71 million to the County's General Fund, for Fiscal Years 1996-1997 and 2002-2003 unclaimed secured property tax overpayments, to be recognized as revenue in Fiscal Year 2007-08. **(Treasurer and Tax Collector) (08-2019)**

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

Health and Mental Health Services

22.

The Interim Director of Health Services' revised recommendation: Approve and instruct the Interim Director of Health Services to execute amendment to agreement with Fortino Castaneda, M.D. Inc., to extend the term of contract on a month-to-month basis for four months for the continued provision of radiology and teleradiology services at various Department facilities, at a total maximum obligation of \$486,000, effective September 1, 2008 through December 31, 2008, pending completion of the solicitation document that was released on September 3, 2008. (Continued from meetings of 8-19-08 and 9-2-08) **(Department of Health Services)** (08-1951)

APPROVED; AND INSTRUCTED THE CHIEF EXECUTIVE OFFICER TO REPORT BACK TO THE BOARD ON SEPTEMBER 16, 2008 AS A SET ITEM ON THE FOLLOWING:

- 1. VARIOUS OPTIONS FOR CREATING AN INDEPENDENT REVIEW ENTITY OR CONTRACTOR (FOR EXAMPLE, SIMILAR TO THE WORK PERFORMED BY MR. MERRICK BOBB) WHICH OR WHO WOULD BE TASKED WITH INVESTIGATING AND MAKING RECOMMENDATIONS TO THIS BOARD RELATED TO ALL ASPECTS OF THE ADMINISTRATION, OPERATIONS AND FUNCTIONS OF THE DEPARTMENT OF HEALTH SERVICES;**
- 2. A STATUS OF HIRING A NEW DIRECTOR OF HEALTH SERVICES AND THE CREATION OF A HEALTH AUTHORITY; AND**
- 3. FINDINGS IDENTIFIED IN THE ACTING AUDITOR-CONTROLLER'S REPORT ON KING-HARBOR HOSPITAL.**

[See Supporting Document](#)

[See Supporting Document](#)

[Supervisor Molina Motion](#)

[See Final Action](#)

[Report](#)

[Video 1](#)

[Video 2](#)

Absent: None

Vote: Unanimously carried

23. Recommendation: Approve and authorize the Director of Mental Health to prepare and execute an amendment to a Legal Entity (LE) agreement with SHARE! (The Self-Help and Recovery Exchange), for the implementation of an adult client-run Wellness Center under the Mental Health Services Act (MHSA) - Community Services and Supports (CSS) Plan in Service Area 4 (Skid Row), in amount of \$400,000 for Fiscal Year 2008-09, fully funded by MHSA CSS funds, effective upon Board approval through June 30, 2009; also authorize the Director to prepare and execute future amendments to the agreement and establish as a new Maximum Contract Amount (MCA) the aggregate of the original agreement and all amendments through and including the current amendment, provided that: 1) the County's total payments to the contractor under the agreement for Fiscal Year 2008-09 do not exceed an increase of 20% from the applicable Board-approved MCA; 2) any such increase is used to provide additional services or to reflect program and/or policy changes; 3) the Board has appropriated sufficient funds for all changes; and 4) the parties may, by written amendment, mutually agree to reduce programs or services, without reference to the 20% limitation. **(Department of Mental Health)** (08-2104)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

24. Recommendation: Acknowledge the merger of Sierra Systems Group Inc., a California corporation (Sierra California), with and into Sierra Systems Inc., a Washington corporation (Sierra Washington), effective December 31, 2003, whereby Sierra California ceased to exist on such date, and the delegation and assignment of the agreement, effective December 31, 2003; approve a retroactive adjustment to the Maximum Contract Sum (MCS) in the amount of \$1,281,564, for a total of \$20,302,121, for the term through September 21, 2008, to reflect one year of optional maintenance services provided for the period of September 22, 2007, through September 21, 2008; approve and authorize the Director of Mental Health to prepare and execute an amendment to agreement with Sierra Systems, Inc., for continued maintenance services of the Integrated System and Professional Services/Change Orders, effective upon Board approval through June 30, 2012, and to increase the MCS to \$27,245,525, funded by County General funds, Federal and State revenues and other sources; authorize the County Project Director, in his sole discretion, to extend the term of the agreement by six months through December 31, 2012; and to terminate the agreement for convenience when the Department's planned replacement system, and the Integrated Behavioral Health Information System, is fully developed and operational, as determined in the sole judgment of the Director. NOTE: The Acting Chief Information Officer recommended approval of this item. **(Department of Mental Health)** (08-2105)

CONTINUED ONE WEEK TO SEPTEMBER 16, 2008

[See Supporting Document](#)

Absent: None

Vote: Common Consent

25. Recommendation: Approve and authorize the Director of Public Health (DPH), to accept and execute the Notice of Grant Award (NGA) from the Centers for Disease Control and Prevention (CDC), to continue to support the HIV Epidemiology Program Morbidity and Risk Behavior Surveillance Project for the period of June 1, 2008 through May 31, 2009 in the amount of \$483,374, at no Net County Cost; and authorize the Director of Public Health to: **(Department of Public Health) (08-2119)**

Accept and execute future awards and/or amendments, which are consistent with the requirements of the CDC NGA, which provide for the extension of the NGA agreement term and acceptance of yearly term funding through May 31, 2011; and

Accept and execute future amendments, which are consistent with the requirements of the CDC NGA through May 31, 2011, and that allow acceptance of rollover funds, or that increase or decrease funding up to 25% of that year's NGA base award.

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

26. Recommendation: Approve and authorize the Director of Public Health (DPH) to execute agreement with KCBS Marketing, Inc., (KCBS), for Human Immunodeficiency Virus (HIV)/Acquired Immune Deficiency Syndrome social marketing services designed to raise awareness, influence community norms and promote behavior that lowers the risk of HIV infection for persons at risk for HIV infection, effective upon execution by all parties, but no sooner than date of Board approval through June 30, 2011, for a total maxim obligation of \$2,400,000, offset by \$1,200,000 in Federal Centers for Disease Control (CDC) funding, \$600,000 in California Department of Public Health, Office of AIDS funding, and \$600,000 in Net County Cost, with provisions for two 12-month extensions through June 30, 2013, and six month-to-month extensions through December 31, 2013, thereafter, contingent upon the availability of funding; and authorize the Director to execute amendments to agreement with KCBS to amend the scope of work, rollover unspent funds and/or increase or decrease the maximum obligation by no more than 25%, pending availability of funds and satisfactory performance. **(Department of Public Health)**

(08-2120)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

Community and Municipal Services

27. Recommendation: Adopt and instruct the Chair to sign resolution finding that adopted procedures were followed in the election of the Project Area Committee for the West Altadena Community Redevelopment Project Area (5), conducted on July 28, 2008, and certifying and approving the results of the election; and find that action is not subject to the California Environmental Quality Act. **(Community Development Commission)** (08-2109)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

28. Recommendation: Establish Capital Project No. 87032 for the John Anson Ford Amphitheatre Heating, Ventilation and Air Conditioning Replacement Project (3), and approve the project budget in the amount of \$230,000; authorize the Director of Parks and Recreation to implement the project through the Internal Services Department; approve appropriation adjustment to increase the capital project budget by \$230,000; consisting of \$83,000 from the State Proposition 12 Roberti-Z'berg-Harris Grant

Program and a transfer of \$147,000 of Net County Cost from Capital Project No. 86932 to Capital Project No. 87032; and find that project is exempt from the California Environmental Quality Act. **(Department of Parks and Recreation) 4-VOTES** (08-2112)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

29. Recommendation: Adopt resolution finding that project to procure the traffic control system in the City of San Dimas (5) is of general County interest, and that County aid in amount of \$242,000 should be extended to the City; approve and authorize the Acting Director of Public Works to execute cooperative agreement with the City, which provides for the City to perform procurement services, installation, integration, contract administration, and all other work necessary to purchase a traffic control system for the City; and for the County to provide an amount not to exceed \$242,000 toward the cost of the project by utilizing Metropolitan Transportation Authority's Grant Funds and matching County funds; also find that project is exempt from the California Environmental Quality Act. **(Department of Public Works) 4-VOTES** (08-2089)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

30. Recommendation: Acting as the governing body of the County Flood Control District, award and authorize the Acting Director of Public Works to execute a consultant services agreement with North American Weather Consultants to provide weather forecasting services for the 2008-09 storm season for a fee not to exceed \$40,000, with the option to extend the services for two additional one-year terms for a maximum aggregate not to exceed fee of \$120,000. **(Department of Public Works)** (08-2081)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

31. Recommendation: Approve the Bassett Park Skate Park Refurbishment and General Park Improvements Project, C.P. 86876 (1), at a total project budget of \$600,000; authorize the Acting Director of Public Works to carry out the project; and find that project is exempt from the California Environmental Quality Act. **(Department of Public Works)** (08-2091)

REFERRED BACK TO THE DEPARTMENT

[See Supporting Document](#)

Absent: None

Vote: Common Consent

32. Recommendation: Consider and adopt the Negative Declaration (ND) for the Marina del Rey Sewer Improvement Master Plan Phases 1, 2 and 3; find on the basis of the whole record before the Board that there is no substantial evidence that the proposed project will have significant effect on the environment; find that the ND reflects the independent judgment and analysis of the Board; and approve the proposed project and authorize the Acting Director of Public Works to carry out the project. **(Department of Public Works)** (08-2088)

REFERRED BACK TO THE DEPARTMENT

[See Supporting Document](#)

[Video](#)

Absent: None

Vote: Common Consent

33. Recommendation: Adopt the following resolutions of summary vacation; find that easements are excess right-of-way and no longer serve the purpose for which it was dedicated and is not required for public access or transportation; and find that actions are exempt from the California Environmental Quality Act: **(Department of Public Works)** (08-2090)

Dee St., west of San Pedro St., and north of 149th Street, unincorporated community of Rosewood (2)

Vallecito Dr., northwest of the intersection of Las Lomas Dr., and the realigned portion of Vallecito Dr., Hacienda Heights (4)

ADOPTED

[See Supporting Document](#)

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

34. Recommendation: Approve the Engineer's Report for the territory know as the City of Diamond Bar Annexation No. 2007-20, located within the unincorporated Rowland Heights area (4), proposed for annexation into County Lighting District LLA-1, Diamond Bar Zone, and the levying of assessments within the annexed territory for street lighting purposes; adopt resolution of intention to annex territory to County Lighting District LLA-1, Diamond Bar Zone, and order the levying of assessments within the annexed territory for Fiscal Year 2009-10; set October 28, 2008 for hearing on the proposed annexation and levying of annual assessments within the annexed territory for street lighting purposes, with a base-assessment rate of \$13 for a single-family residence within the County Lighting District LLA-1, Diamond Bar Zone for Fiscal Year 2009-10. **(Department of Public Works)** (08-2093)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

35. Recommendation: Adopt and advertise plans and specifications for the 7th Street ramp bridge onto the Long Beach Freeway at the Metropolitan Transportation Authority parking lot in the City of Long Beach (4), at an estimated cost between \$365,000 and \$500,000; set October 7, 2008 for bid opening; and authorize the Acting Director of Public Works to execute contract with lowest responsive bidder. **(Department of Public Works)** (08-2092)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

36. Recommendation: Award and authorize the Acting Director of Public Works to prepare and execute construction contracts for the following projects: **(Department of Public Works)** (08-2094)

Project ID No. RDC0013706 - San Pedro St., et al., to reconstruct and resurface roadway; reconstruct curb and gutter, sidewalk, driveways, and curb ramps; construct bus pads; install striping and markings; and modify traffic signals, in the unincorporated community of Willowbrook (2), to All American Asphalt, in amount of \$1,568,000

Project ID No. RDC0014122 - First Street over White Ave., et al., to seismically retrofit two bridges, City of Pomona (1), to Abbott Contracting & Engineering, Inc., in amount of \$266,174

REFERRED BACK TO THE DEPARTMENT

[See Supporting Document](#)

Absent: None

Vote: Common Consent

37. Recommendation: Accept completed contract work for the following construction projects; and acting as the governing body of the County Flood Control District, accept completed work for Project ID No. FCC0000368 - Ninth Avenue Drain, to construct a reinforced concrete box and other appurtenant structures, in the unincorporated community of Hacienda Heights (1 and 4), W. A. Rasic Construction Company, Inc., with a final contract amount of \$3,587,726.34: **(Department of Public Works)** (08-2095)

Project ID No. RDC0013802 - 20th Street West at Avenue M, to reconstruct and resurface roadway pavement and install traffic signals, City of Lancaster and the unincorporated community south of the City of Lancaster (5), Granite Construction Company, with a final contract amount of \$820,945.53

Project ID No. TSM0010004 - Imperial Hwy. at Garfield Ave., to modify traffic signals and reconstruct the road, City of South Gate (1), Alliance Streetworks, Inc., with a final contract amount of \$717,317.56

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

38. Recommendation: Approve final map for Tract No. 52833-11 in the unincorporated Santa Clarita area (5); and accept grants and dedications as indicated on said final map. **(Department of Public Works)** (08-2096)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

Public Safety

39. Recommendation: Adopt resolution authorizing the Chief Probation Officer to execute an agreement, as well as related contracts, amendments, or extensions, with the State Employment Development Department in amount of \$4,116.48, to provide confidential personal and financial information from employers that will be used to assist in the collection of monies owed to the County, for a 33-month period, effective October 1, 2008. **(Department of Probation)** (08-2106)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

40. Recommendation: Authorize the Chief Probation Officer to execute amendments to Department contracts for contract assignments resulting from acquisitions, mergers, or other changes in ownership for contractors' name changes, to reflect the correct legal entity and responsibilities of the parties when ownership changes occur. **(Department of Probation)** (08-2108)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

41. Recommendation: Transfer funds from Services and Supplies to reimburse the Sheriff's Special Appropriation Fund in amount of \$17,196.66. **(Sheriff's Department)** (08-2121)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

Miscellaneous Communication

42. Consideration of Corrective Action Plan for case entitled Juan C. v. County of Los Angeles, Los Angeles Superior Court Case No. MC 014 972. (Continued from meetings of 7-1-08, 7-29-08, 8-26-08, 9-2-08 and 9-9-08) (08-1489)

REFERRED TO CLOSED SESSION FOR A CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO SUBDIVISION (A) OF GOVERNMENT CODE SECTION 54546.9.

[See Supporting Document](#)

Absent: None

Vote: Common Consent

IN CLOSED SESSION, THE ITEM WAS CONTINUED ONE WEEK TO SEPTEMBER 16, 2008.

[See Supporting Document](#)

See Final Action

Absent: None

Vote: Unanimously carried

V. ORDINANCE FOR INTRODUCTION 43

43.

Ordinance for introduction amending the County Code, Title 6 - Salaries, updating the listing of classes to be excluded from bilingual pay; adding and establishing the salary for one employee classification; correcting the title of one employee classification; and adding, deleting, and/or changing certain classifications and numbers of ordinance positions in the departments of Fire, Health Services, Internal Services, Probation, and Sheriff. (Relates to Agenda No. 18) (08-2113)

THE BOARD TOOK THE FOLLOWING ACTIONS:

- 1. APPROVED THE RECOMMENDATION WITH THE EXCEPTION OF THE SENIOR WELDER POSITION; AND**
- 2. INTRODUCED, WAIVED READING AND ORDERED PLACED ON THE AGENDA FOR ADOPTION, AS AMENDED, AN ORDINANCE ENTITLED, "AN ORDINANCE AMENDING TITLE 6 - SALARIES, OF THE LOS ANGELES COUNTY CODE RELATING TO BILINGUAL PAY PROVISIONS, THE ADDITION, DELETION, AND/OR CHANGING OF CERTAIN CLASSIFICATIONS AND NUMBER OF ORDINANCE POSITIONS IN VARIOUS DEPARTMENTS TO IMPLEMENT THE FINDINGS OF CLASSIFICATION STUDIES AND TO MAKE A MINOR TECHNICAL CORRECTION."**

IN ADDITION, THE CHIEF EXECUTIVE OFFICER WAS INSTRUCTED TO REVIEW AND REPORT BACK TO THE BOARD WITHIN TWO WEEKS ON THEIR RECOMMENDATION TO ELIMINATE THE SENIOR WELDER POSITION.

[See Supporting Document](#)
[Report](#)
[Video](#)
[See Final Action](#)

Absent: None

Vote: Unanimously carried

VI. SEPARATE MATTERS 44 - 45

44. Treasurer and Tax Collector's recommendation: Adopt resolution authorizing the issuance and sale of Compton Community College District General Obligation Bonds, 2002 Election, Series 2008B (2), in an aggregate principal amount not to exceed \$15,000,000. (08-2099)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

45. Treasurer and Tax Collector's recommendation: Adopt resolution authorizing the issuance and sale of Long Beach Unified School District, 2008 Capital Project Notes (4), in an aggregate principal amount not to exceed \$50,000,000. (08-2100)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

VII. DISCUSSION ITEM 46

Public Hearing

46. Combined hearing on the following zoning matters and Negative Declaration relating to property located at 1535 West 120th Street, West Athens- Westmont Zoned District, petitioned by Jim Green on behalf of South Coast Communities: (Initially set for 8-26-08 cancelled meeting) **(Regional Planning)** (08-1930)

Local Plan Amendment Case No. 2006-00006-(2), an amendment to the West-Athens-Westmont Neighborhood Plan Land Use Policy Map from RD 2.3 to RD 3.1

Zone Change Case No. 2006-00007-(2), from R-1 to RPD-5,000-10U

Conditional Use Permit Case No. 2006-00158-(2), to allow a planned residential development in compliance with Residential Planned Development zone provisions, including modification to building separation from 10 ft to 7 ft, reduce rear yard setback for Unit 21 from 15 ft to 5 ft and allow a 6 ft high wall within front yard setback

Vesting Tentative Tract Map Case No. 067377-(2), to allow the residential development of one multi-family lot with 69 detached condominium units and one private park lot on 7.0 gross acres

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

1. **CONSIDERED AND ADOPTED THE NEGATIVE DECLARATION (ND) PREPARED FOR THE PROJECT TOGETHER WITH ANY COMMENTS RECEIVED DURING THE PUBLIC REVIEW PROCESS; CERTIFIED ITS COMPLETION, AND DETERMINED THAT THERE IS NO SUBSTANTIAL EVIDENCE THAT THE PROJECT WILL HAVE A SIGNIFICANT IMPACT UPON THE ENVIRONMENT, THAT THE PROJECT HAS NO 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 LOCAL PLAN AMENDMENT CASE NO. 2006-00006-(2), ZONE CHANGE CASE NO. 2006-00007-(2), CONDITIONAL USE PERMIT CASE NO. 2006-00158-(2), AND VESTING TENTATIVE TRACT MAP CASE NO. 067377-(2); AND**
3. **INSTRUCTED COUNTY COUNSEL TO PREPARE THE NECESSARY PLAN AMENDMENT RESOLUTION, ORDINANCE AND FINDINGS AND CONDITIONS, FOR FINAL APPROVAL.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

[Video Dist 2 Motion](#)

Absent: None

Vote: Unanimously carried

VIII. MISCELLANEOUS

47. Additions to the agenda which were posted more than 72 hours in advance of the meeting, as indicated on the supplemental agenda.

- 47-A.** Recommendation as submitted by Supervisor Burke: Establish a \$10,000 reward for any information leading to the arrest and conviction of Florencio Zendejas, who is wanted for the fatal hit and run collision which resulted in the death of 15-year old Benita Estrada, and severely injured her 13-year old sister, Veronica Estrada, on August 9, 2008 at 1709 North Willowbrook Ave. in Compton. (08-2171)

APPROVED

[See Supporting Document](#)

[See Final Document](#)

Absent: None

Vote: Unanimously carried

- 48. 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.**

- 48-A** Recommendation as submitted by Supervisor Antonovich: Make a finding pursuant to Government Code Section 54954.2(b)(2), that there is a need to take immediate action and that the need for action came to the attention of the Board subsequent to the agenda being posted as specified in subdivision (a); and direct the Chief Executive Officer, Interim Director of Health Services, and the Director of Personnel to implement the recommendations as stated in the Acting Auditor-Controller's report dated September 8, 2008; complete the recommended evaluation of job nexus determinations brought into question in the Acting Auditor-Controller's report and ensure that those employees that have been transferred from Martin Luther King, Jr. -Harbor Hospital (MLK-Harbor) to other facilities have completed all necessary background investigations; establish a process to reevaluate the competencies of the staff at MLK-Harbor using an approach that is consistent with the best practices for such testing; and Report back to Board at the meeting of September 16, 2008, on their plan to complete these tasks immediately; also Supervisor Molina's recommendation, that a Closed Session item be scheduled for the Board's meeting of September 16, 2008 to discuss the 99 case files of employees with criminal convictions within the Department of Health Services. (08-2216)

APPROVED

[See Supporting Document](#)
[Auditor-Controller Report](#)
[Video](#)
[See Final Action](#)

Absent: None

Vote: Unanimously carried

- 49. Recommendations by individual Supervisors to establish, extend or otherwise modify cash rewards for information concerning crimes, consistent with the Los Angeles County Code.**

- 49-A** Recommendation as submitted by Supervisor Antonovich: Extend the \$10,000 reward offered for any information leading to the arrest and/or conviction of the suspect who is still at large who participated in the murder of Ms. Hsiao Hong Hsu, who was shot and killed while reporting a break-in at her home in the unincorporated area of West Covina on March 19, 2008 at approximately 11:40 a.m. (08-1476)

APPROVED

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

Absent: None

Vote: Unanimously carried

Public Comment 50

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

LENGANJI CHASE SIAME, ETHEL JOHNSON, REVEREND C.R. TILLMAN, ARNOLD SACHS, JAHİ ESANNASON, PARVIZ ARIA, AND ANNA FAKTOROVICH ADDRESSED THE BOARD. (08-2199)

[Video](#)

Adjournments 51

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

Supervisor Molina

Cristyn Cordova
Toni Cordova
Andrew Cordova
Jason Hernandez

Supervisor Burke

The Reverend Kyogyo Miura
Alice Ruiz

Supervisor Knabe

Geraldine A. Borger
Richard Bridges
Sergeant Major David W. Owen
Thomas R. Brough
Gene Alice Drevno
James Gilmartin
Daniel Joseph Scott II

Supervisors Antonovich and Knabe

Judith Anderson

Supervisor Antonovich

Flora Calo

Bill Coffman

Ronald Leslie Conway

James J. Gilmartin

William "Bill" Frederick Hertz

Jon R. Love

Jose Cuautemoc "Bill" Melendez

Mary Louise Miller

Terry K. Pearson

Harley E. Smith, Jr. (08-2177)

IX. ITEMS CONTINUED FROM PREVIOUS MEETINGS FOR FURTHER

- A-1.** Continue local emergencies as a result of the following: (a) Discovery of an infestation of fruit flies, as proclaimed on May 10, 1990; and (b) Emergency restoration actions resulting from the accident which occurred on the Santa Clarita Interstate Freeway (I-5), as proclaimed on October 14, 2007 and ratified by the Board on October 16, 2007; (c) Conditions of extreme peril to the safety of persons and property arising as a result of numerous fires throughout the County, as proclaimed on October 21, 2007 and ratified by the Board on October 23, 2007.

REVIEWED AND CONTINUED

XI. CLOSED SESSION MATTERS

- CS-1.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)
- Charles R. Drew University of Medicine & Science v. County of Los Angeles, Los Angeles Superior Court Case No. TC 020 609
- This is a lawsuit alleging breach of a Medical School Affiliation Agreement. (07-1221)

NO REPORTABLE ACTION WAS TAKEN.

- CS-2.** CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (one case) (08-0070)

NO REPORTABLE ACTION WAS TAKEN.

CS-3. DEPARTMENT HEAD PERFORMANCE EVALUATION
(Government Code Section 54957)

Department Head performance evaluation (08-1770)

NO REPORTABLE ACTION WAS TAKEN.

42. Consideration of corrective action plan for case entitled Juan C. v. County of Los Angeles, Los Angeles Superior Court Case No. MC 014 972. (Continued from meeting of 7-1-08, 7-29-08, 8-26-08 and 9-2-08) (08-1489)

THE BOARD OF SUPERVISORS CONTINUED THE ITEM ONE WEEK TO SEPTEMBER 16, 2008. THE VOTE OF THE BOARD WAS UNANIMOUS.

[See Supporting Document](#)

XI. CLOSED SESSION REPORT FOR SEPTEMBER 2, 2008

(CS-1) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

County of Los Angeles, et al., ex rel. Barakat v. Los Angeles Department of Water and Power, San Bernardino Superior Court, Case No. SCVSS 100293

This case arises from allegations that the Department of Water and Power overcharged the County and other public entities for electricity.

ACTION TAKEN:

The Board authorized settlement of the lawsuit titled County of Los Angeles, et al., ex rel. Barakat v. Los Angeles Department of Water and Power. The substance of the settlement will be disclosed upon inquiry by any person as soon as the settlement becomes final following approval by all parties.

The vote of the Board was unanimous with all Supervisors being present.
(08-2079)

(CS-2) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Rogers v. County of Los Angeles, Los Angeles Superior Court Case No. CV 07-01871

This lawsuit seeks damages for alleged violations of plaintiff's civil rights while incarcerated in County jail.

No reportable action was taken. (08-2080)

Closing 52

52. Open Session adjourned to Closed Session at 12:29 p.m. following Board Order No. 51 to:

CS-1.

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

Charles R. Drew University v. County of Los Angeles, Los Angeles Superior Court Case No. TC 020 609

This case arises from allegations of breach of contract related to the medical school affiliation agreement with Charles R. Drew University.

CS-2.

Confer with legal counsel on anticipated litigation, significant exposure to litigation (one case), pursuant to Subdivision (b) of Government Code Section 54956.9.

CS-3.

Consider Department Head performance evaluations, pursuant to Government Code Section 54957.

42.

Confer with legal counsel on the following existing litigation, pursuant to Subdivision (a) of Government Code Section 54546.9.

Consider Corrective Action Plan for case entitled Juan C. v. County of Los Angeles, Los Angeles Superior Court Case No. MC 014 972.

Closed Session convened at 12:29 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich, and Yvonne B. Burke, Chair presiding.

Closed Session adjourned at 3:45 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich, and Yvonne B. Burke, Chair presiding.

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 3:45 p.m. following Board Order No. 51.

The next Regular Meeting of the Board will be Tuesday, September 16, 2008 at 9:30 a.m. (08-2200)

The foregoing is a fair statement of the proceedings of the meeting held September 9, 2008, 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



COUNTY OF LOS ANGELES
OFFICE OF THE COUNTY COUNSEL

648 KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET
LOS ANGELES, CALIFORNIA 90012-2713

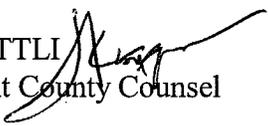
RAYMOND G. FORTNER, JR.
County Counsel

June 18, 2008

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TO: SACHI A. HAMAI
Executive Officer
Board of Supervisors

Attention: Robin Guerrero
Deputy Executive Officer
Board Operations

FROM: JOHN F. KRATTLI 
Senior Assistant County Counsel

RE: **Juan C. v. County of Los Angeles**
Los Angeles Superior Court Case No. MC 014 972

Attached is the Agenda entry for the Los Angeles County Claims Board's recommendation in the above-referenced matter.

Also attached are the Case Summary and the Summary Corrective Action Plan which are to be made available to the public.

It is requested that this recommendation, the Case Summary, and the Summary Corrective Action Plan be placed on the Board of Supervisors' agenda for July 1, 2008.

JFK:rfm

Attachments

Board Agenda

MISCELLANEOUS COMMUNICATIONS

Los Angeles County Claims Board's recommendation: Authorize settlement of the matter entitled Juan C. v. County of Los Angeles, Los Angeles Superior Court Case No. MC 014 972, in the amount of \$225,000, and instruct the Auditor-Controller to draw a warrant to implement this settlement from the Department of Children and Family Services' budget.

This lawsuit concerns allegations of abuse of a dependent minor under the supervision of the Department of Children and Family Services.

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Juan C. v. County of Los Angeles
CASE NUMBER	MC014972
COURT	Los Angeles County Superior Court North District
DATE FILED	July 23, 2003
COUNTY DEPARTMENT	Department of Children and Family Services
PROPOSED SETTLEMENT AMOUNT	\$225,000
ATTORNEY FOR PLAINTIFF	GREG W. GARROTTO Garrotto & Garrotto (310) 229-9200
COUNTY COUNSEL ATTORNEY	Lauren M. Black Senior Deputy County Counsel (213) 974-0695
NATURE OF CASE	Minor Juan C. alleges that the Department of Children and Family Services failed to adequately supervise his placement for a six year period. Juan C. alleges that during the placement he suffered chronic mental and physical abuse which would have been detected and stopped if the County had properly monitored his case.

Due to the risks and uncertainties of litigation, the Department of Children and Family Services and third party administrator Carl Warren join in the recommendation to fully and finally resolve this litigation by tendering a lump sum payment in the amount of \$225,000. Since the plaintiff is a minor, this settlement will also need to be approved by the court before it is finalized.

PAID ATTORNEY FEES, TO DATE	\$ 90,188
PAID COSTS, TO DATE	\$ 19,139



Summary Corrective Action Plan Department of Children and Family Services



The intent of this form is to assist departments in writing a corrective action plan summary for attachment to the settlement documents developed for the Board of Supervisors and/or the County of Los Angeles Claims Board. The summary should be a specific overview of the claims/lawsuits' identified root causes and corrective actions (status, time frame, and responsible party). This summary does not replace the Corrective Action Plan form. If there is a question related to confidentiality, please consult County Counsel.

Date of incident/event:	July 1995 through June 2001
Briefly provide a description of the incident/event:	<p>The minor was placed in a state licensed foster home (the foster mother would become his legal guardian shortly after placement) from July 1995 to September 2001. For the entire duration of the minor's placement in this home, the minor steadfastly maintained to his Children's Social Workers (CSW) that he was not abused or neglected by his caregiver. Additionally, the minor, when interviewed directly about allegations that he was victim of abuse, denied the allegations.</p> <p>After it was alleged, by another foster child, that the minor was being abused, the minor was removed from the foster parent's home.</p>

1. Briefly describe the root cause of the claim/lawsuit:

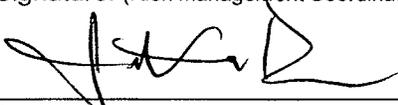
<ol style="list-style-type: none">1. The plaintiff contends that during this period of time there were inadequate standards for the granting of exceptions to State mandated visitation requirements.2. The plaintiff alleges that during this period of time there were inadequate policies and systems in place to ensure timely exchange of information between DCFS personnel regarding critical child safety issues.
--

2. Briefly describe recommended corrective actions:
(Include each corrective action, due date, responsible party, and any disciplinary actions if appropriate)

<p>1. In the period following the events which gave rise to this lawsuit, the Department has strengthened internal protocols regarding when and how to obtain exceptions to mandated contact requirements.</p> <p>2. Numerous policies have been updated to reinforce and expand the utilization of the CWS/CMS system to ensure improved intra-Departmental communication.</p>

3. State if the corrective actions are applicable to only your department or other County departments:
(If unsure, please contact the Chief Executive Office Risk Management Branch for assistance)

- Potentially has County-wide implications.
- Potentially has implications to other departments (i.e., all human services, all safety departments, or one or more other departments).
- Does not appear to have County-wide or other department implications.

Signature: (Risk Management Coordinator) 	Date: 5-5-08
Signature: (Department Head) 	Date: 5-21-08