



THE BOARD
of
SUPERVISORS

**First
District**



**Gloria
Molina**

**Second
District**



**Yvonne
Brathwaite
Burke**

**Third
District**



**Zev
Yaroslavsky**

**Fourth
District**



**Don
Knabe**

**Fifth
District**



**Michael D.
Antonovich**

**The Meeting Transcript of
The Los Angeles County
Board of Supervisors**



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1 [NOTICE OF ACTION TAKEN IN CLOSED SESSION,
2 TUESDAY, JULY 22, 2003, BEGINS ON PAGE 165.]

3
4 There was no reportable action as a result of the Board of
5 Supervisors' closed session held today.

6
7
8 **SUP. BURKE, CHAIR:** THE MEETING WILL PLEASE COME TO ORDER. WILL
9 EVERYONE PLEASE STAND. THE INVOCATION THIS MORNING WILL BE BY
10 SUMANA BARUA, RESIDENT MONK OF WAT THAI OF LOS ANGELES, FROM
11 NORTH HOLLYWOOD FROM THE THIRD DISTRICT. THE PLEDGE WILL BE BY
12 FELIX JAMISON, COMMANDER, POST NUMBER 273, AMERICAN LEGION,
13 FROM THE SECOND DISTRICT.

14
15 **SUMANA BARUA:** [SPEAKING THAI] (PRAYING IN FOREIGN LANGUAGE)
16 MAY YOU BE WELL, HAPPY, AND PEACE. MAY NO HARM COME TO YOU.
17 MAY NO DIFFICULTY COME TO YOU. MAY NO PROBLEMS COME TO YOU.
18 MAY YOU ALWAYS MEET WITH SUCCESS. MAY YOU ALSO HAVE PATIENCE,
19 COURAGE, UNDERSTANDING, AND DETERMINATION TO MEET AND OVERCOME
20 INEVITABLE DIFFICULTIES, PROBLEMS, AND FAILURES IN YOUR LIFE.
21 MAY ALL DIFFERENT PERSONS BE WELL, HAPPY, AND PEACE. MAY NO
22 HARM COME TO THEM. MAY NO DIFFICULTY COME TO THEM, MAY NO
23 PROBLEM COME TO THEM. MAY THEY ALWAYS MEET WITH SUCCESS. MAY
24 THEY ALSO HAVE PATIENCE, COURAGE, UNDERSTANDING, AND
25 DETERMINATIONS TO MEET AND OVERCOME INEVITABLE DIFFICULTIES,



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1 PROBLEMS, AND FAILURES IN LIFE. MAY ALL LIVING BEING BE WELL,
2 HAPPY, AND PEACE. MAY NO HARM COME TO THEM. MAY NO DIFFICULTY
3 COME TO THEM. MAY NO PROBLEM COME TO THEM. MAY THEY ALWAYS
4 MEET WITH SUCCESS, MAY THEY ALSO HAVE PATIENCE, COURAGE,
5 UNDERSTANDING, AND DETERMINATION TO MEET AND OVERCOME
6 INEVITABLE DIFFICULTIES, PROBLEMS, AND FAILURE IN LIFE. MAY
7 ALL GOOD FORTUNE COME YOUR WAY. MAY ALL THE DEITIES PROTECT
8 YOU, BY ALL THE POWER OF THE BUDDHA, OF THE HAMMA, OF THE
9 SANGA, MAY YOU ALWAYS ENJOY WELL BEING. THANK YOU.

10

11 **FELIX JAMISON:** IF ALL PLACE THE RIGHT HAND OVER YOUR HEART AND
12 JOIN ME IN GIVING THE PLEDGE ALLEGIANCE TO THE FLAG. [PLEDGE
13 OF ALLEGIANCE]

14

15 **SUP. BURKE, CHAIR:** SUPERVISOR YAROSLAVSKY? OR IF YOU'D LIKE
16 FOR ME TO GO FIRST, I CAN DO THAT.

17

18 **SUP. YAROSLAVSKY:** NO I'LL GO AHEAD.

19

20 **SUP. BURKE, CHAIR:** WE CERTAINLY WANT TO THANK FELIX JAMISON
21 FOR BEING HERE WITH US TODAY, AND HE IS A RESIDENT OF THE
22 SECOND DISTRICT AND HAS LIVED THERE FOR A NUMBER OF YEARS,
23 SOMETHING LIKE 50 YEARS HE LIVED IN THE SECOND DISTRICT. HE'S
24 FROM POST NUMBER 273 OF THE AMERICAN LEGION, HE'S A COMMANDER.
25 HE SERVED IN THE SERVICE FROM 1940 TO '47 AS A MASTER SERGEANT



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1 IN THE UNITED STATES ARMY. HE WAS IN A QUARTERMASTER CORPS
2 ASIATIC PACIFIC AND THE PHILIPPINES, HE EARNED THE GOOD
3 CONDUCT MEDAL, AMERICAN DEFENSE MEDAL, AMERICAN CAMPAIGN
4 MEDAL, ASIATIC PACIFIC MEDAL AND TWO STARS -- WITH TWO STARS.
5 HE WON THE WORLD WAR II VICTORY MEDAL, PHILIPPINE LIBERATION
6 MEDAL, NATIONAL DEFENSE SERVICE MEDAL. HE IS A FORMER EMPLOYEE
7 OF THE DEPARTMENT OF WATER AND POWER AND ELECTRICAL, MECHANIC.
8 ARE YOU STILL WORKING FOR WATER AND POWER?

9

10 **FELIX JAMISON:** RETIRED.

11

12 **SUP. BURKE, CHAIR:** HE'S RETIRED NOW FROM WATER AND POWER. HE
13 HAS SIX CHILDREN. AND HIS COLLEGE WAS FROM SOUTHERN UNIVERSITY
14 AND SPALDING BUSINESS COLLEGE. CONGRATULATIONS. THANK YOU FOR
15 BEING HERE. [APPLAUSE]

16

17 **SUP. YAROSLAVSKY:** MADAM CHAIR, WE WERE LED IN THE INVOCATION
18 THIS MORNING BY SUMANA BARUA, WHO IS THE RESIDENT MONK OF THE
19 WAT THAI OF LOS ANGELES LOCATED IN NORTH HOLLYWOOD,
20 CALIFORNIA. AT THE AGE OF 13 HE BECAME A NOVICE MONK AND
21 SUBSEQUENTLY BECAME AN ORDAINED MONK IN 1978. HE GRADUATED
22 FROM BUDDHIST UNIVERSITY IN 1986 AND THEN IN 1988 HE CAME TO
23 THE UNITED STATES FROM THAILAND TO SERVE AS THE RESIDENT MONK
24 OF WAT THAI. PRESENTLY HE SERVES AS A MEMBER OF THE INTER-
25 RELIGIOUS COUNCIL, AND THE BUDDHIST SUNGHA COUNCIL. WE ARE



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1 DELIGHTED TO HAVE YOU HERE AND THANK YOU FOR THAT VERY
2 BEAUTIFUL PRAYER THIS MORNING. [APPLAUSE]

3

4 **SUP. BURKE, CHAIR:** WOULD YOU LIKE TO --

5

6 **CLERK VARONA-LUKENS:** THANK YOU, MADAM CHAIR AND MEMBERS OF THE
7 BOARD.

8

9 **SPEAKER:** [INAUDIBLE]

10

11 **CLERK VARONA-LUKENS:** I'LL ANNOUNCE THE ITEMS TO BE HELD AND
12 THEN WE'LL GO THROUGH ADMINISTRATIVE MATTERS AND WE'LL TAKE UP
13 THE PUBLIC HEARING ITEMS AFTER THE BOARD'S PRESENTATIONS. SO,
14 BEGINNING ON PAGE 3, ON ITEM CS-4, THE COUNTY COUNSEL REQUESTS
15 THAT THE ITEM BE TAKEN OFF CALENDAR.

16

17 **SUP. BURKE, CHAIR:** THE MATTER WILL BE OFF CALENDAR.

18

19 **CLERK VARONA-LUKENS:** ON PAGE 7, ON ITEM NUMBER 10, AS NOTED ON
20 THE AGENDA, SUPERVISOR ANTONOVICH REQUESTS THE ITEM BE
21 CONTINUED WITHOUT DISCUSSION TO OCTOBER 28, 2003.

22

23 **SUP. YAROSLAVSKY:** WHAT ITEM?

24

25 **CLERK VARONA-LUKENS:** NUMBER 10.



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1

2 **SUP. BURKE, CHAIR:** WITHOUT OBJECTION, ITEM NUMBER 10 WILL BE
3 CONTINUED TO OCTOBER 28TH AT 9:30.

4

5 **CLERK VARONA-LUKENS:** ADMINISTRATIVE MATTERS, BOARD OF
6 SUPERVISORS, ITEMS 12 THROUGH 18, I HAVE THE FOLLOWING
7 REQUEST. ON ITEM NUMBER 13, SUPERVISOR KNABE WOULD LIKE TO
8 AMEND THAT MOTION ON THE SECOND TO THE LAST LINE, WHERE IT
9 SAYS 'AND TO ENACT SUCH LEGISLATION WHICH WOULD REQUIRE THE
10 DISCLOSURE OF SERIOUS SEX OFFENDERS AND HIGH-RISK OFFENDERS,
11 OF EXACT WORK AND RESIDENTIAL ADDRESS.' SO THAT AMENDMENT IS
12 ALSO INCLUDED WITH ITEM 13.

13

14 **SUP. BURKE, CHAIR:** ALL RIGHT, SUPERVISOR KNABE MAKES THAT
15 AMENDMENT, AND WITH THAT, HE MOVES ITEM 13. WE'RE HOLDING ITEM
16 15 AND 16, IS THAT CORRECT?

17

18 **CLERK VARONA-LUKENS:** YES, WE'RE GOING TO HOLD ITEM 15 FOR
19 SUPERVISOR YAROSLAVSKY AND WE'RE GOING TO HOLD ITEM 16 FOR
20 ADRIENNE FOLEY, AND THEN THE REMAINDER ARE BEFORE YOU.

21

22 **SUP. BURKE, CHAIR:** OH AND NUMBER 19-- OH I'M SORRY. OKAY. ON
23 THE REMAINDER, MOVED BY KNABE AS AMENDED, SECONDED BY
24 YAROSLAVSKY, WITHOUT OBJECTION, SO ORDERED.

25



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1 **CLERK VARONA-LUKENS:** HEALTH SERVICES. ON ITEM 19, SUPERVISOR
2 BURKE REQUESTS A ONE-WEEK CONTINUANCE.

3

4 **SUP. YAROSLAVSKY:** I'D LIKE TO ASK THAT WE TAKE THIS INTO
5 CLOSED SESSION TODAY, AND THEN WE CAN CONTINUE IT BUT I'D --

6

7 **SUP. BURKE, CHAIR:** ALL RIGHT. BE PLACED IN CLOSED SESSION.

8

9 **SPEAKER:** WHICH ITEM?

10

11 **CLERK VARONA-LUKENS:** ITEM 19.

12

13 **SUP. BURKE, CHAIR:** OH 19.

14

15 **CLERK VARONA-LUKENS:** OKAY, PUBLIC WORKS, ITEM 20.

16

17 **SUP. BURKE, CHAIR:** MOVED BY ANTONOVICH, SECONDED BY MOLINA.
18 WITHOUT OBJECTION, SO ORDERED.

19

20 **CLERK VARONA-LUKENS:** SANITATION DISTRICT. ON ITEM 21,
21 SUPERVISOR YAROSLAVSKY REQUESTS A ONE-WEEK CONTINUANCE.

22

23 **SUP. BURKE, CHAIR:** WITHOUT OBJECTION, 21 WILL BE CONTINUED FOR
24 ONE WEEK.

25



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1 **CLERK VARONA-LUKENS:** ORDINANCE FOR ADOPTION, ITEM 22.

2

3 **SUP. BURKE, CHAIR:** MOVED BY MOLINA, SECONDED BY YAROSLAVSKY.
4 WITHOUT OBJECTION, SO ORDERED.

5

6 **CLERK VARONA-LUKENS:** A SEPARATE MATTER. ON ITEM 23, WE'LL HOLD
7 THAT FOR REPORT. BUDGET MATTER, ON ITEM 24, THE CHIEF
8 ADMINISTRATIVE OFFICER REQUESTS A ONE-WEEK CONTINUANCE.

9

10 **SUP. BURKE, CHAIR:** WITHOUT OBJECTION, THAT MATTER WILL BE
11 CONTINUED FOR ONE WEEK.

12

13 **CLERK VARONA-LUKENS:** MISCELLANEOUS, ADDITIONS TO THE AGENDA
14 REQUESTED BY BOARD MEMBERS AND THE CHIEF ADMINISTRATIVE
15 OFFICER, WHICH WERE POSTED MORE THAN 72 HOURS IN ADVANCE OF
16 THE MEETING, AS INDICATED ON THE GREEN SUPPLEMENTAL AGENDA.
17 ITEM 25-A.

18

19 **SUP. BURKE, CHAIR:** THAT'S MOVED BY ANTONOVICH, SECONDED BY
20 KNABE. WITHOUT OBJECTION, SO ORDERED.

21

22 **CLERK VARONA-LUKENS:** AND THAT COMPLETES THE READING OF THE
23 AGENDA. BOARD OF SUPERVISORS' SPECIAL ITEMS BEGIN WITH
24 SUPERVISORIAL DISTRICT NUMBER 4.

25



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1 **SUP. YAROSLAVSKY:** MADAM CHAIR, IF I COULD JUST -- ON ITEM 19,
2 IF WE COULD ASK -- MAKE SURE THAT DR. GARTHWAITE OR MR. LEAF,
3 OR BOTH OF THEM ALSO BE AT THE CLOSED SESSION.

4

5 **SUP. BURKE, CHAIR:** PARDON ME? ON 19?

6

7 **SUP. YAROSLAVSKY:** ON 19, I JUST WANT THE DEPARTMENT --

8

9 **SUP. BURKE, CHAIR:** THEM TO BE IN?

10

11 **SUP. YAROSLAVSKY:** THAT THEY BE HERE.

12

13 **SUP. BURKE, CHAIR:** ALL RIGHT.

14

15 **SUP. YAROSLAVSKY:** I DON'T KNOW IF THEY ARE HERE BUT OKAY.

16

17 **SUP. BURKE, CHAIR:** ON 19 YOU'D LIKE FOR THEM TO BE HERE.

18 SUPERVISOR KNABE? OH, WE HAVE THE CONSUL-GENERAL. SHOULD WE DO
19 THAT FIRST?

20

21 **SUP. KNABE:** OKAY, GO AHEAD.

22

23 **SUP. BURKE, CHAIR:** VERY NICE TO MEET YOU. TODAY WE'RE
24 WELCOMING KOREA'S NEW CONSUL-GENERAL, THE HONORABLE LEE YUN
25 BOK TO LOS ANGELES COUNTY. CONSUL-GENERAL LEE GRADUATED FROM



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1 HANKUK UNIVERSITY OF FOREIGN STUDIES WITH A DEGREE IN ENGLISH
2 AND EARNED A GRADUATE DEGREE IN PUBLIC ADMINISTRATION FROM
3 SEOUL NATIONAL UNIVERSITY. HIS FIRST OVERSEAS POSTING WAS AT
4 THE KOREAN CONSULATE GENERAL IN SAN FRANCISCO IN 1977. HE IS
5 TRULY A WORLD TRAVELER WITH ASSIGNMENTS IN KOREA'S EMBASSIES
6 IN UGANDA, UNITED KINGDOM, INDONESIA, NETHERLANDS. HE SERVED
7 AS AMBASSADOR TO TRINIDAD AND TOBAGO IN 1997 AND '98 AND
8 AMBASSADOR TO KUWAIT FOR THREE YEARS ENDING IN 2001. OVERSEAS
9 POSTINGS WERE INTERSPERSED WITH INCREASINGLY MORE IMPORTANT
10 JOBS IN SEOUL IN THE MINISTRY OF FOREIGN AFFAIRS. CONSUL-
11 GENERAL LEE HAS BEEN A LONG-TIME -- IT'S BEEN A LONG TIME
12 SINCE HE WAS POSTED IN CALIFORNIA, AND THERE'S BEEN A LOT OF
13 CHANGE SINCE 1977, BUT WE ARE PLEASED TO WELCOME YOU TO LOS
14 ANGELES AND VERY HONORED THAT SUCH A HIGH-RANKING PERSON WOULD
15 BE SELECTED TO BE HERE IN LOS ANGELES AND WE KNOW THAT YOU'LL
16 ENJOY LIVING IN SOUTHERN CALIFORNIA, WE HAVE A VERY LARGE
17 KOREAN COMMUNITY. I THINK THAT ONE-THIRD OF THE KOREAN
18 COMMUNITY LIVES IN CALIFORNIA, AND CERTAINLY IN LOS ANGELES,
19 WE'D HAVE A VERY DISTINGUISHED COMMUNITY. PLEASE ACCEPT THIS
20 PLAQUE WITH THE COUNTY SEAL TO COMMEMORATE YOUR APPOINTMENT AS
21 A TOKEN OF OUR ESTEEM. [APPLAUSE]

22

23 **SUP. BURKE, CHAIR:** LET ME GET THIS MICROPHONE SET BETTER FOR
24 YOU.

25



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1 **CONSUL-GENERAL:** HONORABLE YVONNE BURKE, MADAM CHAIRPERSON
2 BOARD OF SUPERVISORS, THE HONORABLE MEMBER, THE SUPERVISORS,
3 LADIES AND GENTLEMEN, THANK YOU VERY MUCH FOR YOUR KIND WORDS
4 AND THIS BEAUTIFUL AS WELL AS MEANINGFUL PLAQUE FOR ME. IT'S
5 INDEED MY GOOD PLEASURE AND HONOR TO BE HERE THIS MORNING
6 BEFORE BOARD OF MEETINGS AND ALL OF THE CITIZENS OF THIS GREAT
7 COUNTY OF LOS ANGELES. I'D LIKE TO EXPRESS MY SINCERE
8 GRATITUDE TO LOS ANGELES COUNTY FOR WELCOMING ME THIS MORNING
9 AND COMMEMORATING MY APPOINTMENT AS CONSUL-GENERAL OF KOREA IN
10 LOS ANGELES COUNTY. AS YOU ARE AWARE, THE LOS ANGELES COUNTY
11 IS HOME TO THE LARGEST KOREAN COMMUNITY OUTSIDE OF KOREA. I'M
12 CONFIDENT THAT THE CURRENT COMMUNITY WILL GREATLY CONTRIBUTE
13 TO THE DEVELOPMENT AND PROSPERITY OF LOS ANGELES COUNTY AND
14 WILL BE INTEGRATED INTO THE AMERICAN MAINSTREAM SOCIETY IN THE
15 NEAR FUTURE. AS THE CONSUL-GENERAL OF THE REPUBLIC KOREA, I
16 ASSURE YOU THAT I'LL DO MY BEST DURING MY MISSION HERE TO
17 FURTHER STRENGTHEN THE FRIENDLY RELATIONSHIP BETWEEN OUR TWO
18 COUNTRIES, ESPECIALLY BETWEEN LOS ANGELES COUNTY AND KOREA AND
19 TO ENHANCE THE COMMON PROSPERITY OF OUR TWO PEOPLES. IT'S MY
20 SINCERE HOPE THAT MY MISSION WILL BE BENEFITED FROM SUPPORT
21 AND COOPERATION OF LOS ANGELES COUNTY. THANK YOU SO MUCH. [
22 APPLAUSE]

23

24 **SUP. BURKE, CHAIR:** THANK YOU, THANK YOU. [MIXED VOICES]

25



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1 **SUP. BURKE, CHAIR:** SUPERVISOR KNABE?

2

3 **SUP. KNABE:** MADAM CHAIR AND MEMBERS OF THE BOARD. BEFORE I DO
4 MY FIRST PRESENTATION I'D LIKE TO WELCOME ONE INDIVIDUAL, A
5 SPECIAL GUEST THAT WE HAVE DOWN HERE, HE CAME DOWN, HE'S BEEN
6 VERY ACTIVE OBVIOUSLY IN THE MAGONSOL ISSUE, BUT FORMER COUNTY
7 SUPERVISOR OF ORANGE COUNTY, THE HONORABLE TODD SPITSER AND
8 NOW A MEMBER OF THE STATE ASSEMBLY AND I APPRECIATE TODD
9 COMING DOWN TODAY AND APPRECIATE ALL HE'S DOING AND I KEEP
10 REMINDING HIM REMEMBER, YOU USED TO BE A COUNTY SUPERVISOR, SO
11 COUNTIES NEED MONEY OUT OF THE STATE BUDGET, SO ANYWAY,
12 WELCOME.

13

14 **TODD SPITSER:** THANK YOU VERY MUCH. [APPLAUSE]

15

16 **SUP. KNABE:** I'D LIKE TO ASK VIJAY -- I'M GOING TO TRY THIS,
17 VIJAY, I'VE BEEN WORKING REALLY HARD ON THIS, YANAMADALA, AND
18 HIS FAMILY, HIS MOM AND DAD, ALSO WE HAVE WITH US THE MAYOR OF
19 THE CITY OF PALOS VERDES ESTATES, THE PRESIDENT, FRED
20 MOCKENBACK, JIM GOODHART, THE PRESIDENT OF THE UNIFIED SCHOOL
21 OF THE BOARD OF EDUCATION, GABRIELA HOLT, A MEMBER OF THE
22 BOARD OF EDUCATION, THE SUPERINTENDENT OF THE PALOS VERDES
23 UNIFIED SCHOOL DISTRICT, IRA TOBIN, KELLY JOHNSON, THE
24 PRINCIPAL OF PALOS VERDES PENINSULA HIGH SCHOOL, MARYANNA
25 MCMULLEN, RETIRED TEACHER OF P.V. HIGH SCHOOL. AS I SAID, IT



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1 GIVES ME GREAT PLEASURE TO CALL VIJAY FORWARD. HE IS A RECENT
2 GRADUATE OF THE PALOS VERDES PENINSULA HIGH SCHOOL AND IS
3 BEING HONORED THIS MORNING FOR BEING NAMED AS THE CALIFORNIA
4 STATE SCIENCE FAIR STUDENT OF THE YEAR. THE 2003 CALIFORNIA
5 STATE SCIENCE FAIR WAS HELD LAST MAY AT THE CALIFORNIA SCIENCE
6 CENTER HERE IN LOS ANGELES COUNTY. THERE WERE 943 PARTICIPANTS
7 FROM 387 SCHOOLS THROUGHOUT THE STATE COMPETING FOR OVER
8 \$50,000 IN SCHOLARSHIPS. VIJAY RECEIVED THE TOP STUDENT AWARD
9 FOR HIS PROJECT ENTITLED, COME HERE VIJAY. [LIGHT LAUGHTER]

10

11 **SUP. KNABE:** COME HERE I WANT YOU -- YOUR PROJECT IS?

12

13 **VIJAY:** UTROPHICATION CONTROL WITH ION EXCHANGE FILTERS AND
14 ACCELERATED DENITRIFICATION IN FRESH WATER.

15

16 **SUP. KNABE:** ALL RIGHT, GOOD. [APPLAUSE]

17

18 **SUP. KNABE:** AND TO THINK, I JUST DRINK IT AND MAKE ICE. BUT IN
19 LAYMAN'S TERM, THIS PROJECT REMOVES PHOSPHATE AND NITRATES
20 FROM FRESH WATER ECO- SYSTEMS. MR. PETER STARODUB HAD TO SERVE
21 AS VIJAY'S FACULTY ADVISOR ON THIS PROJECT. THE PROJECT WAS
22 USED IN THE CITY OF TORRANCE AT THE MADRANA MARSH AND IN
23 MOSHADO LAKE IN HARBOR CITY TO RAISE THE QUALITY OF WATER IN
24 THOSE ECOSYSTEMS TO SATISFY FEDERAL E.P.A. STANDARDS. THE CITY
25 OF TORRANCE IS CONSTRUCTING A FILTER BASED ON VIJAY'S DESIGN



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1 FOR PERMANENT USE IN MADRANA MARSH. VIJAY WILL BE STUDYING
2 BIOCHEMISTRY AT HARVARD UNIVERSITY THIS COMING FALL AND HE
3 PLANS TO USE HIS PROJECT TO ASSIST WITH DECONTAMINATING LAKES
4 NEAR BOSTON. VIJAY, ON BEHALF OF MY COLLEAGUES AND THE BOARD
5 OF SUPERVISORS, AND ALL THE CITIZENS OF THIS GREAT COUNTY AND
6 STATE, WE WANT TO CONGRATULATE YOU AS NOT ONLY THE SCIENCE
7 STUDENT OF THE YEAR, BUT OBVIOUSLY, WITH YOUR PARTICULAR
8 PROJECT, THE LONG-TERM BENEFITS FOR PROJECTS LIKE THIS FOR ALL
9 PEOPLE ON BEHALF OF SAVING OUR ECOSYSTEMS AND MAKING THE WATER
10 SAFER AND BETTER FOR EVERYONE TO BE CONGRATULATED. WE WANT TO
11 WISH YOU THE BEST OF LUCK IN COLLEGE AND HOPE TO HAVE YOU BACK
12 HERE SOME DAY WITH SOME GREAT PATENT THAT I'LL BE ABLE TO
13 PRONOUNCE. [LAUGHTER AND APPLAUSE]

14

15 **SUP. KNABE:** GO AHEAD TEACHER, OKAY, DO YOU WANT TO HEAR FROM
16 THE PRINCIPAL, ALL RIGHT, THEY'RE JUST DOWN HERE TO SUPPORT,
17 GREAT JOB, VIJAY. THANK YOU VERY MUCH. [APPLAUSE]

18

19 **SUP. BURKE, CHAIR:** SUPERVISOR ANTONOVICH, DO YOU HAVE ANY
20 PRESENTATIONS? [LAUGHTER]

21

22 **SUP. ANTONOVICH:** OKAY. WE HAVE A LITTLE KITTY CAT. THIS IS
23 CHEVY, WHO'S LOOKING FOR A HOME, AND IT'S A DOMESTIC SHORT
24 HAIR MIX. IF ANYBODY AT HOME WOULD LIKE TO ADOPT CHEVY, THE
25 AREA -- THE TELEPHONE NUMBER IS 562-728-4644, SEE CHEVY?



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1

2 **GIRL:** OH.

3

4 **SUP. ANTONOVICH:** NO, NO BE NICE.

5

6 **GIRL:** OH.

7

8 **SUP. ANTONOVICH:** OH. [MIXED VOICES]

9

10 **SUP. BURKE, CHAIR:** SUPERVISOR MOLINA DO YOU HAVE -- SUPERVISOR
11 ANTONOVICH, YOU DON'T HAVE ANY OTHER PRESENTATIONS DO YOU? ALL
12 RIGHT. SUPERVISOR MOLINA, DO YOU HAVE PRESENTATIONS? SHE DOES
13 NOT? ALL RIGHT. I HAVE -- YOU WANT THE KITTY? ALL HE HAS TO DO
14 IS JUST GIVE YOU THE KITTY.

15

16 **SUP. ANTONOVICH:** YVONNE'LL GET HER AND SHE'LL COME HERE AND
17 VISIT US.

18

19 **SUP. BURKE, CHAIR:** I HAVE TWO KITTIES. TELL YOUR DAD I HAVE
20 TWO KITTIES.

21

22 **SUP. YAROSLAVSKY:** YEAH COME ON MIKE.

23

24 **SUP. ANTONOVICH:** SO YOU DESERVE KITTIES, TOO. [LAUGHTER]

25



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1 **SUP. BURKE, CHAIR:** TODAY WE ARE HONORING ONE OF OUR COUNTY
2 LIBRARY MANAGERS --

3

4 **SUP. YAROSLAVSKY:** DON'T BE A SCROOGE MIKE. HOW ABOUT A DOG?

5

6 **SUP. BURKE, CHAIR:** THAT'S RIGHT. I HAVE A DOG AND TWO KITTIES,
7 CHRISTINA, DID YOU KNOW THAT? TODAY, WE'RE HONORING ONE OF OUR
8 COUNTY LIBRARY MANAGERS, PENNY MARKEY, WHO IS COORDINATOR OF
9 YOUTH SERVICES AT THE LIBRARY AND WHO HAS RECEIVED A
10 PRESTIGIOUS NATIONAL AWARD FROM THE AMERICAN LIBRARY
11 ASSOCIATION, THE 2003 GROLIER AWARD. THIS AWARD WAS GIVEN TO
12 PENNY TO HONOR HER INNOVATION AND LEADERSHIP IN LIBRARY
13 SERVICES TO CHILDREN. THE GROLIER AWARD GOES TO A LIBRARIAN
14 WHOSE UNUSUAL CONTRIBUTION TO THE STIMULATION AND GUIDANCE OF
15 READING BY CHILDREN AND YOUNG PEOPLE EXEMPLIFIES OUTSTANDING
16 ACHIEVEMENT IN THE PROFESSION. PENNY IS A MANHATTAN BEACH
17 RESIDENT AND SHE WAS RECOGNIZED BY HER PEERS IN LIBRARIANSHIP
18 AS A LEADER AND INNOVATOR IN SERVICES TO CHILDREN. AMONG HER
19 INNOVATIVE PROGRAMS ARE PARTNERSHIPS WITH THE LOS ANGELES
20 DODGERS, DREAMWORKS STUDIO, THE LOS ANGELES TIMES READING BY
21 PROGRAM, AND MOST RECENTLY WITH THE L.A. GALAXY. ALL OF THESE
22 PARTNERSHIPS PROVIDE READING INCENTIVES AND MOTIVATIONAL
23 ACTIVITIES FOR THOUSANDS OF CHILDREN AND FAMILIES IN L.A.
24 COUNTY. SUPERVISOR KNABE, I KNOW THAT YOU WOULD LIKE TO ADD
25 SOME THINGS TO THIS.



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1

2 **SUP. KNABE:** WELL I JUST WANTED TO JUST ADD MY PERSONAL
3 CONGRATULATIONS TO PENNY AND WE ACTUALLY GOT TO DANCE TOGETHER
4 AT A LITTLE PRESENTATION DOWN AT THE MANHATTAN BEACH LIBRARY,
5 BUT SHE -- HER INNOVATION, HER SPIRIT ABOUT LITERACY AND
6 READING AND SUPPORTING AND BEING A POSITIVE INFLUENCE ON THESE
7 CHILDREN'S LIVES IS TO BE COMMENDED, AND I JUST WANT TO SAY A
8 HEARTFELT THANKS IN THIS AWARD. WELL DESERVED. [APPLAUSE]

9

10 **PENNY MARKEY:** THANK YOU, SUPERVISOR KNABE AND SUPERVISOR
11 BURKE, THANK YOU ALL FOR THIS HONOR. IT IS WONDERFUL TO BE
12 HERE, IT'S A GREAT HONOR TO BE RECOGNIZED BY YOUR PEERS FOR
13 THE WORK THAT YOU DO, BUT IT'S A BETTER HONOR, IT'S A GREAT
14 HONOR TO HAVE BEEN ABLE TO WORK WITH THE STAFF OF THE COUNTY
15 LIBRARY ALL THESE YEARS IN CREATING WONDERFUL PROGRAMS FOR
16 CHILDREN AS WELL AS WORKING WITH MY COLLEAGUES THROUGHOUT THE
17 COUNTY IN SUPPORT OF CHILDREN AND FAMILIES. THANK YOU FOR THE
18 AWARD AND THANKS TO YOU, BOARD OF SUPERVISORS, FOR YOUR
19 ONGOING SUPPORT FOR THE PUBLIC LIBRARY AND OUR WORK WITH
20 CHILDREN AND FAMILIES. THANK YOU. [APPLAUSE].

21

22 **MARGARET DONNELLAN TODD, LIBRARIAN:** I REALLY CAN'T ADD MUCH
23 MORE EXCEPT TO ALSO EXPRESS THAT PENNY NOT ONLY SHARES HER
24 ABILITIES WITH THE COUNTY LIBRARIES, BUT SHE WORKS SO WELL
25 WITH ALL THE JURISDICTIONS WITHIN LOS ANGELES COUNTY TO ENSURE



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1 THAT CHILDREN GROW UP TO BE READERS AND ARE SUCCESSFUL IN
2 THEIR LIFE. THANK YOU PENNY. [MIXED VOICES]

3

4 **CLERK VARONA-LUKENS:** OKAY, MADAM CHAIR, I'M GOING TO ASK ALL
5 THOSE WHO PLAN TO TESTIFY ON ANY OF THE PUBLIC HEARING ITEMS
6 TO PLEASE STAND AND RAISE YOUR RIGHT HAND TO BE SWORN IN. [
7 ADMINISTERING OATH]

8

9 **CLERK VARONA-LUKENS:** THANK YOU. PLEASE BE SEATED. SO WE HAVE
10 ITEM NUMBER 1.

11

12 **NICHOLAS AGBOBU:** MY NAME IS NICHOLAS AGBOBU. OKAY, MY NAME IS
13 NICOLAS --.

14

15 **SUP. BURKE, CHAIR:** ALL RIGHT.

16

17 **CLERK VARONA-LUKENS:** OKAY. SO I'LL READ THAT INTO THE RECORD.
18 ON ITEM NUMBER 1, HEARING TO CONSIDER THE SEWER SERVICE CHARGE
19 ANNUAL REPORT FOR THE CONSOLIDATED SEWER MAINTENANCE DISTRICT
20 CHARGE FOR THE ANETA ZONE OF THE CONSOLIDATED SEWER
21 MAINTENANCE DISTRICT AND FOR THE TOPANGA ZONE CONSOLIDATED
22 SEWER MAINTENANCE DISTRICT, AND WE HAVE NO WRITTEN PROTESTS,
23 MADAM CHAIR.

24

25 **SUP. BURKE, CHAIR:** ALL RIGHT.



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1
2 **NICHOLAS AGBOBU:** MY NAME IS NICHOLAS AGBOBU, AND I'M THE
3 SENIOR CIVIL ENGINEER FOR THE DEPARTMENT OF PUBLIC WORKS. I AM
4 FAMILIAR WITH THESE PROCEEDINGS TO ADOPT THE ANNUAL SEWER
5 SERVICE CHARGE FOR THE CONSOLIDATED SEWER MAINTENANCE DISTRICT
6 AND THE MARINA SEWER MAINTENANCE DISTRICT AND TO OBTAIN ANNUAL
7 DISTRICT-WIDE SEWER SERVICE CHARGES AND TO COLLECT THOSE
8 CHARGES ON THE TAX ROLL AND TO REDUCE THE ADDITIONAL ANNUAL
9 ZONE SEWER SERVICE CHARGE FOR THE TOPANGA ZONE AND ANETA ZONE
10 AND TO IMPOSE A PREVIOUSLY-APPROVED INCREASED ADDITIONAL
11 ANNUAL SEWER SERVICE CHARGE IN THE MALIBU'S ZONE. THE ANNUAL
12 SEWER SERVICE CHARGES WILL OTHERWISE REMAIN AT THEIR EXISTING
13 FISCAL YEAR 2002/2003 LEVELS. THE REPORT ON THESE SEWER
14 SERVICE CHARGES WAS PREPARED IN MY OFFICE AND IN MY DIRECTION
15 -- UNDER MY DIRECTION PLEASE, IN MY OPINION, IT IS NECESSARY
16 TO RETAIN THE ANNUAL SEWER -- ANNUAL DISTRICT-WIDE SEWER
17 SERVICE CHARGES IN THE COUNTY SEWER MAINTENANCE DISTRICT AT
18 THEIR EXISTING LEVELS WITH THE EXCEPTION OF REDUCTIONS IN THE
19 TOPANGA AND ANETA ZONES AND THE PREVIOUSLY APPROVED INCREASE
20 IN THE MALIBU ZONE. IN MY OPINION, IT IS IN THE PUBLIC
21 INTEREST TO COLLECT ALL SEWER SERVICE CHARGES WITHIN THE
22 COUNTY SEWER MAINTENANCE DISTRICT AND THE TAX ROLL BECAUSE IT
23 PROVIDES FOR THE MOST ORDERLY COLLECTION OF SUCH CHARGES FROM
24 AFFECTED PROPERTY OWNERS. IN MY OPINION, THE CHARGES HAVE BEEN
25 FAIRLY IMPOSED. WE'VE RECEIVED NO WRITTEN PROTESTS.



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1

2 **SUP. BURKE, CHAIR:** WE'VE RECEIVED NO PROTESTS. IS THERE ANYONE
3 WHO WISHES TO TESTIFY ON THIS ITEM? HEARING NONE, THERE IS NO
4 BALLOT ON THIS, SO IT'S MOVED BY YAROSLAVSKY, SECONDED BY
5 KNABE. WITHOUT OBJECTION, SO ORDERED.

6

7 **CLERK VARONA-LUKENS:** OKAY, ITEM NUMBER 2, HEARING ON
8 ANNEXATION OF TERRITORY INTO COUNTY LANDSCAPING AND LIGHTING
9 ACT L.L.A. DISTRICT NUMBER 4 AS ZONE NUMBER 76 TESORO ADOBE
10 PARK AND THE LEVYING FOR LANDSCAPE AND PARK MAINTENANCE
11 SERVICES. WE HAVE NO WRITTEN PROTESTS, MADAM CHAIR.

12

13 **SUP. BURKE, CHAIR:** IS THERE A STAFF STATEMENT?

14

15 **RUTH ROESS:** MY NAME IS RUTH ROESS, AND I AM THE ADMINISTRATOR
16 OF SPECIAL DISTRICTS FOR THE DEPARTMENT OF PARKS AND
17 RECREATION. I AM FAMILIAR WITH THESE PROCEEDINGS FOR THE
18 ANNEXATION OF TERRITORY INTO L.L.A. DISTRICT NUMBER 4, ZONE
19 NUMBER 76, TESORO ADOBE PARK AND TO LEVY AND COLLECT
20 ASSESSMENTS IN THE PROPOSED ANNEXATION AREA. THE PROPOSED
21 ASSESSMENT IS \$57 PER EQUIVALENT DWELLING UNIT. IN MY OPINION,
22 ALL OF THE TERRITORY WITHIN THE PROPOSED ANNEXATION AREA WILL
23 BE BENEFITED BY THE SERVICES TO BE PROVIDED AND THE PROPOSED
24 ASSESSMENT HAS BEEN SPREAD IN PROPORTION TO THE BENEFITS TO BE
25 RECEIVED. ALTHOUGH WE DO NOT KNOW THE EXTENT OF ANY PROTESTS



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1 WITH REGARD TO THE PROPOSED ASSESSMENT BECAUSE THE BALLOTS
2 CANNOT BE OPENED UNTIL AFTER THE HEARING IS CLOSED, WE ARE
3 UNAWARE OF ANY PROTEST TO THE PROPOSED ASSESSMENTS.

4

5 **SUP. BURKE, CHAIR:** ALL RIGHT. THE COUNTY COUNSEL, PLEASE.

6

7 **RICHARD WEISS:** MADAM CHAIR, IT WOULD BE APPROPRIATE TO TAKE
8 ANY TESTIMONY FROM THE AUDIENCE.

9

10 **SUP. BURKE, CHAIR:** IS THERE ANYONE WHO WISHES TO SPEAK ON THIS
11 ITEM? HEARING NONE, THE PUBLIC HEARING SHOULD BE CLOSED AND
12 THE MATTER SHOULD BE TABLED UNTIL LATER IN THE MEETING SO THAT
13 THE CLERK OF THE BOARD CAN TABULATE THE ASSESSMENT BALLOTS. SO
14 WE'LL COME BACK TO THIS ITEM AT THE END OF THE MEETING.

15

16 **CLERK VARONA-LUKENS:** NUMBER 3, HEARING ON ANNEXATION OF
17 TERRITORY INTO COUNTY VALENCIA AREA WIDE L.L.A. DISTRICT
18 NUMBER ONE AS ANNEXATION B PLUM/WHITE'S CANYON AND THE LEVYING
19 OF AN ANNUAL ASSESSMENT FOR LANDSCAPE AND PARK MAINTENANCE
20 SERVICES. WE HAVE NO WRITTEN PROTESTS, MADAM CHAIR.

21

22 **SUP. BURKE, CHAIR:** THE STAFF, PLEASE .

23

24 **RUTH ROESS:** MY NAME IS RUTH ROESS AND I'M THE ADMINISTER OF
25 SPECIAL DISTRICTS FOR THE DEPARTMENT OF PARKS AND RECREATION.



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1 I'M FAMILIAR WITH THESE PROCEEDINGS FOR THE ANNEXATION OF
2 TERRITORY INTO LANDSCAPING L.L.A. DISTRICT NUMBER ONE IN THE
3 PLUM/WHITE'S CANYON AREA AND TO LEVY AND COLLECT ASSESSMENTS
4 IN THE PROPOSED AREA. THE PROPOSED ASSESSMENT IS \$12.05 PER
5 EQUIVALENT DWELLING UNIT. IN MY OPINION, ALL OF THE TERRITORY
6 WITHIN THE PROPOSED ANNEXATION AREA WILL BE BENEFITED BY THE
7 SERVICES TO BE PROVIDED AND THE PROPOSED ASSESSMENT HAS BEEN
8 SPREAD IN PROPORTION TO THE BENEFITS TO BE RECEIVED. ALTHOUGH
9 WE DO NOT KNOW THE EXTENT OF ANY PROTESTS WITH REGARD TO THE
10 PROPOSED ASSESSMENT BECAUSE THE BALLOTS CANNOT BE OPENED UNTIL
11 AFTER THIS HEARING IS CLOSED, WE ARE UNAWARE OF ANY PROTESTS
12 TO THE PROPOSED ASSESSMENT.

13

14 **SUP. BURKE, CHAIR:** IT WOULD BE APPROPRIATE AT THIS TIME TO
15 TAKE PUBLIC TESTIMONY. IS THERE ANYONE WHO HAS INDICATED THEY
16 WISH TO SPEAK ON THIS ITEM? PURSUANT TO REQUIREMENTS OF
17 PROPOSITION 218? ALL RIGHT. THEN IT'S BEEN MOVED BY KNABE AND
18 SECONDED BY YAROSLAVSKY THAT THE HEARING BE CLOSED AND THAT
19 THE MATTER SHOULD BE TABLED UNTIL LATER IN THE MEETING SO THE
20 CLERK OF THE BOARD CAN TABULATE THE ASSESSMENT BALLOTS. SO
21 WE'LL PUT THIS OVER UNTIL LATER IN THE MEETING.

22

23 **CLERK VARONA-LUKENS:** NUMBER 4, HEARING ON ANNEXATION OF
24 APPROVED TENTATIVE SUBDIVISION TERRITORIES TO COUNTY LIGHTING
25 MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT L.L.A.-



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1 1, UNINCORPORATED ZONE, AND THE LEVYING OF ANNUAL ASSESSMENTS
2 FOR STREET LIGHTING PURPOSES. WE HAVE NO WRITTEN PROTESTS,
3 MADAM CHAIR.

4

5 **SUP. BURKE, CHAIR:** IS THERE ANYONE HERE WHO WISHES TO SPEAK ON
6 THIS ITEM? WE'LL HEAR FROM THE STAFF FIRST.

7

8 **BALMAN HAJIALIAKBAR:** MY NAME IS BALMAN HAJIALIAKBAR, AND I'M
9 THE SENIOR CIVIL ENGINEER FOR THE DEPARTMENT OF PUBLIC WORKS.
10 I'M FAMILIAR WITH THESE PROCEEDINGS FOR ANNEXATION OF THE 20
11 TENTATIVE SUBDIVISION AREAS IDENTIFIED IN THE BOARD LETTER TO
12 LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING
13 DISTRICT L.L.A.-1 UNINCORPORATED ZONE AND THE LEVYING AND
14 COLLECTION OF ASSESSMENT WITHIN THOSE AREAS. NONE OF THE
15 INVOLVED SUBDIVISION AREAS LIE WITHIN THE BOUNDARIES OF ANY
16 CITY. IN MY OPINION, THE INVOLVED TENTATIVE SUBDIVISION AREAS,
17 WILL BE BENEFITED BY THE ANNEXATION AND THE SERVICE TO BE
18 PROVIDED AND THE PROPOSED ASSESSMENTS HAVE BEEN SPREAD IN
19 PROPORTION TO BENEFIT. AGENCIES THAT HAVE NOT RETURNED THEIR
20 TAX TRANSFER RESOLUTIONS TO PUBLIC WORKS WILL BE EXEMPT FROM
21 NEGOTIATED TAX EXCHANGE WITH LIGHTING DISTRICTS. IN THE EVENT
22 THAT THERE ARE NO MAJORITY PROTESTS IN ANY OF THE SUBDIVISION
23 AREAS, WE ARE RECOMMENDING THAT YOUR BOARD ADOPT THE
24 RECOMMENDATION TO ANNEX AND LEVY THE PROPOSED ASSESSMENTS.

25



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1 **SUP. BURKE, CHAIR:** COUNTY COUNSEL?

2

3 **RICHARD WEISS:** MADAM CHAIR, AGAIN IT WOULD BE APPROPRIATE TO
4 TAKE ANY TESTIMONY AT THIS TIME.

5

6 **SUP. BURKE, CHAIR:** IS THERE ANYONE WHO WISHES TO SPEAK ON THIS
7 ITEM? IF NOT, THEN THE HEARING SHOULD BE CLOSED AND THE MATTER
8 TABLED UNTIL LATER IN THE MEETING. AND THAT'S SO MOVED BY
9 SUPERVISOR ANTONOVICH AND SECONDED BY SUPERVISOR KNABE. AND
10 THE HEARING IS CLOSED, AND THEN WE WILL HAVE A REPORT BACK
11 LATER.

12

13 **CLERK VARONA-LUKENS:** ITEM NUMBER 5, HEARING ON ANNEXATION OF
14 23 PARCELS TO THE CONSOLIDATED SEWER MAINTENANCE DISTRICT
15 WITHIN UNINCORPORATED TERRITORIES AND THE CITIES OF PALMDALE
16 AND SANTA CLARITA, AND THE LEVYING OF ANNUAL ASSESSMENTS. WE
17 HAVE NO WRITTEN PROTESTS.

18

19 **SUP. BURKE, CHAIR:** STAFF, PLEASE.

20

21 **NICHOLAS AGBOBU:** MY NAME IS NICHOLAS AGBOBU, AND I'M THE
22 SENIOR CIVIL ENGINEER FOR THE DEPARTMENT OF PUBLIC WORKS. I AM
23 FAMILIAR WITH THESE PROCEEDINGS TO ANNEX AND LEVY SEWER
24 SERVICE CHARGE FOR THE 23 PARCELS DESCRIBED IN THE BOARD
25 LETTER TO THE CONSOLIDATED SEWER MAINTENANCE DISTRICT. SOME OF



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1 THE PARCELS TO BE ANNEXED LIE WITHIN THE BOUNDARIES OF CITY OF
2 PALMDALE AND CITY OF SANTA CLARITA, AND THE CONSENT AND
3 JURISDICTION OF THE CITY HAS BEEN OBTAINED. IN MY OPINION, ALL
4 23 PARCELS TO BE ANNEXED WILL BE BENEFITED BY AN ANNEXATION
5 AND THE SERVICE TO BE PROVIDED. IN MY OPINION, THE SEWER
6 SERVICE CHARGES HAVE BEEN FAIRLY IMPOSED. WE HAVE RECEIVED NO
7 WRITTEN PROTESTS.

8

9 **RICHARD WEISS:** MADAM CHAIR, IT WOULD BE APPROPRIATE TO TAKE
10 ANY TESTIMONY AT THIS TIME.

11

12 **SUP. BURKE, CHAIR:** IS THERE ANYONE WHO WISHES TO SPEAK ON THIS
13 ITEM? THERE ARE NO BALLOTS ON THIS, SO IT --

14

15 **SUP. ANTONOVICH:** CLOSE THE HEARING AND APPROVE THE ITEM.

16

17 **SUP. BURKE, CHAIR:** IT'S MOVED BY ANTONOVICH, SECONDED BY
18 YAROSLAVSKY THE HEARING BE CLOSED AND THAT THE ITEM BE
19 APPROVED. WITHOUT OBJECTION, SO ORDERED.

20

21 **CLERK VARONA-LUKENS:** NUMBER 6, HEARING ON CONFIRMATION OF THE
22 2002/2003 WEED ABATEMENT CHARGES TO BE ASSESSED TO OWNERS OF
23 UNIMPROVED PARCELS BY THE AGRICULTURAL COMMISSIONER DIRECTOR
24 OF WEIGHTS AND MEASURES. AND WE HAVE NO WRITTEN PROTESTS,
25 MADAM CHAIR.



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1

2 **SUP. BURKE, CHAIR:** THERE ARE NO WRITTEN PROTESTS. IT'S MOVED
3 BY YAROSLAVSKY, SECONDED BY ANTONOVICH. WITHOUT OBJECTION, SO
4 ORDERED.

5

6 **CLERK VARONA-LUKENS:** NUMBER 7, HEARING ON CONFIRMATION OF THE
7 2002/2003 ABATEMENT ENFORCEMENT COST CHARGES TO BE ASSESSED TO
8 OWNERS OF IMPROVED PARCELS BY THE FIRE DEPARTMENT. WE HAVE NO
9 WRITTEN PROTESTS, MADAM CHAIR.

10

11 **SUP. BURKE, CHAIR:** IT'S MOVED BY ANTONOVICH, SECONDED BY
12 MOLINA. WITHOUT OBJECTION, SO ORDERED.

13

14 **CLERK VARONA-LUKENS:** NUMBER 8, HEARING ON WATER WELL SURCHARGE
15 TO BE APPLIED TO EXISTING METERED SERVICES AND THE CAPITAL
16 IMPROVEMENT BILLING UNIT CHARGE TO BE APPLIED TO ALL FUTURE
17 DEVELOPMENT IN LOS ANGELES COUNTY WATERWORKS DISTRICT NUMBER
18 36, VAL VERDE. WE HAVE NO WRITTEN PROTESTS, MADAM CHAIR.

19

20 **SUP. BURKE, CHAIR:** THERE ARE NO PROTESTS. MOVED BY ANTONOVICH,
21 SECONDED BY YAROSLAVSKY. WITHOUT OBJECTION, SO ORDERED.

22

23 **CLERK VARONA-LUKENS:** ITEM NUMBER 9, DE NOVO HEARING ON
24 CONDITIONAL USE PERMIT AND PARKING PERMIT CASE NUMBER 02-120-
25 (2), AND RELOCATING PROPERTY LOCATED AT 15001 CRENSHAW



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1 BOULEVARD, GARDENA, GARDENA VALLEY ZONED DISTRICT, APPLIED FOR
2 BY CALIFORNIA FINANCIAL GROUP. AND WE HAVE RECEIVED NO WRITTEN
3 PROTESTS ON THIS, MADAM CHAIR.

4

5 **SUP. BURKE, CHAIR:** WE HAVE A NUMBER OF PEOPLE WHO HAVE ASKED
6 TO SPEAK. I THINK WE SHOULD TAKE THE PEOPLE WHO ARE OPPOSING
7 FIRST. COULD WE ASK JUDY KIM, SOO KIM TO COME FORWARD, PLEASE.
8 IS THERE A SOO M. KIM AND SOO W. KIM. I'D LIKE TO ASK THEM TO
9 COME FORWARD.

10

11 **RICHARD WEISS, COUNSEL:** MADAM CHAIR, STAFF IS AVAILABLE FOR A
12 BRIEF PRESENTATION IF YOU'D LIKE AS WELL.

13

14 **SUP. BURKE, CHAIR:** ALL RIGHT. WOULD YOU LIKE TO MAKE THE
15 PRESENTATION FIRST?

16

17 **RUSSELL FRICANO:** YES. NOW MADAM CHAIR AND MEMBERS OF THE BOARD
18 OF SUPERVISORS, GOOD MORNING, I'M RUSSELL FRICANO, THE
19 DEPARTMENT OF REGIONAL PLANNING AND TO MY LEFT IS KEVIN
20 JOHNSON, WHO IS THE PLANNER ON THIS CASE. THIS IS A
21 CONDITIONAL USE PERMIT AND PARK AND REC CASE 02-120-(2). IN
22 THIS CASE, THE APPLICANT IS REQUESTING A CONDITIONAL USE
23 PERMIT TO AUTHORIZE THE PREVIOUS CONVERSION OF 109 UNIT HOTEL,
24 IT'S AN APARTMENT HOUSE, AND TO AUTHORIZE THE APARTMENT WITH
25 LESS THAN REQUIRED LANDSCAPING. THE APPLICANT IS ALSO



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1 REQUESTING A PARKING PERMIT TO AUTHORIZE A 57% REDUCTION IN
2 THE REQUIRED PARKING. AND THIS REQUEST ALSO INCLUDES THE USE
3 OF COMPACT PARKING SPACES, MODIFICATION TO PARKING DEVELOPMENT
4 STANDARDS TO ALLOW ADDITIONAL UNCOVERED SPACES AND A REDUCTION
5 IN THEIR REQUIRED AISLE WIDTH FROM 26 TO 10 FEET. I WISH TO
6 STRESS TO THE BOARD THAT THIS IS TO ACCOMMODATE AN AFFORDABLE
7 HOUSING PROJECT. THE CASE WAS APPROVED BY THE REGIONAL
8 PLANNING COMMISSION ON APRIL 23RD, 2003, AND THE APPROVAL HAS
9 BEEN APPEALED BY A PARTY IN OPPOSITION TO THE REQUEST. THE
10 SUBJECT PROPERTY IS LOCATED AT 15001 CRENSHAW BOULEVARD,
11 GARDENA, IN THE GARDENA VALLEY ZONE DISTRICT. ZONING ON THE
12 SITE IS C-3, UNLIMITED COMMERCIAL, AND ACCORDING TO LOS
13 ANGELES COUNTY CODE, AN APARTMENT HOUSE IS PERMITTED IN THE C-
14 3 ZONE, PROVIDED A CONDITIONAL USE PERMIT IS OBTAINED. THE
15 SUBJECT PROPERTY IS DESIGNATED AS MAJOR COMMERCIAL IN THE
16 COUNTY-WIDE GENERAL PLAN AND RESIDENTIAL USES ARE PERMITTED IN
17 COMMERCIAL AREAS UNDER CERTAIN CIRCUMSTANCES WITH PROPER
18 PUBLIC INPUT AND THE COMMISSION FOUND THAT THE PROJECT IS
19 CONSISTENT WITH APPLICABLE GENERAL PLAN POLICIES. THE 1.26
20 ACRE SUBJECT PROPERTY IS CURRENTLY DEVELOPED WITH THE HOTEL
21 BUILDING WHICH IS CURRENTLY BEING USED AS AN APARTMENT HOUSE,
22 AND THE EXISTING BUILDING COVERING THE MAJORITY OF THE SITE
23 WITH AN OPEN COURTYARD AND A POOL IN THE CENTER, 70 PARKING
24 SPACES WITH 10-FOOT-WIDE AISLES ARE DEPICTED ON THE SITE PLAN,
25 AND ACCESS IS PROVIDED BY CRENSHAW BOULEVARD TO THE EAST. THE



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1 HOTEL BUILDING WAS ORIGINALLY APPROVED IN 1962 UNDER A PLOT
2 PLAN REVIEW AND IT MET ALL DEVELOPMENT STANDARDS AT THAT TIME.
3 AND SINCE IT'S ORIGINAL CONSTRUCTION, THE USE OF THE BUILDING
4 WAS CHANGED FROM HOTELS TO AN APARTMENT HOUSE WITH THE
5 MAJORITY OF THE UNITS RENTED ON A MONTHLY BASIS. AT THE
6 ORIGINAL PLANNING COMMISSION HEARING, STAFF RECEIVED A
7 PETITION SIGNED BY 16 LOCAL BUSINESS OWNERS IN SUPPORT OF THE
8 REQUEST. IN ADDITION, SUPPORT TESTIMONY PRESENTED AT THE
9 PUBLIC HEARING FROM TWO APARTMENT BUILDING RESIDENTS AND ONE
10 LOCAL BUSINESS OWNER. PRIOR TO THIS BOARD HEARING, A PETITION
11 OF 73 SIGNATURES FROM LOCAL BUSINESS AND PROPERTY OWNERS WAS
12 RECEIVED BY STAFF IN SUPPORT OF THIS REQUEST. THOSE IN SUPPORT
13 INDICATE THE USE HAS BEEN MAINTAINED AS APARTMENTS FOR 16
14 YEARS AND THERE HAS BEEN NO PARKING PROBLEMS ASSOCIATED WITH
15 THE EXISTING USE. TESTIMONY IN OPPOSITION WAS PRESENTED AT THE
16 COMMISSION HEARING IN ADDITION A PETITION BY 15 LOCAL BUSINESS
17 OWNERS. THE OPPOSITION INDICATED THAT THE APPROVAL OF THE USE
18 AS APARTMENTS WITHOUT PROPER PARKING WOULD WORSEN THE EXISTING
19 PARKING PROBLEMS IN THE NEIGHBORHOOD. THE COMMISSION GAVE THIS
20 PARKING ISSUE DUE CONSIDERATION AND IT GRANTED THE REQUESTED
21 REDUCTION IN PARKING UNDER THE REQUIREMENT THAT THE APPLICANT
22 WOULD INITIATE PROGRAMS TO ENSURE THAT THERE'S A REDUCED
23 PARKING DEMAND. FIRST OF ALL, THE APARTMENT WILL BE REQUIRED
24 TO BE MAINTAINED FOR LOW-TO-MODERATE INCOME HOUSING. THERE'S A
25 5% DISCOUNT OFFERED TO RESIDENTS NOT OWNING CARS, AND THE



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1 APPLICANTS REQUIRED TO HOLD REGULAR COMMUNITY MEETINGS WITH
2 LOCAL BUSINESS AND PROPERTY OWNERS TO DISCUSS PARKING ISSUES.
3 THE COMMISSION ALSO DETERMINED THAT PARKING STANDARDS IN
4 EFFECT AT THE TIME OF THE ESTABLISHMENT OF THE HOTEL AND WHICH
5 ALLOWED THE NARROW AISLE WIDTH IN COMPLIANCE WITH KERLE
6 ISLAND'S REQUIREMENTS WOULD ELIMINATE MANY EXISTING PARKING
7 SPACES, AND THE COMMISSION THEN GRANTED THE APPLICANT'S
8 REQUEST FOR THE NARROW AISLE WIDTH. THE APPLICANT ALSO
9 PROPOSES TO ESTABLISH A MANSION PROGRAM FOR THE EFFICIENT USE
10 OF THE PARKING SPACES ON THE SITE. THE COMMISSION GRANTED THE
11 APPLICANT'S REQUEST TO PROVIDE MORE THAN AUTHORIZED UNCOVERED
12 SPACES AND THE COMMISSION ALSO REQUIRED THAT THREE EXISTING
13 SPACES THAT REQUIRED BACKING ON TO CRENSHAW BOULEVARD BE
14 REDESIGNED TO CONFORM TO COUNTY CODE REQUIREMENTS OR BE
15 REMOVED. AN INITIAL STUDY WAS PREPARED FOR THE PROJECT IN
16 COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND
17 THE ENVIRONMENTAL DOCUMENT REPORTING PROCEDURES AND GUIDELINES
18 OF THE COUNTY OF LOS ANGELES. THE INITIAL STUDY ALLOWED THAT
19 THERE IS NO SUBSTANTIAL EVIDENCE THAT THE PROJECT MAY HAVE A
20 SIGNIFICANT IMPACT ON THE ENVIRONMENT, AND BASED ON THE
21 INITIAL STUDY, THE DEPARTMENT OF REGIONAL PLANNING PREPARED A
22 NEGATIVE DECLARATION. IN CLOSING, THE REGIONAL PLANNING
23 COMMISSION FOUND THAT THE EXISTING APARTMENT HOUSE HAS BEEN
24 PART OF THE COMMUNITY FOR MANY YEARS, AND CONSEQUENTLY, THE
25 PROJECT WILL NOT DISRUPT THE SOUND RESIDENTIAL NEIGHBORHOOD



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1 NOR ADVERSELY AFFECT THE CHARACTER OF THE COMMUNITY, NOR WILL
2 HAVE AN -- CREATE AN UNDUE DEMAND ON PUBLIC SERVICES.
3 SECONDLY, THE EXISTING SHORTAGE OF PARKING IN THE VICINITY IS
4 A COMMUNITY-WIDE PROBLEM THAT IS NOT CAUSED SOLELY BY THIS
5 PROJECT. THE CONDITIONS IMPOSED REPRESENT THE APPLICANT'S FAIR
6 SHARE OF THE COMMUNITY'S PARKING BURDEN. EVIDENCE PRESENTED
7 INDICATES THAT THE EXISTING COMMERCIAL DEVELOPMENTS IN THE
8 VICINITY OF THIS SITE HAVE IN A LARGE PART CONTRIBUTED TO THE
9 PARKING PROBLEMS IN THIS AREA. FINALLY, AND MOST IMPORTANTLY
10 THERE IS A CRITICAL NEED FOR AFFORDABLE HOUSING IN LOS ANGELES
11 COUNTY. THE PROJECT IS NEEDED TO MAINTAIN PROVISION OF
12 AFFORDABLE HOUSING FOR LOW TO MODERATE INCOME RESIDENTS IN THE
13 AREA. AND THAT CONCLUDES MY PRESENTATION.

14

15 **SUP. BURKE, CHAIR:** ALL RIGHT. THANK YOU. NOW, I READ THREE
16 NAMES, BUT I SEE THAT THERE ARE LIKE -- THERE ARE FIVE PEOPLE
17 HERE, SO IF YOU WILL MAKE YOUR PRESENTATION, AS YOU WOULD LIKE
18 TO, AND WOULD YOU PLEASE ANNOUNCE YOUR NAME FIRST AND I'LL SEE
19 IF I CAN LOCATE IT AND PUT EVERYONE IN THEIR ORDER. SO WHO IS
20 GOING TO START OFF?

21

22 **DOUG CARSTENS:** YES MADAM CHAIR, MY NAME IS DOUG CARSTENS, I'M
23 AN ATTORNEY WITH CHATHAM BROWN AND ASSOCIATES.

24

25 **SUP. BURKE, CHAIR:** ALL RIGHT, ALL RIGHT.



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1

2 **DOUG CARSTENS:** ON MY LEFT IS JUDY KIM, THE MANAGER OF THE
3 GARDENA CINEMA.

4

5 **SUP. BURKE, CHAIR:** ALL RIGHT. WOULD YOU MAKE YOUR PRESENTATION
6 FIRST?

7

8 **DOUG CARSTENS:** YES MADAM CHAIR. GOOD MORNING. AGAIN MY NAME IS
9 DOUGLAS CARSTENS, I'M AN ATTORNEY WITH CHATHAM BROWN AND
10 ASSOCIATES. WE ARE THE ATTORNEYS FOR THE OWNERS OF THE GARDENA
11 CINEMA AND JUDY KIM, WHO ARE THE APPELLANTS IN THIS APPEAL.
12 WE'RE HERE THIS MORNING TO ASKED THAT STRICTER, MORE
13 ENFORCEABLE CONDITIONS BE REQUIRED AS A CONDITION OF APPROVAL
14 OF THIS C.U.P. WE ALSO WOULD LIKE TO ASK THAT A COMPREHENSIVE
15 ANALYSIS OF THE PARKING SITUATION IN THIS NEIGHBORHOOD BE
16 UNDERTAKEN AND RESULT IN SOME LONG-TERM SOLUTIONS. I HAVE 5
17 ITEMS TO SUBMIT HERE THIS MORNING. ONE IS A LETTER FROM OUR
18 OFFICE, WHICH WE HAD FAXED LAST NIGHT, BUT I'D LIKE TO DELIVER
19 THE ORIGINALS AND THE COPIES. ANOTHER IS A LETTER FROM THE
20 CITY OF GARDENA EXPRESSING THE CITY OF GARDENA'S SUPPORT FOR
21 OUR APPEAL OF THIS CONDITIONAL USE PERMIT. AND THE THIRD ITEM
22 IS A PETITION SIGNED BY APPROXIMATELY 270 PEOPLE, 270 PEOPLE
23 THIS PAST WEEKEND, IN SUPPORT OF THIS APPEAL, AND ASKING THAT
24 PARKING IN THIS NEIGHBORHOOD BE ADDRESSED, THAT IT NOT BE
25 AGGRAVATED. THE NEXT ITEM I'D LIKE TO SUBMIT IS A PETITION



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1 SIGNED BY APPROXIMATELY 2,000 PEOPLE BETWEEN 1996 AND 1999.
2 THIS IS A PETITION TO THE CITY OF GARDENA ASKING THAT THE
3 PARKING SITUATION ALONG THIS BLOCK BE ADDRESSED AND SOME LONG-
4 TERM SOLUTIONS CREATED. AGAIN, THAT'S A PETITION BY 2,000
5 PEOPLE TO THE CITY COUNCIL OF THE CITY OF GARDENA. THE LAST
6 ITEM IS THE DAILY BREEZE --

7

8 **SUP. BURKE, CHAIR:** LET ME GET A CLARIFICATION. THE THEATER
9 THAT YOU REPRESENT IS IN THE CITY OF GARDENA.

10

11 **DOUG CARSTENS:** YES, MADAM CHAIR.

12

13 **SUP. BURKE, CHAIR:** ON THAT SIDE OF THE STREET. THE APPEAL WE
14 HAVE IS IN THE UNINCORPORATED AREA OF LOS ANGELES.

15

16 **DOUG CARSTENS:** YES, MADAM CHAIR IT IS --

17

18 **SUP. BURKE, CHAIR:** THE APARTMENT -- THE MOTEL IS BEING
19 CONVERTED.

20

21 **DOUG CARSTENS:** ONE STREET, WE BELIEVE ONE AREA, ONE
22 NEIGHBORHOOD, BECAUSE BOTH SIDES -- THE EAST SIDE AND THE WEST
23 SIDE ARE SHARING CRENSHAW BOULEVARD.

24

25 **SUP. BURKE, CHAIR:** ALL RIGHT.



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1
2 **DOUG CARSTENS:** THE LAST ITEM I WOULD LIKE TO SUBMIT IS A DAILY
3 BREEZE NEWS ARTICLE FROM THIS MORNING ENTITLED "MOTEL PROJECT
4 RAISES CONCERN." WITH THAT, I'D LIKE TO GET TO THE SUBSTANCE
5 OF MY PRESENTATION, WHICH BEGINS WITH NOTING THAT THE
6 APPLICANT IS CURRENTLY IN VIOLATION OF THE COUNTY'S CODE. THE
7 APPLICANT DOES NOT HAVE THE NUMBER OF REQUIRED SPACES FOR AN
8 APARTMENT. THIS CONVERSION IS AN AFTER-THE-FACT PERMIT ASKING
9 TO BRING THE APPLICANT OUT OF VIOLATION. 171 SPACES ARE
10 REQUIRED. 70 SPACES EXIST. SO THE APPLICANT IS ASKING THAT THE
11 SHORTAGE OF 101 PARKING SPACES BE FORGIVEN. THIS IS A 57%
12 REDUCTION FROM THE COUNTY CODE'S REQUIREMENT. I KNOW THAT THIS
13 GRANT OF AN AFTER-THE-FACT PERMIT MIGHT ENCOURAGE FUTURE
14 VIOLATIONS. THOSE WHO COMPLY WITH THE COUNTY'S CODE MAY SEE
15 THAT COMPLIANCE IS NOT A REWARD IN ITSELF. NONCOMPLIANCE CAN
16 BE RESOLVED AND SOLVED BY SEEKING AN AFTER-THE-FACT PERMIT,
17 AND THAT SHOULD NOT BE ENCOURAGED. WE RECOGNIZE THAT THE USE
18 MAY CONTINUE, BUT WE BELIEVE IT SHOULD NOT BE REWARDED WITH A
19 CONDITIONAL USE PERMIT. OTHER CONVERTED APARTMENTS MAY REQUEST
20 SIMILAR TREATMENT, AND THE PRECEDENT THAT IS SET HERE THIS
21 MORNING WILL BE HARD TO EXPLAIN IF FUTURE DENIALS ARE
22 NECESSARY. WE AGREE AFFORDABLE HOUSING IS SAY VERY LAUDABLE
23 GOAL AND CONVERSION IS GOOD IF THE APPLICANT WORKS WITH ITS
24 NEIGHBORS TO SOLVE ALL THE PROBLEMS, BUT THAT HAS NOT BEEN
25 DONE HERE. THERE IS NO NEW PARKING CREATED. WE SEE A CONDITION



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1 FOR BEST EFFORTS TO PREVENT PARKING ON THE EAST SIDE OF
2 CRENSHAW, BUT WE SEE NO ENFORCEABLE MECHANISM TO DEFINE WHAT
3 THOSE BEST EFFORTS MAY BE. THE ALTERNATIVE IS NOT NECESSARILY
4 SHUTTING DOWN THIS MOTEL. ONE OF THE ALTERNATIVES IS TO IMPOSE
5 STRICTER, MORE ENFORCEABLE CONDITIONS IN THE SHORT-TERM, AND
6 IN THE LONG-TERM, TO CREATE A PARKING SOLUTION FOR THE WHOLE
7 AREA. THE CONDITIONS WE HAVE SUGGESTED AND IDENTIFIED IN OUR
8 LETTER JUST SUBMITTED ARE, ONE, TO ACQUIRE MORE PARKING; TWO,
9 TO PURSUE PUBLIC PARKING; THREE, TO RESTRICT TENANT AND
10 VISITOR PARKING MORE EFFECTIVELY; FOUR, TO PROVIDE A MECHANISM
11 TO HANDLE COMPLAINTS ABOUT PARKING; FIVE, TO REVIEW THIS
12 PERMIT PERIODICALLY. WE SUGGEST AND ASK EVERY SIX MONTHS
13 BEFORE A HEARING OFFICER. WE ALSO ARE HERE TO URGE THAT
14 APPROPRIATE ENVIRONMENTAL REVIEW BE CONDUCTED IF NO MITIGATION
15 IS FURTHER IMPOSED. THIS WOULD ALLOW THE STUDY OF THE PARKING
16 SITUATION IN THE NEIGHBORHOOD AND ALLOW DEVELOPMENT OF A LONG-
17 TERM SOLUTION. IN CONCLUSION, WE ASK THAT THE BOARD GRANT THIS
18 APPEAL. WE ASK THAT THE BOARD CONDITION THIS PROJECT MORE
19 STRICTLY, AND WE ASK THAT THE BOARD UNDERTAKE A LONG-TERM
20 SOLUTION TO THE CRITICAL PARKING SITUATION IN THIS
21 NEIGHBORHOOD. THANK YOU, MADAM CHAIR.

22

23 **SUP. BURKE, CHAIR:** THANK YOU. AND THE NEXT SPEAKER?

24



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1 **JUDY KIM:** HELLO. MY NAME IS JUDY KIM, I'M THE MANAGER OF THE
2 GARDENA CINEMA. IT -- THE GARDENA CINEMA WAS BUILT IN 1947,
3 AND MY FAMILY, MY PARENTS, MY MOTHER, AND MY FATHER, AND IN
4 CASE YOU'RE WONDERING, THEY'VE BROUGHT AN INTERPRETER TO
5 INTERPRET WHAT'S GOING ON FOR THEM HERE.

6

7 **SUP. BURKE, CHAIR:** ALL RIGHT.

8

9 **JUDY KIM:** WE'VE BEEN OPERATING THE BUSINESS SINCE 1976, SO
10 WE'VE BEEN IN THE NEIGHBORHOOD FOR CLOSE TO 30 YEARS NOW. WE
11 HAVE NOTICED CHANGES IN THE NEIGHBORHOOD AND WE ARE AWARE OF
12 EVERY LITTLE CHANGE THAT GOES ON IN THE NEIGHBORHOOD, AND
13 ESPECIALLY ON CRENSHAW BOULEVARD. THE APPLICANT SAYS THAT WE
14 HAVE NO -- WE'RE THE ONLY ONES THAT ARE OPPOSING IT, BUT
15 THAT'S NOT NECESSARILY TRUE. IF YOU LOOK IN YOUR PACKET FROM
16 THE REGIONAL PLANNING COMMISSION'S HEARING, YOU'LL SEE THAT
17 THERE IS A PETITION OF 15 BUSINESS OWNERS. IT'S ACTUALLY 14
18 BUSINESS OWNERS AND ALSO A CHURCH THAT'S LOCATED ON CRENSHAW
19 BOULEVARD, BUT THE PASTOR ACTUALLY WROTE DOWN HIS HOME
20 ADDRESS, WHICH HAPPENS TO BE ONE STREET AWAY FROM CRENSHAW
21 BOULEVARD. IT RUNS PARALLEL TO CRENSHAW, BUT IT'S A
22 RESIDENTIAL STREET ON -- RIGHT AFTER CRENSHAW. ANYWAY, SO WE
23 ARE NOT THE ONLY ONES THAT OPPOSE THE APPLICANT'S APPLICATION
24 FOR A CONDITIONAL USE PERMIT AND THE PARKING PERMIT, AND IT'S
25 NOT SO MUCH THAT WE OPPOSE THE CONVERSION OF A MOTEL TO AN



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1 APARTMENT, BECAUSE I THINK EVERYONE AGREES THAT THAT'S A GOOD
2 THING. BUT WHAT WE'RE CONCERNED ABOUT IS THE PARKING IMPACT ON
3 THAT STREET, PARTICULARLY WITHIN THAT HALF A BLOCK AREA,
4 BECAUSE IT'S A VERY DENSELY-POPULATED AREA FOR BUSINESSES. I
5 DID NOTE IN THE REGIONAL PLANNING COMMISSION, BUT I'D LIKE TO
6 ALSO SAY AGAIN THAT THERE IS A SHOPPING CENTER TO THE SOUTH OF
7 US THAT IS 60 SPACES UNDER PARKED.

8

9 **SUP. BURKE, CHAIR:** IS THAT IN GARDENA OR IN LOS ANGELES?

10

11 **JUDY KIM:** THAT IS IN GARDENA.

12

13 **SUP. BURKE, CHAIR:** THAT'S ALSO IN GARDENA.

14

15 **JUDY KIM:** YES, IT IS. AND SO, I UNDERSTAND THAT, YOU KNOW, THE
16 APPLICANT IS COMING AFTERWARDS, AND IN THAT SENSE, AS YOU MAY
17 FEEL THAT IT'S NOT A FAIR IMPOSITION TO HAVE CERTAIN
18 CONDITIONS ON THIS APPLICANT AND THIS PROPERTY BECAUSE THERE'S
19 ALREADY A SITUATION IN THAT AREA. HOWEVER, WHAT I'M ASKING THE
20 BOARD OF SUPERVISORS IS TO ADDRESS ANY TYPE OF MITIGATION THAT
21 CAN BE IMPLEMENTED SO THAT THE PARKING SITUATION IS NOT
22 AGGRAVATED EVEN MORE. I NOTE THERE IS ONLY 70 SPACES FOR 109
23 UNITS. EVEN IF YOU ASSIGN ONE PARKING SPACE TO EVERY UNIT, YOU
24 WILL HAVE CLOSE TO 40 UNITS THAT WILL NOT HAVE AN ASSIGNED
25 PARKING SPACE, WHICH MEANS THAT YOU WILL HAVE THOSE CARS OUT



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1 ON THE STREETS, 'CAUSE THERE'S NOWHERE ELSE TO PARK THEM, AND
2 THAT'S NOT TO INCLUDE THAT MANY OF THESE UNITS MAY BE OCCUPIED
3 BY COUPLES OR FAMILIES THAT HAVE MORE THAN ONE VEHICLE. WE DO
4 NEED TO IMPOSE SOME TYPE OF MITIGATION MONITORING PROGRAM, AND
5 I HAVE SUBMITTED A COPY OF THE LEASE ADDENDUM VEHICLE
6 DECLARATION THAT THE CITY OF GARDENA HAS IMPOSED ON A SIMILAR
7 APARTMENT WHERE IT'S GROSSLY UNDER-PARKED. IF YOU LIMIT THE
8 NUMBER OF PARKING TO THE NUMBER OF ON SITE SPACES AVAILABLE
9 AND THEN YOU PROVIDE FOR MAYBE LEASE AGREEMENT WHERE ANY
10 ADDITIONAL TENANTS ARE REQUIRED TO PROVIDE THEIR OWN OFF-SITE
11 PARKING AT THEIR OWN EXPENSE, THEN YOU ALLEVIATE THE
12 AGGRAVATED PARKING SITUATION, WHICH IS BASICALLY OUR MAIN
13 CONCERN. WE WOULD REALLY LIKE YOU TO TAKE INTO CONSIDERATION
14 ALSO THE FACT THAT IF YOU HAVE AN APARTMENT COMPLEX AS OPPOSED
15 TO A MOTEL, YOU HAVE VISITORS VISITING THE TENANTS OF THE
16 APARTMENT COMPLEX. YOU HAVE FAMILIES, YOU HAVE WEEKEND
17 VISITORS, OUT OF TOWN VISITORS THAT MAY BE STAYING AS GUESTS,
18 SO ALL OF THESE WILL INCREASE THE TRAFFIC AND THE PARKING --
19 THE PARKING PROBLEMS IN THAT AREA. SO I'D REALLY LIKE YOU TO
20 RECONSIDER GRANTING THIS CONDITIONAL USE PERMIT AND PARKING
21 PERMIT WITH ONLY THE THREE CONDITIONS THAT IT PROVIDE
22 QUARTERLY -- THAT THE APPLICANT PROVIDE QUARTERLY MEETINGS AND
23 THAT A 5% DISCOUNT WOULD BE SUFFICIENT TO DETER ON-STREET
24 PARKING, BECAUSE THAT -- THAT MAY NOT BE SUFFICIENT. THANK
25 YOU.



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1

2 **SUP. BURKE, CHAIR:** ALL RIGHT. MAY I JUST ASK YOU A COUPLE
3 QUESTIONS.

4

5 **SUP. KNABE:** IS THE ISSUE -- DO YOU HAVE SUFFICIENT -- DOES THE
6 THEATER HAVE SUFFICIENT PARKING?

7

8 **SUP. BURKE, CHAIR:** HOW MANY SEATS DO YOU HAVE IN YOUR THEATER?

9

10 **JUDY KIM:** WE HAVE A CAPACITY OF 800 BUT WE NEVER FILL IT
11 BECAUSE WE DON'T HAVE SUFFICIENT PARKING FOR IT.

12

13 **SUP. BURKE, CHAIR:** DO YOU HAVE ANY PARKING?

14

15 **JUDY KIM:** NO, WE DO NOT. THE REASON WHY WE DON'T HAVE --

16

17 **SUP. BURKE, CHAIR:** YOU USE ON-STREET PARKING.

18

19 **JUDY KIM:** WE USE -- WE ARE DEPENDENT UPON STREET PARKING FOR
20 OUR BUSINESS.

21

22 **SUP. BURKE, CHAIR:** NOW THERE'S A VACANT LOT NEXT DOOR.

23

24 **JUDY KIM:** THAT IS CORRECT. WHAT HAPPENED WAS THAT VACANT LOT
25 USED TO BELONG TO THE THEATER OWNER PREVIOUS TO WHEN WE OWNED



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1 IT, IT'S SEVERAL OWNERS AGO, BUT THAT OWNER -- THAT WAS BEFORE
2 THE CITY OF GARDENA HAD IMPLEMENTED ORDINANCES THAT WOULD
3 PROHIBIT PIECEMEAL SALES OF LAND. SO BEFORE YOU COULD SELL
4 YOUR BUILDING PROPERTY SEPARATELY FROM YOUR PARKING LOT
5 PROPERTY, BUT NOW YOU CAN'T DO THAT. BUT THIS OCCURRED WAY
6 BEFORE WE WERE EVEN INVOLVED WITH THE THEATER, AND AT THE TIME
7 THAT MY FATHER PURCHASED THE THEATER, THAT PARKING LOT WAS AN
8 OPEN PARKING LOT THAT WAS BEING USED BY EVERYONE IN THE
9 NEIGHBORHOOD, AND IT JUST SO HAPPENED THAT THE OWNER OF THAT
10 PARKING LOT IN 1980 DECIDED HE WOULD FENCE HIS LOT, SO HE
11 ERECTED A CHAIN LINK FENCE AROUND THE LOT AND CUT OFF PARKING
12 -- ANYONE'S ACCESS TO THAT PARKING LOT.

13

14 **SUP. KNABE:** IS IT IMPROVED PARKING? I MEAN IS IT -- OF THE
15 CHAIN LINK FENCE AREA IS IT LIKE BLACKTOP AND?

16

17 **JUDY KIM:** YEAH. IT HAS BLACKTOP. THERE'S WEEDS GROWING OUT OF
18 IT NOW BECAUSE IT HASN'T BEEN USED FOR 20, 30 YEARS, AND WE'VE
19 ASKED THE CITY TO HELP US IN OBTAINING THAT PARKING LOT, AND
20 I'D LIKE TO ASK THE COUNTY TO HELP US IN OBTAINING THAT
21 PARKING LOT.

22

23 **SUP. BURKE, CHAIR:** WE WILL DO EVERYTHING WE CAN, AND WE'LL
24 MEET WITH THE PEOPLE OF GARDENA TO SEE IF THERE'S ANY WAY.



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1 HOWEVER, HAVE YOU NEGOTIATED WITH THE OWNER? OR YOU'RE SAYING
2 THAT YOU CAN'T BUY THAT LOT.

3

4 **JUDY KIM:** NO, WE CANNOT.

5

6 **SUP. BURKE, CHAIR:** BECAUSE GARDENA PREVENTS YOU FROM IT?

7

8 **JUDY KIM:** NO, BECAUSE THE OWNER DOES NOT WANT TO SELL TO US.
9 THE OWNER WOULD NOT -- THE OWNER DOES NOT WANT TO SELL TO US.
10 THE OWNER DOES NOT WANT TO LEASE TO US. I'VE MADE OFFERS TO
11 LEASE THE PROPERTY AND HE SAYS HE DOESN'T WANT TO LEASE IT.

12

13 **SUP. BURKE, CHAIR:** ALL RIGHT. WELL WE'LL SEE WHAT WE CAN DO
14 ABOUT -- WE WILL DO -- SEE WHAT WE CAN DO IN TERMS OF THAT
15 PROPERTY AND THE OWNER TO SEE IF THERE'S ANYTHING THAT CAN BE
16 WORKED OUT. IS IT FOR SALE AT ALL OR?

17

18 **JUDY KIM:** I'M SORRY?

19

20 **SUP. BURKE, CHAIR:** IS THE PROPERTY FOR SALE?

21

22 **JUDY KIM:** NO IT IS NOT.

23

24 **SUP. BURKE, CHAIR:** DOES HE HAVE A PLAN AS FAR AS YOU KNOW TO
25 DO SOMETHING THERE?



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1

2 **JUDY KIM:** NO, HE DOES NOT. IN FACT, MY UNDERSTANDING IS HE
3 PLANS TO KEEP THE LAND AND GIVE IT TO HIS GRANDCHILDREN.

4

5 **SUP. BURKE, CHAIR:** OKAY, SOO W. KIM AND SOO M. KIM. WOULD YOU
6 CARE TO SPEAK AT THIS TIME? ARE BOTH OF YOU SPEAKING, OR --
7 YES, YES.

8

9 **SPEAKER:** [INAUDIBLE].

10

11 **(VOICE OF INTERPRETER):** MY NAME IS HIJEONG KIM.

12

13 **SUP. BURKE, CHAIR:** COULD YOU GET A MICROPHONE FOR -- YES, ALL
14 RIGHT AND WOULD YOU USE THIS ONE? ALL RIGHT. THANK YOU VERY
15 MUCH.

16

17 **(VOICE OF INTERPRETER):** MY NAME IS HIJEONG KIM. I HAVE BEEN
18 OPERATING THE GARDENA CINEMA FOR 28 YEAR AND A HALF UP TO THIS
19 TIME.

20

21 **SUP. BURKE, CHAIR:** 40 --

22

23 **(VOICE OF INTERPRETER):** 28

24

25 **SUP. BURKE, CHAIR:** 28 YEARS, ALL RIGHT, UH-HUH.



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1

2 (VOICE OF INTERPRETER): AND A HALF.

3

4 SUP. BURKE, CHAIR: AND A HALF, UH-HUH.

5

6 (VOICE OF INTERPRETER): I HAVE BEEN SPENDING ALL MY LIFE FOR
7 THIS BUSINESS. THE LITTLE CHILDREN GROWN UP AND THEY GOT
8 MARRIED AND THEY STILL COME TO OUR THEATER. SO TODAY OUR
9 CHILDREN, I CAN SAY I HAVE BEEN OPERATING FOR ONE WHOLE
10 GENERATION. BY THE LAW, I HAD TO GO THROUGH TWICE THE
11 HARDSHIP. (UNINTELLIGIBLE) THE PROPERTY COULD BE DIVIDED AND
12 BE SOLD. THE PROBLEM OF CONVERTING THE MOTEL INTO APARTMENT
13 UNITS THAT CAUSED ME REALLY CREPT DOWN MY BUSINESS, MYSELF. I
14 HAVE BEEN OPERATING THIS BUSINESS FOR 28 YEARS, PAYING TAXES.
15 I HAVE BEEN DOING THIS BUSINESS WITHOUT HAVING VACATION OR
16 HOLIDAYS. I DID THE WORK EVERY DAY. SEE IS OUR DAUGHTER GROWN
17 UP. THIS IS MY DAUGHTER. I WANT THE COUNTY OF LOS ANGELES TO
18 KEEP THE QUOTA IN ISSUING THE PERMIT. THE QUOTA HAS BEEN
19 ESTABLISHED FOR BOTH GOVERNMENT AND PEOPLE. WHY DON'T YOU KEEP
20 THE QUOTA. I'M DREAMING OF OPERATING THIS BUSINESS IN THE
21 FUTURE, BUT HOWEVER, BECAUSE THE PARKING PROBLEM COME UP, I
22 DON'T THINK I CAN GO ON. YEAH. THIS CHANGE IT MAY NOT BE
23 AFFECTED UNDER YOUR INVESTIGATION, BUT ON THE WESTERN SIDE OF
24 THE LARGE APARTMENT COMPLEX TOWN. THAT PLACE EVEN THE DAYTIME,
25 DO NOT HAVE PARKING -- ENOUGH PARKING PLACES. IF YOU ISSUE THE



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1 PERMIT FOR THE APARTMENT, I WILL NOT BE ABLE TO OPERATE THIS
2 BUSINESS WHICH I HAVE BEEN OPERATING OVER 28 YEARS.

3

4 **SUP. BURKE, CHAIR:** ALL RIGHT THANK YOU VERY MUCH. THANK YOU.

5

6 **SPEAKER:** [FOREIGN LANGUAGE].

7

8 **SUP. BURKE, CHAIR:** ALL RIGHT.

9

10 **(VOICE OF INTERPRETER):** I HAVE A --

11

12 **(VOICE OF INTERPRETER):** YEAH I KNOW ABOUT LOSING NINE BAD
13 PEOPLE TO SAVE ONLY ONE, PLEASE KEEP THIS LAW.

14

15 **SUP. BURKE, CHAIR:** THANK YOU VERY MUCH.

16

17 **SPEAKER:** THANK YOU MA'AM, I'M DONE NOW.

18

19 **SUP. BURKE, CHAIR:** THE NEXT SPEAKER?

20

21 **SPEAKER:** [FOREIGN LANGUAGE]

22

23 **(VOICE OF INTERPRETER):** MY NAME IS SOO MEONG KIM.

24



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1 **SUP. BURKE, CHAIR:** COULD YOU KEEP YOUR REMARKS TO THREE
2 MINUTES, BECAUSE WE HAVE SPENT A LOT OF TIME -- THANK YOU.

3

4 **SPEAKER:** [FOREIGN LANGUAGE].

5

6 **(VOICE OF INTERPRETER):** I'M HERE TO OPPOSE THE IDEA OF
7 CHANGING THE APARTMENT WITHOUT HAVING PROPER PARKING SPACES.

8

9 **SPEAKER:** [FOREIGN LANGUAGE].

10

11 **(VOICE OF INTERPRETER):** EVEN AT THIS POINT, THE PARKING RIGHT
12 NEXT TO ME HAS INSUFFICIENT PARKING PLACES, LACKING 60 OF
13 THEM. WE HAVE TOO MUCH PARKING PROBLEMS.

14

15 **SPEAKER:** [FOREIGN LANGUAGE].

16

17 **(VOICE OF INTERPRETER):** PLEASE LET ME KEEP THIS CINEMA
18 THEATER, WHICH IS ONLY THE SOLE ONE -- THEATER IN GARDENA
19 CITY. THAT'S ALL.

20

21 **SUP. BURKE, CHAIR:** THANK YOU VERY MUCH. DO YOU HAVE ANY PLAN
22 TO ACQUIRE PARKING FOR THE THEATER? ANYONE CAN ANSWER THAT.

23

24 **JUDY KIM:** NO, WE DO NOT.

25



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1 **SUP. BURKE, CHAIR:** YOU DO NOT PLAN TO ACQUIRE ANY PARKING.

2

3 **JUDY KIM:** WELL ACTUALLY, WE WOULD LIKE TO. OUR INTENT IS TO,
4 IF WE CAN FIND SOME WAY OF ACQUIRING THE PROPERTY, ANY
5 PROPERTY, WE'VE LOOKED INTO ACQUIRING THE LOT NEXT DOOR,
6 RENTING IT OR PURCHASING IT. WE'VE ALSO LOOKED INTO PROPERTIES
7 ACROSS THE STREET ON THE COUNTY SIDE, BUT THERE ARE CONCERNS -
8 - THERE'S SAFETY CONCERNS ABOUT HAVING PARKING ON THE OTHER
9 SIDE, BUT WE ARE -- WE ARE CONSTANTLY TRYING TO FIND A
10 RESOLUTION, A SOLUTION TO OUR PARKING PROBLEMS.

11

12 **SUP. BURKE, CHAIR:** DO PEOPLE WHO COME TO YOUR THEATER PARK ON
13 THE STREET, ON THE OTHER SIDE OF THE STREET?

14

15 **JUDY KIM:** SOMETIMES THEY DO, BUT MOST OF THE TIME THEY PARK
16 RIGHT AT THE THEATER. PRETTY MUCH OUR BUSINESS IS LIMITED TO
17 THE STREET PARKING ON GARDENA'S SIDE.

18

19 **SUP. BURKE, CHAIR:** ON GARDENA'S SIDE?

20

21 **JUDY KIM:** YEAH. ONE -- IF YOU DON'T MIND, I'D LIKE TO POINT
22 OUT ONE MORE THING THAT IS OF GREAT CONCERN. THE COUNTY SIDE
23 ON THE WEST SIDE OF CRENSHAW HAS NO PARKING ALLOWED BETWEEN
24 4:00 P.M. AND 6:00 P.M. DURING THOSE HOURS, ALL THE COUNTY
25 SIDE CARS ARE MOVED OVER TO THE GARDENA SIDE, SO THAT



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1 AGGRAVATES OUR PARKING SITUATION EVEN MORE. IT'S ALSO -- IT'S
2 NOT THE SAME WITH GARDENA AND THE IMPACT ON THE COUNTY SIDE
3 BECAUSE GARDENA SIDE IS NO PARKING FROM 7:00 A.M. TO 9:00 A.M.
4 DURING THE MORNING RUSH HOUR FOR TRAFFIC HEADING NORTH, SO
5 WE'RE NOT OPEN DURING THOSE HOURS, WE'RE NOT -- WE DON'T HAVE
6 ANY PATRONS THAT WOULD BE PARKING ON THE COUNTY SIDE DURING
7 THOSE HOURS.

8

9 **SUP. BURKE, CHAIR:** WHAT TIME DO YOU OPEN?

10

11 **JUDY KIM:** WE NORMALLY OPEN SOMEWHERE AROUND 3:00 P.M MONDAYS
12 THROUGH FRIDAYS DURING THE SCHOOL YEAR, WE USUALLY OPEN RIGHT
13 AFTER SCHOOL GETS OUT. AND THEN SATURDAYS AND SUNDAYS AND
14 HOLIDAYS WE OPEN EITHER 11:00 A.M. OR 12 NOON DEPENDING ON
15 WHAT TYPE OF MOVIE WE PLAY.

16

17 **SUP. BURKE, CHAIR:** WELL THE COUNTY LIMITATION IS ONLY ON -- IS
18 NOT ON SATURDAY AND SUNDAY, IS IT?

19

20 **JUDY KIM:** NO, IT IS NOT, BUT IT IS ON MONDAYS THROUGH FRIDAYS.

21

22 **SUP. BURKE, CHAIR:** MONDAY THROUGH FRIDAY, OKAY, ALL RIGHT.
23 OKAY. WE'LL LOOK AT THAT. THANK YOU VERY MUCH. WE HAVE HIJEONG
24 KIM, CHUCK MOORE, JESSIE WRIGHT. WOULD YOU PLEASE COME
25 FORWARD? I'M SORRY, IT'S HIJEONG KIM I THINK IT IS. DID



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1 HIJEONG KIM ALREADY TESTIFY? DID -- SINCE WE HAVE FOUR SEATS
2 UP, COULD ANA YANCEY COME UP ALSO? WOULD ANA YANCEY ALSO COME
3 UP? ALL RIGHT. ALL RIGHT, PLEASE STATE YOUR NAME.

4

5 **CHUCK MOORE:** GOOD MORNING. MY NAME IS CHUCK MOORE. I'M
6 REPRESENTING THE APPLICANT. I'D LIKE TO SPEAK JUST VERY, VERY
7 BRIEFLY. THIS IS NOT A RECENT CONVERSION OF A HOTEL OR MOTEL
8 TO AN APARTMENT HOUSE. I'VE INTERVIEWED TENANTS WHO'VE RESIDED
9 THERE FOR 18 YEARS. NORTHRUP USED TO USE IT AS APARTMENT
10 HOUSING FOR MANY OF ITS EMPLOYEES. AS FAR AS I CAN TELL FROM
11 THE BUILDING PERMITS IT WAS -- THE SECOND PHASE WAS
12 CONSTRUCTED IN 1962 AS A HOTEL, BUT IT WAS ALWAYS OPERATED AS
13 AN APARTMENT. THIS IS NOT A RECENT CONVERSION. SIGNS TO THE --
14 NOTWITHSTANDING TO THE CONTRARY, IT'S ALWAYS BEEN OPERATED AS
15 AN APARTMENT. NOW, THERE ARE SEVERAL OTHER MOTELS ON CRENSHAW
16 BOULEVARD IN THE VICINITY, AS MANY AS SEVEN. MANY OF THEM
17 STILL ARE THE SCENES OF CRIMINAL ACTIVITY. THEY ARE ATTRACTIVE
18 NUISANCES. I THINK YOUR PLANNING DEPARTMENT WOULD INDICATE IN
19 THE INNER CITY. JESSIE WRIGHT, SEATED TO MY LEFT, ACQUIRED
20 THIS APARTMENT PROJECT IN OCTOBER OF 2002, AND I'M VERY
21 HONORED TO BE WITH HIM TODAY. WHEN YOU VISIT CRENSHAW NOW AS
22 OPPOSED TO A FEW YEARS AGO, YOU SEE HUSTLE AND BUSTLE, YOU SEE
23 VENDORS, YOU SEE NEW SHOPS COMING IN, YOU SEE KOREAN FOOD
24 BEING SOLD NEXT TO MEXICAN FOOD. YES, THERE'S CONGESTION, YES
25 THERE'S TRAFFIC, YES THERE ARE PARKING PROBLEMS, BUT PEOPLE



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1 ARE COMING BACK INTO THE COMMUNITY. PEOPLE ARE SPENDING MONEY,
2 SHOPS ARE OPENING, PEOPLE ARE SHOPPING IN THEIR NEIGHBORHOOD,
3 AND I'M VERY PLEASED TO REPRESENT JESSIE BECAUSE I SEE
4 STUDENTS LIVING THERE, STUDENTS WHO ATTEND THE NEARBY EL
5 CAMINO COLLEGE WHO WALK TO SCHOOL, I SEE ELDERLY PENSIONERS, I
6 SEE SINGLE PARENTS, AND I'M AWARE THAT JESSIE HAS MADE
7 TREMENDOUS STRIDES IN EVICTING PROBLEM TENANTS SINCE HE HAS
8 TAKEN OVER THE FACILITY. INDEED, HE HAS A PETITION SIGNED BY
9 75 PROPERTY OWNERS IN THE VICINITY. PROPERTY OWNERS. NOT
10 VISITORS TO HIS BUSINESS, NOT -- BUT PROPERTY OWNERS IN THE
11 NEARBY VICINITY. AT THE PLANNING COMMISSION, WE HAD NEARBY
12 BUSINESS OWNERS SPEAK. WE WON'T TAKE YOUR TIME TODAY, BUT
13 THERE IS TREMENDOUS SUPPORT IN THE BUSINESS COMMUNITY FOR
14 JESSIE. AS YOU KNOW, AS YOUR PLANNING DIRECTOR AND DIRECTOR OF
15 COMMUNITY DEVELOPMENT HAVE TOLD YOU, THERE IS A CRISIS IN
16 INNER CITY HOUSING AND RECOMMENDATIONS FROM THE CENTRAL CITY
17 ASSOCIATION AND FROM YOUR OWN PLANNING DIRECTOR, INCLUDE THE
18 ABSOLUTE NEED FOR MODIFYING EXISTING PARKING STANDARDS IF
19 WE'RE TO ATTRACT HOUSING IN THE INNER CITY. I BELIEVE JESSIE
20 IS DOING HIS PART. FIRST OF ALL, THE UNITS ARE SET ASIDE FOR
21 LOW AND MODERATE. HE'S OFFERING A DISCOUNT IN THE RENT TO
22 TENANTS WHO DO NOT HAVE CARS. HE'S MAKING A -- DEDICATING AN
23 EASY PATH TO TRANSIT SERVICE, HE'S GOING TO HAVE -- HE HAS
24 INFORMATION ABOUT THE BUS LINES, ABOUT THE GREEN LINE
25 AVAILABLE FOR TENANTS, AND I'M VERY PLEASED TO INDICATE THAT



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1 JESSIE'S VOLUNTEERING WHAT I CALL A GOOD NEIGHBOR POLICY. HE'S
2 GOING TO USE HIS BEST EFFORTS TO INSTRUCT AND DICTATE TO HIS
3 TENANTS THAT THEY DO NOT PARK IN FRONT OF THE THEATER, ACROSS
4 THE STREET DURING THE THEATER BUSINESS HOURS. HE'S INSTALLED A
5 HOTLINE SO THAT DURING BUSINESS HOURS, ANY COMPLAINANTS CAN
6 REACH THE MANAGER, THE ON SITE MANAGER. HE'S ARRANGING
7 QUARTERLY MEETINGS IN THE COMMUNITY AMONG BUSINESS OWNERS.
8 THIS IS A COMMUNITY PROBLEM. I MEAN, THE HUSTLE AND BUSTLE HAS
9 BROUGHT TRAFFIC PROBLEMS, IT'S NOT JESSIE'S PROBLEM, IT'S NOT
10 THE THEATER'S PROBLEM, IT'S THE COMMUNITY'S PROBLEM, AND
11 JESSIE HAS INVITED THE CITY OF GARDENA AND THE LOCAL SHERIFF'S
12 DEPARTMENT AND THE LOCAL BUSINESSES TO START MEETING ON A
13 QUARTERLY BASIS. IT IS -- I HAVE TO SAY AGAIN THAT THE THEATER
14 HAS ABSOLUTELY NO PARKING. THERE ARE NUMEROUS PARKING
15 VARIANCES IN THE CITY, WHICH I'VE INVESTIGATED. THERE IS A
16 PARKING DIFFICULTY. JESSIE IS DOING HIS PART, AND I'D BE
17 HONORED IF YOU WOULD ALLOW HIM TO SPEAK JUST FOR A FEW
18 MINUTES.

19

20 **SUP. BURKE, CHAIR:** ALL RIGHT. THANK YOU. WOULD YOU PLEASE
21 STATE YOUR NAME?

22

23 **JESSIE WRIGHT:** MY NAME IS JESSIE WRIGHT. GOOD MORNING, MADAM
24 CHAIR. I WANT TO START BY REMINDING THE BOARD OF SUPERVISOR
25 THAT THE PLANNING COMMISSION HAS APPROVED THIS PROJECT FOR THE



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1 CONDITIONAL USE PERMIT THREE-TO-ZERO. THE ARGUMENTS THAT WAS
2 BROUGHT UP EARLIER WAS BROUGHT UP AT THAT TIME AS WELL. AS
3 CHUCK MENTIONED A FEW MINUTES AGO, WE'VE GOT A QUARTERLY
4 MEETING WHICH IS -- HAS ALREADY -- WE HAVE ONE ALREADY STARTED
5 AND WE ARE REACHING OUT TO THE COMMUNITY AND THE BUSINESS
6 OWNERS AND PROPERTY OWNERS TO COME AND DISCUSS ISSUES THAT ARE
7 RELATED TO PARKING, PROSTITUTION, DRUGS, THINGS THAT ARE IN
8 THE MIND OF THE BUSINESS OWNERS SO WE CAN DISCUSS, RESOLVE AND
9 COME TO A SOLUTION AT THE LOCAL LEVEL SO WE DON'T HAVE TO COME
10 TO THE SHERIFF OR THE POLICE IN THE CITY OF GARDENA. I HAVE
11 HIRED A PROJECT COORDINATOR, LINDA KIM, THAT IS HERE WITH US
12 TODAY. SHE HAS BROUGHT SOME OF THE BUSINESS OWNERS, IF I CAN
13 POINT OUT TO HER, SITTING OUT HERE, AND IF YOU COULD HAVE
14 SOMEONE TO --

15

16 **SUP. BURKE, CHAIR:** ARE THESE OTHER BUSINESS OWNERS?

17

18 **JESSIE WRIGHT:** YES, MADAM CHAIR.

19

20 **SUP. BURKE, CHAIR:** ALL RIGHT.

21

22 **JESSIE WRIGHT:** I HAVE WITH ME ANA AND IN JUST A FEW MINUTES,
23 YOU'LL HEAR AS WELL FROM HER. THE OPPONENT --

24

25 **SUP. BURKE, CHAIR:** YOU MAY BE SEATED.



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1

2 **JESSIE WRIGHT:** THE OPPONENT, AS SHE MENTIONED EARLIER MADAM
3 CHAIR, RELIES ON THE STREET PARKING A HUNDRED PERCENT. IF THEY
4 CAN WALK NEXT TO THE THEATER, IT'S ABOUT EXACTLY 16,000 SQUARE
5 FEET. THERE ARE TWO PARCELS THERE. BOTH PARCELS ARE ZONED FOR
6 PARKING ONLY. THEY'RE NOT ZONED TO BE BUILT, THEY'RE NOT ZONED
7 TO DO THINGS OTHER THAN JUST STRICTLY PARKING.

8

9 **SUP. BURKE, CHAIR:** BUT THE MAN WON'T LET THEM PARK THERE?

10

11 **JESSIE WRIGHT:** WHAT I DO NOT UNDERSTAND, MADAM CHAIR, BASED ON
12 THE DISCUSSION I'VE HEARD THIS -- FROM PEOPLE, NEIGHBORS IN
13 THE AREA, IS THAT THEY'VE HAD SOME ARGUMENTS WITH THE THEATER.

14

15 **SUP. BURKE, CHAIR:** OH, I SEE. ALL RIGHT.

16

17 **JESSIE WRIGHT:** AND BECAUSE OF THAT ARGUMENT, THEY'RE NOT ABLE
18 TO -- OR THERE'S THIS -- IT'S VENDETTA

19

20 **SUP. BURKE, CHAIR:** SO HE FENCED IT OFF, IS THAT WHAT HAPPENED?

21

22 **JESSIE WRIGHT:** YOU KNOW AND I KNOW, IF I CAN GET A DOLLAR OUT
23 OF PARKING A DAY OR EVEN A MONTH, I WOULD LET SOMEONE USE IT.
24 THE OTHER ISSUE, YOUR HONOR, IS THAT THE TENANTS THAT WE HAVE
25 IN THE PROJECT, EVEN THOUGH WE ARE 70 PARKING, WHERE WE HAVE



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1 109 UNITS, NOT EVERYONE HAS CARS. WE ARE FAIRLY CLOSE TO EL
2 CAMINO COLLEGE, WE HAVE STUDENTS THAT COME THERE THAT JUST
3 SIMPLY TAKE A BUS, IT'S ONLY LIKE FOUR BLOCKS AWAY. WE HAVE
4 SENIOR CITIZENS THAT HAVE BEEN LIVING THERE A LONG, LONG TIME,
5 THEY DON'T DRIVE CARS, WE'VE GOT BASICALLY EVERYTHING THERE AT
6 THE CENTER, SHOPPING AREAS AND THEATER ACROSS THE STREET AND
7 SO ON AND SO FORTH. THE OPPONENT MENTIONED THAT THEY HAVE
8 NEARLY ABOUT 270 SIGNATURES. I COULD IMPRESS THE BOARD OF
9 SUPERVISORS THIS MORNING TO COME UP WITH 271. BUT THE REALITY
10 IS THIS: THERE IS SIMPLY ABOUT LESS THAN A HUNDRED BUSINESSES
11 IN THE AREA BETWEEN THE STREET OF MAUREEN, MAUREEN AVENUE ALL
12 THE WAY UP TO ROSE STRAND IS 147. EVERY SIGNATURE THAT WE'VE
13 OBTAINED ARE COORDINATED WITH A BUSINESS CARD, WE JUST DID NOT
14 GO OUT AND GET SOMEBODY'S SIGNATURE, PATRONS AND SO ON AND SO
15 FORTH, JUST TO BRING UP AND IMPRESS THE BOARD. WE COULD HAVE
16 DONE THAT, BUT WE CHOOSE NOT TO DO THAT. JUST A COUPLE MORE
17 POINTS AND I'LL TURN THIS TO ANA. THE OPPONENT HAS PUT UP HIS
18 PROPERTY, OR THEIR PROPERTY FOR SALE, AS FAR AS I CAN TELL. I
19 DO HAVE WITH ME HERE TODAY A COPY OF A MULTIPLE LISTING, THAT
20 THE PROPERTY HAS BEEN FOR SALE. I'VE BEEN APPROACHED BY THE
21 APPLICANT'S MOTHER, I FORGET HER NAME NOW, MRS. KIM, THAT
22 THEY'RE VERY INTERESTED IN SELLING THE PROPERTY. YOU KNOW AND
23 I KNOW, HOW CAN YOU SELL A PROPERTY WITHOUT A PARKING? IT'S
24 EVERYBODY'S PROBLEM, BUT YOU'RE GOING TO HAVE TO MAKE WAYS TO
25 CREATE PARKING BEFORE YOU GO OUT AND SELL THE PROPERTY AND I



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1 CAN PRESENT THIS TO THE BOARD, IF YOU'D LIKE TO SEE IT. JUST
2 THE LAST POINT AND I'LL BE FINISHED. WE BROUGHT WITNESSES HERE
3 TODAY TO TESTIFY AND THE OPPONENT DID NOT BRING ANY WITNESSES.
4 AND JUST THE FINAL POINT IS THAT I JUST HOPE THAT YOU WOULD
5 APPROVE THE APPROVALS FOR THE BOARD OF -- THE PLANNING
6 COMMISSION BECAUSE THEY'VE HEARD BASICALLY THE SAME ARGUMENTS
7 AS YOU'RE HEARING TODAY. THANK YOU VERY MUCH.

8

9 **SUP. BURKE, CHAIR:** THANK YOU MISS YANCEY? JUST STATE YOUR
10 NAME, PLEASE.

11

12 **ANA YANCEY:** GOOD MORNING, YOUR HONOR. MY NAME IS ANA YANCEY,
13 AND MY ENGLISH IS NOT THAT GOOD, BUT I WILL TRY. OKAY I CAME
14 HERE BECAUSE WE HAVE A LITTLE PROBLEM. I THINK SO, WE NEED
15 MRS. KIM, THE CINEMA, FOR THE COMMUNITY, BUT IT'S MORE
16 IMPORTANT THE APARTMENTS. THERE'S A LOT OF PEOPLE THAT
17 STRUGGLE FOR APARTMENTS, ESPECIALLY A LOT OF SENIOR CITIZENS.
18 I'VE BEEN IN THE AREA FOR 28 YEARS. I HAD MY BUSINESS IN
19 MAUREEN IN CRENSHAW, AND I HAVE MY HOUSE ACROSS THE STREET
20 FROM THE CINEMA. THERE'S A LOT OF PEOPLE THAT GO TO THE
21 CINEMA. THE CINEMA HAS PROBABLY BETWEEN 700 AND 800 SEATS. THE
22 PEOPLE PEOPLE THAT LIVE AROUND THERE WE GO WALKING, WE DON'T
23 NEED A CAR FOR GO TO THE CINEMA BECAUSE THE PEOPLE IN THE AREA
24 IS THE ONLY PEOPLE THAT GO TO THE CINEMA. I'M VERY HAPPY TO
25 HAVE THE CINEMA THERE BECAUSE IT'S VERY COMFORTABLE FOR THE



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1 COMMUNITY. OKAY, I DON'T GO TO UNDERSTAND, BUT IT'S NOT FAIR
2 THAT MR. JESSIE'S TRYING TO MAKE THE AREA BETTER, BETTER IN A
3 WAY THERE'S A LOT OF NECESSITIES FOR APARTMENTS. THERE'S A LOT
4 OF PEOPLE, THEY NOT HAVE A PLACE TO GO, A LOT OF SENIOR
5 CITIZENS THEY NO HAVE A PLACE TO GO. IT'S NO FAIR THAT HE IS
6 PAYING TAXES ON THE PROPERTY AND MAKE MONEY AND THEY HAVE A
7 PARKING LOT. IT'S NO FAIR FOR THE CINEMA MAKING MONEY AND THEY
8 DON'T EVEN HAVE A PARKING LOT. THEY'VE BEEN GOING FOR YEARS
9 AND YEARS THERE, I UNDERSTAND, LIKE I SAY AGAIN, THE COMMUNITY
10 IS HAPPY TO HAVE THE CINEMA, BUT A LOT OF PEOPLE, ALL THE
11 AREA, ALL MY NEIGHBOR, THERE IT'S VERY HARD FOR THE MR. JESSIE
12 OFFER TO THE COMMUNITY APARTMENTS BECAUSE WE HAVE FIVE MOTELS
13 IN ONLY FOUR BLOCKS. OKAY? THAT'S TOO MANY MOTELS IN FOUR
14 BLOCKS. MY DAUGHTER HAVE BEEN RAPED IN THERE BECAUSE A LOT OF
15 PEOPLE GO BACK AND FORTH IN THE MOTELS, I'M VERY HAPPY THAT
16 THOSE MOTELS IS GOING, AND I'LL TRY TO CLOSING MORE MOTELS IN
17 THE AREA FOR MY COMMUNITY. THIS ALL WHAT I CAN SAY, SINCE MR.
18 JESSIE OPENED THOSE APARTMENTS I'VE SEEN THE CHANGES, AND THE
19 AREA'S CHANGING FOR GOOD AND THIS WOULD BE BETTER THAN EVER
20 BECAUSE WE WILL HAVE PEOPLE THAT HAVE AN APARTMENT, AND MR.
21 JESSIE PROMISED, YOU KNOW, GIVE A GOOD RATE IN THE RENTS, THEN
22 A LOT OF PEOPLE IN THE AREA IS VERY HAPPY, THAT'S ALL WHAT I
23 CAN SAY.

24

25 **SUP. BURKE, CHAIR:** THANK YOU VERY MUCH.



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1

2 **JESSIE WRIGHT:** MADAM CHAIR, IF I CAN JUST SAY THAT ANA HAS
3 BEEN LIVING IN THE NEIGHBORHOOD FOR 28 YEARS AND HER BUSINESS
4 HAS BEEN ESTABLISHED FOR 28 YEARS.

5

6 **SUP. BURKE, CHAIR:** WHAT KIND OF BUSINESS DO YOU HAVE?

7

8 **ANA YANCEY:** WHAT KIND OF BUSINESS?

9

10 **SUP. BURKE, CHAIR:** MMM-HMM.

11

12 **ANA YANCEY:** I HAVE A INTERIOR DECORATOR'S BUSINESS, YOU KNOW,
13 I HAVE A DRAPERY FACTORY.

14

15 **SUP. BURKE, CHAIR:** DRAPERY?

16

17 **ANA YANCEY:** YES.

18

19 **SUP. BURKE, CHAIR:** ALL RIGHT, THANK YOU.

20

21 **CHUCK MOORE:** THAT CONCLUDES OUR PRESENTATION IF THERE ARE NO
22 QUESTIONS.

23

24 **SUP. BURKE, CHAIR:** ALL RIGHT THANK YOU VERY MUCH. ARE THERE
25 ANY QUESTIONS? AT THIS TIME, I DO HAVE A MOTION, BUT I'D LIKE



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1 TO SAY ONE THING. THIS IS A DIFFICULT SITUATION BECAUSE
2 APPARENTLY THE THEATER HAS NO PARKING. AT ONE TIME, IT HAD
3 PARKING, BUT I GUESS THERE'S SOME KIND OF DISPUTE. TO THE
4 DEGREE THAT WE CAN ENTER INTO SOME METHOD OF RESOLVING THE
5 DISPUTE BETWEEN THE THEATER AND THE PARKING LOT NEXT DOOR, WE
6 WILL TRY TO DO THAT, IN WORKING WITH THE CITY OF GARDENA, SEE
7 IF WE CAN'T WORK OUT SOMETHING, SOME KIND OF ARRANGEMENT TO
8 TRY TO MAKE SOME PARKING AVAILABLE FOR THE THEATER. THE COUNTY
9 OF LOS ANGELES IS ONE OF THE FEW COUNTIES IN THE STATE OF
10 CALIFORNIA WITH A CERTIFIED HOUSING ELEMENT. A MAJOR ISSUE
11 THAT IS ADDRESSED IN THE HOUSING ELEMENT IS PROVISION OF
12 AFFORDABLE HOUSING FOR LOW OR MODERATE INCOME FAMILIES AND
13 HOUSING FOR PERSONS WITH SPECIAL NEEDS. WHEN IT APPROVED THIS
14 PROJECT THE REGIONAL PLANNING COMMISSION WAS VERY MUCH AWARE
15 OF THE SHORTAGE OF AFFORDABLE HOUSING. IN ALL PRACTICALITY, A
16 GREAT DEAL IF NOT THE MAJORITY OF AFFORDABLE HOUSING IN THE
17 COUNTY WILL LIKELY BE ESTABLISHED IN EITHER THE FIRST OR THE
18 SECOND DISTRICT. TO ADDRESS THIS ISSUE, IT'S CRUCIAL TO
19 CONSIDER AFFORDABLE HOUSING STRATEGIES THAT INCLUDE CONVERSION
20 OF STRUCTURES THAT CAN ACCOMMODATE LOW AND MODERATE INCOME
21 HOUSEHOLDS AS THE PROJECT PROPOSES. REGARDING THE ISSUE OF
22 IMPACTS ON TRAFFIC AND PARKING, THE PROJECT HAS HISTORICALLY
23 OPERATED AS A HOTEL/MOTEL AS WELL AS AN APARTMENT HOUSE AND
24 HAS EXISTED IN NEIGHBORHOODS SINCE 1962. THE EXISTING PARKING
25 PROBLEM IS DUE IN LARGE PART TO THE IMPACT OF OTHER EXISTING



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1 FACILITIES IN THE NEIGHBORHOOD THAT ALSO DO NOT PROVIDE
2 SUFFICIENT PARKING. A PROJECT THAT PROPOSES AFFORDABLE HOUSING
3 SHOULD NOT BE PENALIZED ON ACCOUNT OF OTHER PROPERTIES THAT DO
4 NOT MEET PARKING STANDARDS. POTENTIAL IMPACT OF THIS PROJECT
5 HAVE BEEN GIVEN DUE CONSIDERATION IN ENVIRONMENTAL REVIEW, THE
6 NEGATIVE DECLARATION APPROVED BY REGIONAL PLANNING COMMISSION
7 CONCLUDED THERE WOULD BE NO SIGNIFICANT IMPACT GENERATED BY
8 THE PROJECT. IN ADDITION, THE REGIONAL PLANNING COMMISSION
9 IMPOSED CONDITIONS OF APPROVAL ON THE PROJECT THAT FURTHER
10 ADDRESSED POTENTIAL IMPACT, INCLUDING A REDESIGN OF THE
11 PROJECT WITH THAT WOULD ELIMINATE THE PROBLEM OF CARS BACKING
12 OUT INTO CRENSHAW BOULEVARD AS WELL AS A PARKING MANAGEMENT
13 PROGRAM. THE APPLICANT HAS ALSO COMMITTED HIMSELF IN GOOD
14 FAITH TO WORKING WITH THE COMMUNITY TO RESOLVE ANY POTENTIAL
15 IMPACT. WITH THAT IN MIND, AND IN AN ENDEAVOR TO PROMOTE GOOD
16 NEIGHBORHOOD RELATIONS, I PROPOSE THAT THE GOOD NEIGHBOR
17 CONDITION BE ADDED TO THE PROJECT TO REQUIRE THE APPLICANT TO
18 USE HIS BEST EFFORTS TO ENSURE THAT RESIDENTS OF THE APARTMENT
19 HOUSES AND THEIR VISITORS DO NOT PARK IN FRONT OF THE MOVIE
20 THEATER LOCATED ACROSS THE STREET DURING THE THEATER'S
21 BUSINESS HOURS UNTIL 10:00 O'CLOCK IN THE EVENING. I'VE
22 REVIEWED THE FINDINGS OF REGIONAL PLANNING COMMISSION AND
23 CONCUR WITH THE FAVORABLE RECOMMENDATION. I THEREFORE MOVE
24 THAT THE BOARD CLOSE THE PUBLIC HEARING, APPROVE THE NEGATIVE
25 DECLARATION AND INDICATE OUR INTENT TO DENY THE APPEAL TO



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1 CONDITIONAL USE PERMIT AND PARKING PERMITS NUMBER 02-120-(2)
2 AND INSTRUCT COUNTY COUNSEL TO PREPARE THE APPROPRIATE FINDING
3 AND CONDITIONS. DO I HAVE A SECOND? IT'S BEEN MOVED AND
4 SECONDED. I DO WANT TO SAY THIS. WE WILL IMMEDIATELY START
5 ADDRESSING THE ISSUE OF THIS PARKING LOT NEXT TO THE THEATER
6 AND SEE IF THERE'S SOMETHING -- AND I THINK THAT WE HAVE
7 PEOPLE FROM THE CITY OF GARDENA WHO'LL WORK WITH US. SO IT'S
8 UNFORTUNATE WHEN THESE DISPUTES ARISE AND I APPRECIATE THE
9 FACT THAT YOU'RE PROVIDING A THEATER THERE, BUT WE ALSO HAVE
10 TO GET RID OF SOME OF THE CRIME THAT OCCURS IN THE MOTELS, AND
11 IF WE CAN PUT SENIORS AND OTHER PEOPLE IN THERE WHO WILL
12 ELIMINATE, FIVE MOTELS IN THAT AREA IS JUST TOO MUCH. WE
13 REALLY NEED TO HAVE MORE TO CONVERT IT, AND THE PROBLEM WITH
14 STRIP COMMERCIAL IS A TOUGH ONE. AND IT'S -- TODAY IT DOESN'T
15 HAPPEN, BUT IN OLD AREAS WE HAVE TO DEAL WITH IT, AND SO WE
16 HAVE TO TRY DO IT THE BEST WAY. SO THAT ITEM -- THAT APPEAL IS
17 DENIED AND THE MOTION IS APPROVED. ALL RIGHT. THE NEXT ITEM?

18

19 **CLERK VARONA-LUKENS:** ON ITEM NUMBER 10, THAT'S BEEN CONTINUED
20 TO OCTOBER 28TH. SO WE'RE ON ITEM NUMBER 11, COMBINED HEARING
21 ON ZONE CHANGE AND CONDITIONAL USE PERMIT, CASE NUMBER 02-004-
22 (1) AND TENTATIVE TRACT MAP NUMBER 532091 AND NEGATIVE
23 DECLARATION RELATING TO PROPERTY LOCATED AT 16005 AND 16017
24 FELLOWSHIP STREET IN THE VALINDA COMMUNITY, PUENTE ZONED



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1 DISTRICT PETITIONED BY D.C. CORPORATION. AND WE HAVE NO
2 WRITTEN PROTESTS, MADAM CHAIR.

3

4 **SUP. BURKE, CHAIR:** I HAVE TO ABIDE BY WHAT THE COUNTY COUNSEL
5 SAYS.

6

7 **ELLEN FITZGERALD:** GOOD MORNING, SUPERVISORS. ELLEN FITZGERALD,
8 PRINCIPAL REGIONAL PLANNING ASSISTANT WITH THE DEPARTMENT OF
9 REGIONAL PLANNING.

10

11 **SUP. BURKE, CHAIR:** WHAT DID YOU TELL ME?

12

13 **ELLEN FITZGERALD:** I HAVE DENNIS HUNTER WITH ME ON MY RIGHT
14 FROM THE DEPARTMENT OF PUBLIC WORKS.

15

16 **SUP. BURKE, CHAIR:** YEAH WELL CAN YOU TAKE IT UP --

17

18 **ELLEN FITZGERALD:** THE 1.1-ACRE PROJECT SITE WHICH IS THE
19 SUBJECT OF ZONE CHANGE 02-004, THE ASSOCIATED CONDITIONAL USE
20 PERMIT INTENDED TRACT MAP 53209 IS LOCATED AT THE NORTHEAST
21 CORNER OF FELLOWSHIP STREET AND WALNUT AVENUE IN THE COMMUNITY
22 OF VALINDA IN THE FIRST SUPERVISORIAL DISTRICT. THIS IS AN
23 AFFORDABLE HOUSING PROPOSAL TO CREATE 18 RESIDENTIAL LOTS FOR
24 DEVELOPMENT WITH DETACHED SINGLE-FAMILY RESIDENCES, 11 OF
25 WHICH WILL BE RESERVED FOR MODERATE INCOME HOUSEHOLDS. THE



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1 DEVELOPMENT WILL TAKE ACCESS FROM FELLOWSHIP STREET AND FROM
2 THE NEW CUL-DE-SAC STREET FROM WALNUT AVENUE. THE PROJECT IS
3 DESIGNED AT A SLIGHTLY HIGHER DENSITY THAN THE SURROUNDING
4 COMMUNITY AND THE PROPOSED LOT SIZES RANGE FROM 3600 TO 5,300
5 SQUARE FEET, WHICH ARE SMALLER THAN THE LOT SIZES OF THE
6 SURROUNDING NEIGHBORHOOD. HOWEVER, THE PROJECT IS DESIGNED TO
7 BE COMPATIBLE WITH NEARBY SINGLE-FAMILY RESIDENCES, AND EACH
8 LOT WILL PROVIDE YARDS IN EXCESS OF THE MINIMUM REQUIRED AND
9 THE ARCHITECTURAL PLANS SUBMIT -- DEPICT DEVELOPMENT IN
10 CHARACTER WITH EXISTING HOMES IN THE COMMUNITY. THE REGIONAL
11 PLANNING COMMISSION CONDUCTED A PUBLIC HEARING ON THE PROJECT
12 ON APRIL 2ND, 2003. NO TESTIMONY FROM SURROUNDING RESIDENTS
13 WAS RECEIVED AT THE PUBLIC HEARING BUT ONE LETTER IN
14 OPPOSITION TO THE PROJECT WAS SUBMITTED AS WELL AS SEVERAL
15 LETTERS IN SUPPORT OF THE PROJECT. THE COMMISSION FELT THAT
16 THE MODIFICATIONS REQUESTED BY THE PROJECT APPLICANT,
17 INCLUDING REDUCED LOT AREA, LOT WIDTH AND STREET FRONTAGE, AND
18 A DENSITY BONUS OF FOUR UNITS WERE ACCEPTABLE CONCESSIONS TO
19 GUARANTEE THE PROVISION OF AN AFFORDABLE HOUSING PROJECT. IT
20 WAS DETERMINED THAT DEVELOPMENT OF THE PROJECT WOULD NOT
21 RESULT IN A SIGNIFICANT EFFECT ON THE ENVIRONMENT, SO A
22 NEGATIVE DECLARATION WAS PREPARED. THE REGIONAL PLANNING
23 COMMISSION VOTED UNANIMOUSLY TO RECOMMEND APPROVAL OF THE
24 PROJECT AND ADOPTION OF THE NEGATIVE DECLARATION ON APRIL
25 23RD, 2003. THAT CONCLUDES MY PRESENTATION.



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1

2 **SUP. BURKE, CHAIR:** COUNTY COUNSEL IS THERE?

3

4 **RICHARD WEISS:** MADAM CHAIR, IF THERE ARE NO WITNESSES AND YOUR
5 BOARD HAS NO QUESTIONS, THEN THE MATTER IS BEFORE YOU.

6

7 **SUP. BURKE, CHAIR:** ALL RIGHT, IS THERE ANYONE WHO WISHES TO
8 SPEAK ON THIS ITEM? IF NOT, SUPERVISOR MOLINA, DO -- MOLINA
9 MOVES, SECONDED BY ANTONOVICH. WITHOUT OBJECTION, SO ORDERED.
10 GOING BACK -- YES, YES SUPERVISOR YAROSLAVSKY?

11

12 **SUP. YAROSLAVSKY:** ITEM NUMBER 19, YOU HAD ASKED THAT IT BE
13 CONTINUED A WEEK.

14

15 **SUP. BURKE, CHAIR:** I ASKED FOR IT TO BE CONTINUED ONE WEEK.

16

17 **SUP. YAROSLAVSKY:** I'M GOING TO WITHDRAW MY REQUEST THAT IT GO
18 INTO CLOSED SESSION, WE'LL DEAL WITH IT NEXT WEEK, THANK YOU.

19

20 **SUP. BURKE, CHAIR:** ONE PERSON HAD ASKED TO SPEAK, ESTHER
21 SCHILLER. CAN YOU WANT TO COME BACK NEXT WEEK TO SPEAK OR DO
22 YOU WANT TO SPEAK RIGHT NOW?

23

24 **ESTHER SCHILLER:** [INAUDIBLE].

25



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1 **SUP. BURKE, CHAIR:** ALL RIGHT. WOULD YOU PLEASE COME FORWARD?
2 AND WHILE YOU'RE COMING FORWARD, ON ITEM NUMBER 2, AFTER
3 TABULATING THE BALLOTS A DETERMINATION HAS BEEN MADE THAT NO
4 MAJORITY PROTEST EXISTS AGAINST THE PROPOSED ASSESSMENT, AS A
5 RESULT I MOVE THAT THE BOARD ADOPT THE RESOLUTION TO ANNEX AND
6 LEVY THE ASSESSMENT RESULTING FROM THE ANNEXATION OF TESORO
7 ADOBE PARK. SECONDED BY ANTONOVICH. WITHOUT OBJECTION, SO
8 ORDERED.

9

10 **> ON ITEM 3, AFTER TABULATING THE BALLOTS A DETERMINATION HAS**
11 **BEEN MADE THAT NO MAJORITY PROTEST EXISTS AGAINST THE PROPOSED**
12 **ASSESSMENT. AS A RESULT I MOVE THAT THE BOARD ADOPT THE**
13 **RESOLUTION TO ANNEX AND LEVY THE ASSESSMENT RESULTING TO THE**
14 **ANNEXATION OF PLUM/WHITE CANYON. SECONDED BY ANTONOVICH.**
15 **WITHOUT OBJECTION, SO ORDERED. ON ITEM 4, AFTER TABULATING THE**
16 **BALLOTS, A DETERMINATION HAS BEEN MADE THAT A MAJORITY PROTEST**
17 **EXISTS AGAINST THE PROPOSED ASSESSMENT FOR SUBDIVISIONS FOR**
18 **PROJECTS NUMBER 53303 AND 1641002 WITHIN COUNTY LIGHTING**
19 **MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT L.L.A.**
20 **ONE AND THAT NO MAJORITY PROTEST EXISTS AGAINST THE REMAINING**
21 **18 SUBDIVISIONS. AS A RESULT I MOVE THAT THE BOARD TERMINATE**
22 **THE PROCEEDINGS FOR THE ANNEXATION LEVY OF ASSESSMENTS AND**
23 **PROPERTY TAX TRANSFERS, PROCEEDINGS FOR SUBDIVISIONS FOR**
24 **PROJECTS NUMBER 53-303 AND 164-1002 AND ADOPT THE RESOLUTION**
25 **TO ANNEX AND LEVY ASSESSMENTS FOR THE REMAINING 18 SUBDIVISION**



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1 AREAS WITHIN THE COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND
2 COUNTY LIGHTING MAINTENANCE DISTRICT L.L.A.-1. AND THAT'S
3 SECONDED BY KNABE. WITHOUT OBJECTION, SO ORDERED. YES? MISS
4 SCHILLER?

5

6 >>ESTHER SCHILLER: MY NAME IS ESTHER SCHILLER. I'M THE
7 EXECUTIVE DIRECTOR OF A SMALL ADVOCACY ORGANIZATION, SAFE
8 SMOKE-FREE AIR FOR EVERYONE. WE'VE BEEN IN EXISTENCE SINCE
9 1992. WE'VE BEEN WORKING SINCE 1995 ON THE ISSUE OF TOBACCO
10 SMOKE DRIFTING IN MULTI-UNIT HOUSING AND AFFECTING THE
11 RESIDENTS OF THAT HOUSING. I HAVE A GRANT OR WE HAVE A GRANT
12 CURRENTLY FROM THE STATE TOBACCO CONTROL PROGRAM TO WORK ON
13 THIS PROBLEM OF TOBACCO SMOKE WHICH INVADES PEOPLE'S HOMES
14 WHEN THEY LIVE IN APARTMENTS AND CONDOMINIUMS AND SINGLE ROOM
15 OCCUPANCY HOTELS. WE'VE BEEN WORKING IN COLLABORATION WITH THE
16 L.A. COUNTY TOBACCO CONTROL PROGRAM. I HAVE BEEN WATCHING AND
17 COLLABORATING WITH THIS PROGRAM SINCE 1990, WHEN IT FIRST
18 BEGAN, AND I WOULD LIKE TO TELL YOU THAT THE LEADERSHIP OF
19 THIS PROGRAM HAS GROWN STRONGER THROUGH THE YEARS AND IT IS
20 NOW REALLY A MARVELOUSLY WELL-ADMINISTERED PROGRAM. THE LEVEL
21 OF SMOKING IN L.A. COUNTY HAS GONE DOWN AMONG ADULTS BY 30%,
22 AND AMONG YOUTH BY 50%. THIS IS WONDERFUL. WE'VE BEEN
23 WONDERFUL IN L.A. COUNTY AND IN THE STATE AS A WHOLE IN
24 PROTECTING PEOPLE FROM EXPOSURE TO TOBACCO SMOKE IN
25 WORKPLACES, BUT WE HAVE NOT BEGUN TO ADDRESS THE PROBLEMS



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1 ASSOCIATED WITH EXPOSURE TO TOBACCO SMOKE WHERE PEOPLE LIVE,
2 AND WHERE PEOPLE LIVE IS WHERE YOU FIND THE CHILDREN, THE
3 ELDERLY, AND PEOPLE WITH DISABILITIES. IN OUR OFFICE, WE GET A
4 CALL ON A DAILY BASIS FROM DIFFERENT PEOPLE WHO ARE
5 EXPERIENCING THIS PROBLEM, AND THERE IS CURRENTLY NO REMEDY,
6 THERE IS NO GOVERNMENT AGENCY THAT WILL COME TO THE ASSISTANCE
7 OF PEOPLE WHO ARE SUFFERING, AND WE HAVE TO SAY TO PEOPLE WHO
8 LIVE IN RENT-CONTROLLED APARTMENTS OR WHEREVER THAT THEY HAVE
9 TO MOVE. WHAT THE COUNTY IS PROPOSING AND WHAT THEY'VE BEEN
10 WORKING ON IS VOLUNTARILY GETTING SOME KIND OF CHANGE IN THIS
11 KIND -- SO THAT THIS PROBLEM CAN BE ADDRESSED. EVENTUALLY, WE
12 WOULD LIKE TO SEE REGULATIONS FOR APARTMENT HOUSES, THE SAME
13 KIND OF REGULATIONS THAT ARE NOW IN PLACE IN HOTELS. YOU KNOW
14 IF YOU TRAVEL, YOU CAN ASK FOR A SMOKING OR A NONSMOKING ROOM,
15 BUT THAT'S NOT AVAILABLE TO PEOPLE WHO LIVE IN APARTMENTS. I
16 URGE YOU, PLEASE VOTE TO ENABLE THESE CONTRACTS TO BEGIN. IF
17 THIS IS CONTINUED MUCH LONGER, THE PEOPLE WHO ARE IN PLACE TO
18 MAKE THESE CONTRACTS WORK WILL BE LOST, THEY WILL BE QUITTING
19 THEIR JOB BECAUSE THERE IS NO JOB. THE WHOLE PROCESS OF
20 PROTECTING PEOPLE FROM TOBACCO AND TOBACCO SMOKE WILL BE LOST
21 IN THIS COUNTY. THANK YOU.

22

23 **SUP. BURKE, CHAIR:** ALL RIGHT, THANK YOU VERY MUCH. THEN THIS
24 ITEM, WITHOUT OBJECTION, WILL BE CONTINUED FOR ONE WEEK. AND
25 ANY OTHER -- WE'LL NOW GO TO THE COMMITTEE OF THE WHOLE ITEMS,



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1 AND THESE ARE SPECIALS STARTING WITH THE FIFTH DISTRICT.
2 CORRECT? DOES IT START WITH THE -- THE FOURTH DISTRICT,
3 STARTING WITH THE FOURTH DISTRICT, AND I'M GOING TO GIVE YOU
4 THE GAVEL FOR A MINUTE.

5

6 **SUP. KNABE:** OKAY, SO WE DON'T HAVE ANY OTHER ITEMS BEFORE US
7 HERE?

8

9 **CLERK VARONA-LUKENS:** WE HAVE SOME ITEMS THAT HAVE BEEN HELD
10 BUT IT'S --

11

12 **SUP. KNABE:** OKAY. I BEGIN WITH MY ADJOURNMENTS. FIRST, EXCUSE
13 ME, I MOVE THAT WE ADJOURN IN MEMORY OF JAY BRADFORD CROWE.
14 BRAD WAS MY COMMISSIONER ON THE COUNTY'S FISH AND GAME
15 COMMISSION. HE BEGAN HIS BUSINESS CAREER AS A SALESMAN FOR THE
16 COMMON METALS IN LOS ANGELES. AND FOR THE NEXT 27 YEARS, HE
17 WAS A TOP SALESMAN AND VICE PRESIDENT FOR DEAN WITTER AND
18 COMPANY. HE HAS BEEN AN EXECUTIVE WITH DREXEL BURNHAM, BATEMAN
19 IKLER, AND KENSEL NUKLAMAN. AND BRAD WAS A VERY ACTIVE
20 SPORTSMAN FROM HIS BOYHOOD, HIS COMMITMENT TO AMERICA WAS
21 MATCHED BY HIS SUPPORT FOR MANY LIKE-MINDED CANDIDATES FOR
22 POLITICAL OFFICE TO SHARE HIS LOVE OF COUNTRY. HE WAS ALSO
23 VERY INSTRUMENTAL IN ALL OF OUR VARIOUS FISHING DERBYS THAT WE
24 PUT ON, FOR ALL OF OUR OFFICES, THOUSANDS OF KIDS, INCLUDING
25 FOSTER CHILDREN, PARTICIPATE IN THESE EVENTS AND ENJOY A DAY



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1 OF FISHING. HE'S BEEN A DEAR FRIEND OF JULIE AND I FOR MANY,
2 MANY YEARS AND HE WILL BE SORELY MISSED. HE'S SURVIVED BY HIS
3 WIFE OF 48 YEARS, KATHLEEN, AND FOUR CHILDREN AND
4 GRANDCHILDREN, AND I THINK ALL MEMBERS ON THAT, AND I'M SURE
5 MIKE WILL HAVE SOME COMMENTS AS WELL, BUT HE'S BEEN A GOOD
6 FRIEND TO ALL OF US. ALSO THAT WE ADJOURN IN MEMORY OF ROBERT
7 FLEMING, 54 YEARS OF AGE, WORKED AS A PROFESSIONAL LEGISLATIVE
8 REPRESENTATIVE DURING THE PAST SEVERAL YEARS IN SACRAMENTO.
9 PRIOR TO STARTING HIS CAREER UP THERE, HE HELD A POSITION WITH
10 MCDONALD DOUGLAS, THE BOEING COMPANY. HE WORKED IN
11 ADMINISTRATIVE CAPACITIES IN A NUMBER OF CITIES, INCLUDING
12 HAWAIIAN GARDENS, BELLFLOWER, AND WALNUT. ALSO THAT WE ADJOURN
13 IN MEMORY OF ARTHUR CLOSE, A RESIDENT OF LONG BEACH. HE WAS A
14 VERY PROMINENT DEFENSE ATTORNEY IN THE CITY OF LONG BEACH. HE
15 WAS KNOWN FOR HIS GENEROSITY, HIS SENSE OF HUMOR AND CHEERFUL
16 DISPOSITION, AND WAS WELL KNOWN IN THE LONG BEACH COURTHOUSE.
17 ALSO THAT WE ADJOURN IN MEMORY OF ARMANDO ACOSTA, WHO GREW UP
18 IN THE SOUTH BAY AND HE WAS ELECTED A TRUSTEE OF THE SOUTH BAY
19 UNION HIGH SCHOOL DISTRICT AND SERVED TWO FULL TERMS. HE
20 REMAINED ACTIVE IN THE COMMUNITY AND LOCAL EDUCATION CIRCLES,
21 AND HE PASSED AWAY AT THE VERY YOUNG AGE OF 47 WITH A BRAIN
22 TUMOR. ALSO THAT WE ADJOURN IN MEMORY OF DOCTOR ADRIAN ORTEGA,
23 SR., A WELL RESPECTED LEADER IN THE MEDICAL COMMUNITY, HE
24 SERVED AS THE FIRST MEDICAL DIRECTOR OF THE COUNTY'S ROYBAL
25 COMPREHENSIVE HEALTH CENTER IN EAST LOS ANGELES. HIS ANCESTORS



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1 WERE NATIVE ANGELINOS WHO ORIGINALLY CAME WITH FATHER SERRA
2 FROM MEXICO, HIS ANCESTORS OWN RANCH LAND BETWEEN WHAT IS NOW
3 EASTERN NAVERN AND THE L.A. RIVER. HE WAS ONE OF THE FOUNDING
4 MEMBERS OF THE PAN AMERICAN BANK AND MONTEREY PARK HOSPITAL.
5 HE WAS PRESIDENT OF THE CALIFORNIA HISPANIC AMERICAN MEDICAL
6 ASSOCIATION AND PRESIDENT OF THE NATIONAL CONFEDERATION OF
7 HISPANIC MEDICAL ASSOCIATIONS. HE'S SURVIVED BY HIS WIFE, ANNA
8 ROSA, HIS DAUGHTERS ANNA, ELSA, AND ROSE MARIE. HIS SON ADRIAN
9 IS A SURGEON AT L.A. COUNTY U.S.C. AND HE'S SURVIVED -- DR.
10 ORTEGA IS SURVIVED BY 10 GRANDCHILDREN. ALSO THAT WE ADJOURN
11 IN MEMORY OF ROBERT FARNEY, WHO PASSED AWAY ON JULY 12TH. HE
12 IS SURVIVED BY HIS WIFE OF 45 YEARS, CAROL, SONS MICHAEL,
13 TERRY, DANNY, AND DAVID, FIVE GRANDCHILDREN, FIVE STEP-
14 GRANDCHILDREN, AND SISTERS HELEN, MARDELLE AND SHARON. AND
15 FINALLY THAT WE ADJOURN IN MEMORY OF MICHAEL LEWIS, A LONG-
16 TIME MARINA DELRAY RESIDENT, CO-FOUNDER OF MAKE A WISH
17 FOUNDATION, GREATER LOS ANGELES CHAPTER. HE WAS A LOCAL YACHT
18 BROKER, VERY ACTIVE IN THE CALIFORNIA YACHT CLUB AND SERVED ON
19 THE BOARDS OF THE VIKING CHARITIES AND THE CATHOLIC BIG
20 BROTHERS AND ARTS CORPS L.A. WITH THAT, A SECOND, SO ORDERED.
21 I'D LIKE TO -- I BELIEVE SUPERVISOR YAROSLAVSKY HELD ITEM
22 NUMBER 15. I'LL CALL THAT UP.

23

24 **SUP. YAROSLAVSKY:** OKAY, I'D LIKE TO ASK THE STAFF TO COME UP
25 ON THIS, I -- I'M JUST NOT CLEAR WHAT MESSAGE THIS MOTION IS



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1 AIMING TO DELIVER. AND DO WE HAVE STAFF FROM PUBLIC WORKS
2 HERE, AND HEALTH DEPARTMENT? THIS IS ON THE TRUCKED-IN WATER.

3

4 **SUP. KNABE:** THEY'RE AROUND. PUBLIC WORKS AND HEALTH
5 DEPARTMENT?

6

7 **SUP. YAROSLAVSKY:** IT'S REALLY THE HEALTH DEPARTMENT I NEED,
8 BUT... YOU READY? WHO'S GOING TO SPEAK FOR THE DEPARTMENT?
9 HEALTH DEPARTMENT?

10

11 **C.A.O. JANSSEN:** IT DEPENDS ON THE QUESTIONS, SUPERVISOR, I'LL
12 TRY AND --

13

14 **SUP. YAROSLAVSKY:** WELL IT'S GOING TO BE ABOUT WATER QUALITY
15 AND TRUCKED-IN WATER AND ALL THAT SORT OF THING.

16

17 **C.A.O. JANSSEN:** RICHARD WAGNER IS IN CHARGE OF THE WATER PART
18 AND ENVIRONMENTAL HEALTH AND I THINK HE CAN ANSWER A SPECIFIC
19 QUESTION, IF THERE'S A POLICY ISSUE, I THINK I CAN ANSWER
20 THAT.

21

22 **SUP. YAROSLAVSKY:** WHAT IS OUR POLICY AS IT RELATES TO TRUCKED-
23 IN WATER AND WHAT ARE THE CONCERNS THAT HAVE BEEN RAISED AND
24 BY WHOM?

25



**The Meeting Transcript of
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1 **RICHARD WAGNER:** THE CONCERN IS THAT IN DELIVERING THE TRUCKED-
2 IN WATER, YOU HAVE WATER WITHIN A CLOSED SYSTEM.

3

4 **SUP. YAROSLAVSKY:** AND WE'RE TALKING ABOUT WATER THAT'S BEING
5 TRUCKED INTO NEW DEVELOPMENTS WHO DON'T HAVE ANY OTHER SOURCE
6 OF WATER?

7

8 **RICHARD WAGNER:** YES.

9

10 **SUP. YAROSLAVSKY:** OR WHO HAVE OTHER SOURCES OF WATER BUT THEY
11 DON'T WANT TO SPEND THE MONEY TO GET TO IT?

12

13 **RICHARD WAGNER:** CORRECT.

14

15 **SUP. YAROSLAVSKY:** OKAY.

16

17 **RICHARD WAGNER:** THE ISSUE WITH TRUCKING IN WATER IS THAT YOU
18 HAVE WATER WITHIN A CLOSED SYSTEM THAT'S -- THE CLOSED SYSTEM
19 IS OPENED UP TO ALLOW THE WATER TO BE PUT INTO THIS TANKER
20 TRUCK, AND THEN THAT TANKER TRUCK GOES OUT TO SOME FACILITY,
21 AND THAT CLOSED SYSTEM IS OPENED AGAIN THROUGH VALVES,
22 CONNECTIONS, FITTINGS, AND IS TRANSPORTED INTO A HOLDING TANK,
23 WHERE IT CAN THEN BE USED SO --

24



**The Meeting Transcript of
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1 **SUP. YAROSLAVSKY:** SO THE WATER IS TRUCKED IN FROM GOD KNOWS
2 WHERE, IS BROUGHT TO THE SITE WHERE THE SUBDIVISION IS AND PUT
3 IN A HOLDING TANK, WHICH IS THEN -- WHICH THEN FEEDS THE
4 RESIDENTS?

5

6 **RICHARD WAGNER:** THE INDIVIDUAL RESIDENTS YES.

7

8 **SUP. YAROSLAVSKY:** THE INDIVIDUALS, OKAY. WHAT IS THE POLICY OF
9 THE HEALTH DEPARTMENT ON THIS, AND WAS IT RECENTLY CHANGED?

10

11 **RICHARD WAGNER:** NO. BACK IN 1998, WAS THE FIRST TIME I RECALL
12 THAT I WAS CALLED, AND IT HAPPENED OUT IN THE SANTA MONICA
13 MOUNTAINS WHERE SOMEONE SAID THEY WANTED TO USE HAULED WATER
14 AS OPPOSED TO PUTTING IN A WELL, AND OUR ANSWER WAS "NO." AND
15 AFTER GETTING INVOLVED WITH THIS, WE CALLED THE STATE
16 DEPARTMENT OF HEALTH SERVICES AND TRIED TO GET SOME
17 INFORMATION FROM THEM, AND THEY CONCURRED WITH WHAT WE'RE
18 DOING. THEY SAID THEIR POSITION WAS THAT HAULED WATER SHOULD
19 NOT BE USED FOR NEW DEVELOPMENT, AS THE BASIS FOR NEW
20 DEVELOPMENT.

21

22 **SUP. YAROSLAVSKY:** THAT WAS WHAT THE STATE HEALTH DEPARTMENT
23 TOLD YOU?

24

25 **RICHARD WAGNER:** STATE HEALTH DEPARTMENT AND --



The Meeting Transcript of
The Los Angeles County Board of Supervisors

1

2 **SUP. YAROSLAVSKY:** IS THAT A POLICY OR THAT THEY HAVE, STATE-
3 WIDE POLICY?

4

5 **RICHARD WAGNER:** YES, AND THAT GROUP -- THEY CAME OUT WITH A
6 LETTER THAT WAS DISTRIBUTED TO ALL THE BOARD OFFICES LAST
7 YEAR.

8

9 **SUP. YAROSLAVSKY:** AND SO THERE -- THE STATE POLICY IS NOT TO
10 PERMIT HAULED WATER --

11

12 **RICHARD WAGNER:** AS THE BASIS FOR NEW DEVELOPMENT YES.

13

14 **SUP. YAROSLAVSKY:** AND FROM 1998, DID WE HAVE -- WE HAD NO
15 POLICY ON THAT? AND THIS IS THE FIRST TIME IT HAD COME UP, WAS
16 IN 1998 FOR US?

17

18 **RICHARD WAGNER:** I BECAME IN CHARGE OF THE WATER PROGRAM IN
19 1996, IN JUNE OF 1996, SO FOR ABOUT THE FIRST YEAR AND A HALF,
20 IT DID NOT COME UP TO MY LEVEL.

21

22 **SUP. YAROSLAVSKY:** OKAY, DO WE HAVE A POLICY NOW?

23

24 **RICHARD WAGNER:** WELL, THE PLUMBING CODES DEFINES PORTABLE
25 WATER AND SAYS EVERY SIX YEAR IN A RESIDENCE HAS, OR ANY



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1 BUILDING HAS TO HAVE PORTABLE WATER. THE DEFINITION OF
2 PORTABLE WATER IS THAT IT'S ACCEPTABLE FOR CULINARY DRINKING
3 WATER USES AND IS ACCEPTABLE TO THE HEALTH AUTHORITY. SO THAT
4 BEING IN PLACE, WHEN THE QUESTION WAS RAISED TO ME, YOU KNOW,
5 DECIDING THAT AND ALSO THE CONFIRMATION BY THE STATE
6 DEPARTMENT OF HEALTH SERVICES, WE SAID "NO," AND WHEN IT HAS
7 BEEN RAISED TO US, WE'VE BEEN CONSISTENT. NOW --

8

9 **SUP. YAROSLAVSKY:** WELL MIKE WHAT -- GO AHEAD.

10

11 **RICHARD WAGNER:** A YEAR AGO, THE REALTORS RAISED THE ISSUE OF
12 HAULED WATER --

13

14 **SUP. YAROSLAVSKY:** STOP BEFORE YOU GET TO THE REALTORS. WE'LL
15 GET TO THE REALTORS IN A SECOND.

16

17 **RICHARD WAGNER:** OKAY.

18

19 **SUP. YAROSLAVSKY:** WHEN YOU SAID "NO," WAS THAT IN WRITING? DID
20 WE HAVE A POLICY? DOES THE COUNTY HEALTH DEPARTMENT HAVE A
21 POLICY IN NOT PERMITTING HAULED WATER FOR NEW DEVELOPMENT?
22 "YES" OR "NO"?

23

24 **RICHARD WAGNER:** TODAY YES.

25



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1 SUP. YAROSLAVSKY: WHEN DID THAT POLICY GO INTO EFFECT?

2

3 RICHARD WAGNER: JANUARY 1, 2003.

4

5 SUP. YAROSLAVSKY: OKAY AND IT'S IN WRITING?

6

7 RICHARD WAGNER: IT WAS A CLARIFICATION YES.

8

9 SUP. YAROSLAVSKY: OKAY, AND THAT WAS -- THAT PUT IN WRITING,
10 THANK YOU, THAT PUT IN WRITING THE 'NO' THAT YOU HAD GIVEN
11 PREVIOUSLY TO SOMEBODY THAT WANTED TO USE HAULED WATER. RIGHT?

12

13 RICHARD WAGNER: CORRECT.

14

15 SUP. YAROSLAVSKY: OKAY, AND THAT POLICY ISN'T -- IS
16 CONSISTENT, IS CONSISTENT WITH THE STATE HEALTH DEPARTMENT
17 POLICY.

18

19 RICHARD WAGNER: CORRECT.

20

21 SUP. YAROSLAVSKY: AND WHY DO YOU HAVE A POLICY OF NOT
22 PERMITTING HAULED WATER TO SATISFY THE REQUIREMENTS OF NEW
23 SUBDIVISIONS? WHAT IS THE HEALTH REASONS THAT YOU DO NOT ALLOW
24 IT? WHAT'S YOUR CONCERN?

25



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1 **RICHARD WAGNER:** THE POTENTIAL CONTAMINATION THAT CAN OCCUR
2 WHEN WATER IS TRANSFERRED, TAKEN FROM ONE SOURCE AND
3 TRANSFERRED TO ANOTHER PROPERTY AND THEN INTO ANOTHER TANK.

4
5 **SUP. YAROSLAVSKY:** THE CONTAMINATION THAT CAN OCCUR DURING THE
6 TRANSFER FROM THE TRUCK TO THE TANK?

7
8 **RICHARD WAGNER:** CORRECT.

9
10 **SUP. YAROSLAVSKY:** OR COULD OCCUR IN THE TANK -- IN THE TRUCK
11 ITSELF?

12
13 **RICHARD WAGNER:** YES.

14
15 **SUP. YAROSLAVSKY:** OR ARE YOU CONCERNED ABOUT WHERE THE --

16
17 **RICHARD WAGNER:** AT ANY STAGE OF THAT PROCESS.

18
19 **SUP. YAROSLAVSKY:** OR WHAT THE SOURCE OF THE WATER IS?

20
21 **RICHARD WAGNER:** THAT'S ANOTHER ISSUE ALSO, YES. WE'VE BEEN
22 TOLD ANECDOTALLY THAT PEOPLE -- SOME OF THE WATER HAULERS HAVE
23 SOURCES THAT HAVE NOT BEEN APPROVED.

24



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1 **SUP. YAROSLAVSKY:** AND IS IT EASY -- WOULD IT BE EASY TO POLICE
2 THIS KIND OF THING IF YOU WANTED TO ALLOW --

3

4 **RICHARD WAGNER:** IT'D BE EXTREMELY DIFFICULT.

5

6 **SUP. YAROSLAVSKY:** EXTREMELY DIFFICULT TO HAVE PEOPLE IN THE
7 HEALTH DEPARTMENT FOLLOW TRUCKS AROUND ALL OVER SOUTHERN
8 CALIFORNIA?

9

10 **RICHARD WAGNER:** CORRECT.

11

12 **SUP. YAROSLAVSKY:** SEEING WHERE THEY'RE TAKING WATER FROM,
13 TESTING THE WATER, GETTING INSIDE THE TANKER, SEEING IF
14 THERE'S ANY CHROMIUM 6 OR SOMETHING LIKE THAT IN THE TANKER.

15

16 **RICHARD WAGNER:** AND WATCHING JUST HOW THIS TRANSFER OCCURS.

17

18 **SUP. YAROSLAVSKY:** HOW THE TRANSFER OCCURS AND THEN WHAT THE
19 CONDITION OF THE TANK IS.

20

21 **RICHARD WAGNER:** YES.

22

23 **SUP. YAROSLAVSKY:** ALL RIGHT, SO THERE ARE SOME VALID PUBLIC
24 HEALTH POLICY REASONS FOR WHY YOU ARE PROHIBITING --

25



The Meeting Transcript of
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1 **RICHARD WAGNER:** YES, SIR.

2

3 **SUP. YAROSLAVSKY:** -- THESE TRANSFERS, THESE HAULED WATER. AND
4 WHAT HAPPENS TO A DEVELOPER OUT IN THE SANTA MONICA MOUNTAINS
5 OR IN SOME OTHER PART OF THE COUNTY WHO SAYS, "YOU'RE DENYING
6 ME MY PROPERTY RIGHTS"? MAYBE THAT'S NOT A QUESTION TO THE
7 HEALTH DEPARTMENT. ARE THERE OTHER ALTERNATIVES, MR. NOYES, TO
8 -- IN THESE PROPERTIES FOR PEOPLE TO GET WATER?

9

10 **JIM NOYES:** JIM NOYES, DIRECTOR OF PUBLIC WORKS. SUPERVISOR I
11 GUESS WHAT WE USUALLY DO IN SUBDIVISIONS ON MAJOR DEVELOPMENTS
12 IS REQUIRE SAY PORTABLE PORTABLE SUPPLY OF WATER, AND WHAT
13 WE'VE BEEN DOING ON INDIVIDUAL PROPERTIES, AT LEAST SINCE LAST
14 FALL OR SINCE THE NEW POLICY WENT INTO EFFECT ON JANUARY 1ST,
15 IS TO RELY ON THE HEALTH SERVICES DEPARTMENT TELLING US THAT
16 THEY'VE REVIEWED WHATEVER THE APPLICANT WANTS TO DO WITH
17 RESPECT TO A SOURCE OF PORTABLE WATER AND IF HEALTH SERVICES
18 SAYS THEY'VE MET THAT REQUIREMENT, THEN WE'LL ISSUE A BUILDING
19 REQUIREMENT THEN WE'LL ISSUE A BUILDING PERMIT.

20

21 **SUP. YAROSLAVSKY:** SO THE HEALTH TAKES PRECEDENCE OVER ANYTHING
22 ELSE.

23

24 **JIM NOYES:** YES SIR.

25



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1 **SUP. YAROSLAVSKY:** AND A DEVELOPER WHO WANTS TO SUBDIVIDE A
2 PIECE OF PROPERTY HAS A RESPONSIBILITY AS WE LEARNED, IN FACT,
3 WE'VE HAD SOME STATE LEGISLATION RECENTLY IN THIS REGARD, THAT
4 THERE NEEDS TO BE A WATER SUPPLY THAT IS ADEQUATE FOR THE
5 NEEDS OF THAT SUBDIVISION, AND THAT'S THEIR RESPONSIBILITY.
6 THAT'S NOT OUR RESPONSIBILITY RIGHT?

7

8 **JIM NOYES:** AND IN A SUBDIVISION PROCESS, I THINK THE WAY THAT
9 WORKS IS THE DEVELOPER WILL GET A WILL-SERVE LETTER FROM
10 EITHER A MUNICIPAL OR A PRIVATE WATER SUPPLIER INDICATING THAT
11 THEY WILL PROVIDE WATER SERVICE TO THE DEVELOPMENT. NOW, THIS
12 IS TYPICALLY, YOU KNOW, FAIRLY LARGE SUBDIVISIONS. I'M NOT
13 NECESSARILY SPEAKING HERE OF INDIVIDUAL HOMEOWNERS, BUT ON AN
14 INDIVIDUAL PIECE OF PROPERTY, WHERE THEY HAVE TO COME IN AND
15 GET A BUILDING PERMIT JUST ON THAT PIECE OF PROPERTY ITSELF.

16

17 **SUP. YAROSLAVSKY:** NOW YOU -- LET'S GO BACK TO YOU -- YOU WERE
18 GETTING READY TO TALK ABOUT REALTORS. WHAT'S THE STORY WITH
19 REALTORS?

20

21 **RICHARD WAGNER:** THE REALTORS RAISED THE ISSUE ASKING FOR SOME
22 CLARIFICATION OF EXACTLY WHAT WAS GOING ON. THESE ARE THE
23 SANTA CLARITA REALTORS, AND WE CONVENE SOME MEETINGS, AND WE
24 REALLY CLARIFIED FOR THEM WITH THE POSITION THAT WE HAD TAKEN,
25 AND THEY WERE ASKING FOR SOMETHING IN WRITING, SO ALL THE



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1 DEPARTMENTS, PUBLIC WORKS, REGIONAL PLANNING, HEALTH, COUNTY
2 COUNSEL, FIFTH DISTRICT, WE GOT TOGETHER AND DEVELOPED A
3 POSITION STATEMENT FROM THE COUNTY THAT WE GAVE TO THE
4 REALTORS. THEY WERE CONCERNED ABOUT THEIR ABILITY TO GIVE
5 PROPER DISCLOSURE.

6

7 **SUP. ANTONOVICH:** FOR THE RECORD, WE'RE NOT TALKING ABOUT
8 DEVELOPERS, WE'RE TALKING ABOUT A MOM AND POP BUILDING A HOME.

9

10 **RICHARD WAGNER:** WE'RE TALKING ABOUT EVERYTHING YES.

11

12 **SUP. ANTONOVICH:** RIGHT, AND SO WE'RE TALKING ABOUT AN
13 INDIVIDUAL BUILDING A HOME. WE'RE NOT TALKING ABOUT A BIG
14 SUBDIVISION.

15

16 **SUP. YAROSLAVSKY:** YEAH, I UNDERSTAND THAT, WE TALK ABOUT --
17 ABOUT ANYTHING, BUT WHETHER IT'S A MOM AND POP OR WHETHER IT'S
18 A SUBDIVISION, THE HEALTH ISSUE IS THE SAME, IS IT NOT? IT'S
19 KIND OF LIKE THOSE WATER VENDING MACHINES THAT WE TALKED ABOUT
20 A FEW YEARS AGO THAT --

21

22 **RICHARD WAGNER:** YES. THE ALTERNATIVES ARE SOMEONE COULD DRILL
23 A WELL. IF THERE IS A WELL NEARBY, THERE'S A POTENTIAL FOR
24 SHARING WATER FROM A WELL, IF THERE'S A SUFFICIENT YIELD, AND
25 THAT IS ADDRESSED IN THAT POLICY STATEMENT THAT WENT OUT ALSO.



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1

2 **SUP. YAROSLAVSKY:** ALL RIGHT, SO IT'S NOT YOUR RECOMMENDATION
3 THAT WE CHANGE THE POLICY, IS IT? OR IS IT?

4

5 **RICHARD WAGNER:** WHAT?

6

7 **SUP. YAROSLAVSKY:** MR. -- DR. FIELDING, YOU WANT TO TAKE --

8

9 **DR. JONATHAN FIELDING:** NO, IT'S NOT OUR RECOMMENDATION TO
10 CHANGE THE POLICY, SUPERVISOR.

11

12 **SUP. YAROSLAVSKY:** SO THE MOTION BEFORE US IS TO REEVALUATE THE
13 WATER AVAILABILITY POLICY WITH RECOMMENDATIONS TO ADDRESS THE
14 SEVERE IMPACT TO RESIDENTS. I DON'T KNOW WHAT THAT MEANS. IF
15 IT MEANS REEVALUATE WITH THE INTENT OF CHANGING THE POLICY, I
16 GOT A PROBLEM WITH THAT. IF YOU WANT THEM TO COME BACK WITH
17 THE REPORT ABOUT THE ADVISABILITY OF CHANGING THE POLICY, I
18 DON'T HAVE A PROBLEM WITH THAT, AND LET THEM COME BACK, NOT
19 UNDER THE GUN HERE, UNLESS THE BOARD IS PREPARED TO TELL THEM
20 THAT YOU WANT TO CHANGE THE POLICY, I'D LIKE TO GET THEM TO
21 GIVE US A REPORT ABOUT THE ADVISABILITY OF THE CHANGE IN
22 POLICY AND WHAT OPTIONS MIGHT BE AVAILABLE IN THIS AREA TO
23 ADDRESS THE ISSUES THAT HAVE BEEN RAISED TO YOU AND HAVE BEEN
24 RAISED TO ME IN THE PAST AS WELL, BUT NOT NECESSARILY -- AND
25 MIGHT NOT NECESSARILY LEAD TO A WEAKENING OR A BACK PEDALING



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1 ON THIS POLICY. SO MR. ANTONOVICH, IF YOU'D BE WILLING TO
2 CHANGE THE WORD "REEVALUATE THE WATER AVAILABILITY POLICY" TO
3 SAY SOMETHING LIKE -- FIRST OF ALL, ON THE NUMBER ONE, IS TO
4 'ASK THE DEPARTMENT OF HEALTH TO ASSESS THE ADVISABILITY OF
5 REEVALUATING THE WATER POLICY WITH RECOMMENDATIONS TO ADDRESS
6 THE SEVERE IMPACT ON RESIDENTS,' THAT'S FINE, AND THEN STRIKE
7 THE SECOND THING, WHICH, LET THEM COME BACK ON THEIR OWN TERMS
8 WITH THAT. I DON'T THINK WE'RE NECESSARILY AT THAT TRANSITION
9 POINT, DO YOU HAVE A PROBLEM WITH THAT?

10

11 **SUP. ANTONOVICH:** LET ME -- I'D LIKE TO ASK SOME QUESTIONS.

12

13 **SUP. YAROSLAVSKY:** OKAY, FINE. WELL I WOULD MAKE A -- I WOULD
14 MOVE AS AN AMENDMENT THAT, ON ITEM NUMBER 1 ON THE MOTION,
15 THAT WE SAY THAT -- WE ASK THE DEPARTMENT OF HEALTH TO PREPARE
16 A REPORT ON THE ADVISABILITY OF REEVALUATING THE WATER
17 AVAILABILITY POLICY AND STRIKE NUMBER TWO, THE --

18

19 **SUP. BURKE, CHAIR:** SUPERVISOR ANTONOVICH?

20

21 **SUP. YAROSLAVSKY:** HANG ON. I'M NOT DONE, I'M JUST READING THE
22 REST OF IT. STRIKE NUMBER THREE AND LEAVE NUMBER FOUR.

23

24 **SUP. ANTONOVICH:** QUESTION. IS THE STATE OF CALIFORNIA
25 RECOMMENDING A POLICY ON HAULED WATER, OR IS IT THE STATE --



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1 OR IS THE STATE MANDATING A POLICY? I THINK THAT'S A VERY KEY
2 COMPONENT. IS IT RECOMMENDING OR MANDATING?

3

4 **RICHARD WAGNER:** MY RECOLLECTION IS THAT IT'S THEIR
5 RECOMMENDATION --

6

7 **SUP. ANTONOVICH:** RIGHT. IT'S NOT MANDATING, IT'S RECOMMENDING.
8 IF YOU READ THE LAST SENTENCE OF THEIR REPORT, IT'S WITH THEIR
9 -- IT'S A REQUEST AND NOT A MANDATE. SECONDLY, IS THE COUNTY
10 AWARE OF ANY INSTANCES WHERE INDIVIDUALS HAVE ENCOUNTERED
11 ADVERSE HEALTH EFFECTS DUE TO THE USAGE OF HAULED WATER?

12

13 **RICHARD WAGNER:** NOT AS A SPECIFIC. WE KNOW THE CONDITIONS
14 UNDER WHICH WATER CAN BECOME CONTAMINATED, WE KNOW WHAT
15 HAPPENS WHEN WATER BECOMES CONTAMINATED AND PEOPLE BECOME ILL.
16 AS AN ISOLATED THING OF SIMPLY TALKING ABOUT HAULED WATER, I'M
17 NOT AWARE OF ANYTHING SPECIFICALLY. THERE'S A GENERAL CONCERN
18 OUT THERE THAT HAS BEEN EXPRESSED BY U.S. PUBLIC HEALTH
19 SERVICE AND C.D.C. AND VARIOUS AGENCIES.

20

21 **SUP. ANTONOVICH:** RIGHT, AND THE EFFORTS WE HAD DONE ON VENDING
22 MACHINES HAS REALLY BEEN VERY PRODUCTIVE BECAUSE THE
23 TECHNOLOGY OF THE LARGEST VENDOR OF WATER IN THIS REGION HAS
24 CHANGED THEIR METHOD OF SANITIZING, FILTERING THAT WATER, SO
25 NOW THAT YOU DO HAVE NOT ONLY A CLEANER PRODUCT, BUT YOU ALSO



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1 HAVE THE INSPECTIONS TO ENSURE THAT THE MACHINES ARE ABLE TO
2 PROVIDE A PRODUCT THAT IS SAFE FOR THE PUBLIC, AND THAT IS A
3 VERY GOOD ACCOMPLISHMENT. THE QUESTION, HOW MANY PROPERTY
4 OWNERS IN L.A. COUNTY RELY ON HAULED WATER?

5

6 **RICHARD WAGNER:** THAT ISN'T KNOWN AT THIS TIME.

7

8 **SUP. ANTONOVICH:** UNKNOWN. HOW WERE THE OWNERS NOTIFIED ABOUT
9 THIS PROPOSED CHANGE?

10

11 **RICHARD WAGNER:** I KNOW THERE WERE A LOT OF ARTICLES IN THE
12 PAPERS, TOWN COUNCILS WERE NOTIFIED, THE REALTORS, OBVIOUSLY,
13 SPREAD THE WORD.

14

15 **SUP. ANTONOVICH:** BUT IF AN INDIVIDUAL'S BUILDING A HOME WHO
16 PERHAPS LIVES IN WEST LOS ANGELES OR SOUTH CENTRAL LOS ANGELES
17 OR EAST LOS ANGELES OR NORTHWEST LOS ANGELES COUNTY, THEY
18 AREN'T NECESSARILY ATTENDING A TOWN COUNCIL MEETING OR READING
19 A LOCAL PAPER.

20

21 **RICHARD WAGNER:** NO I'M TALKING ABOUT THE TOWN COUNCILS UP IN
22 THE ANTELOPE VALLEY AREA.

23

24 **SUP. ANTONOVICH:** WHEN MILK IS HAULED IN A TANKER, WHO CHECKS
25 THE TANKER TO ENSURE THAT THAT MILK IS NOT CONTAMINATED --



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1

2 **RICHARD WAGNER:** I'M NOT FAMILIAR WITH THE DAIRY INDUSTRY.

3

4 **SUP. ANTONOVICH:** SO DO STATE HEALTH THEY DO THAT?

5

6 **SPEAKER:** THE -- IT IS INSPECTED BY THE DAIRY -- STATE DAIRY
7 PEOPLE, AND THERE ARE DIFFERENT SYSTEMS FOR HAULING THAT, AND
8 THERE IS VERY SPECIFIC GUIDELINES FOR DISINFECTING ALL OF
9 THOSE.

10

11 **SUP. ANTONOVICH:** RIGHT, SO THERE ARE INSPECTIONS IN PLACE FOR
12 THE CHECKING OF THOSE TYPES OF LIQUIDS, BE IT MILK, JUICE, OR
13 WATER.

14

15 **SPEAKER:** YES.

16

17 **SUP. ANTONOVICH:** WE'RE NOT INVENTING A NEW TECHNOLOGY.

18

19 **DR. JONATHON FIELDING:** THAT IS CORRECT, AND THERE'S ALSO --
20 MUCH OF THE MILK IS TRANSPORTED ON ITS WAY TO BEING
21 PASTEURIZED, SO IN MANY CASES, WE DO HAVE THAT EXTRA KILL STEP
22 BEFORE IT'S ACTUALLY BOTTLED.

23



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1 **SUP. ANTONOVICH:** AND YOU ALSO HAVE PERHAPS FROM THE BOTTLING
2 COMPANIES WATER BEING TANKED, BEING TRANSPORTED IN TANKERS,
3 BEFORE BOTTLING.

4

5 **SPEAKER:** YES, FOR FURTHER PROCESSING.

6

7 **SUP. ANTONOVICH:** QUESTION, YOU HAVE THAT PROCESS IN PLACE, SO
8 THE CERTIFICATION OF THOSE TYPES OF VEHICLES, INSPECTIONS, IS
9 NOT A NEW CERTIFICATION PROCESS.

10

11 **SPEAKER:** IT'S ALREADY TAKING PLACE IN THE OTHER AGENT.

12

13 **SUP. YAROSLAVSKY:** FOR WATER?

14

15 **SPEAKER:** I'M SORRY?

16

17 **SUP. YAROSLAVSKY:** CERTIFYING WATER, IS THAT -- THAT'S WHAT
18 HE'S ASKING.

19

20 **SPEAKER:** NO --

21

22 **SUP. YAROSLAVSKY:** I'M TALKING ABOUT MILK.

23



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1 **SUP. ANTONOVICH:** I'M TALKING MILK, I'M TALKING ABOUT TANKERS
2 THAT PROVIDE THESE TRANSPORT -- TRANSPORTING LIQUIDS, BE IT
3 JUICE, WATER, OR MILK.

4

5 **SUP. YAROSLAVSKY:** LET HIM ANSWER THE WATER, I'D LIKE TO HEAR,
6 DO WE CERTIFY WATER?

7

8 **SPEAKER:** THE STATE DEPARTMENT OF HEALTH SERVICES REGISTERS
9 WATER HAULERS, TOO. WE DON'T KNOW HOW WELL THEY'RE INSPECTED
10 OR WITH WHAT FREQUENCY, AND THAT'S ALSO ANOTHER ISSUE, SO
11 THERE IS A CERTIFICATION WITH THAT INSPECTION PROCESS. WE
12 DON'T BELIEVE IT HAPPENS AS OFTEN AS IT SHOULD, IF IT HAPPENS
13 AT ALL.

14

15 **SUP. ANTONOVICH:** SO THEY ARE TRANSPORTING PERHAPS JUICES AND
16 OTHER TYPES OF CONSUMER PRODUCTS THAT WE DON'T KNOW WHAT THOSE
17 CONTAINERS' SANITATION REQUIREMENT IS.

18

19 **SPEAKER:** THERE HAVE BEEN KNOWN CASES OF LARGE CONTAINERS THAT
20 ARE CARRYING DIFFERENT FOOD SOURCES TO HAVE BEEN INVOLVED IN
21 SITUATIONS WHERE THEY MAY DO ONE TRIP WHERE THEY MAY DO ONE
22 TRIP WHERE THEY'RE ACTUALLY CARRYING THE FOOD SUBSTANCE AND
23 THEN TURN AROUND AND CARRY SOMETHING ELSE, SO THERE HAS BEEN
24 THAT CONCERN, TOO, BUT IT DOES HAPPEN, SUPERVISOR.

25



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1 **SUP. ANTONOVICH:** RIGHT, BUT I REMEMBER DURING THE EARTHQUAKE
2 IN '91, WE HAD TO ORDER TANKERS TO BRING IN WATER TO SERVE THE
3 PEOPLE OF THE SANTA CLARITA VALLEY, AND I GUESS PARTS OF THE
4 ANTELOPE VALLEY, AS A RESULT OF THAT EARTHQUAKE, AND THEY
5 RELIED UPON TANKED WATER COMING IN BY TANKERS FOR A NUMBER OF
6 WEEKS OR MONTHS. AND WERE THERE ANY CASES WHERE ANYBODY BECAME
7 ILL BECAUSE OF BOTTLED WATER THAT WAS TANKED IN?

8

9 **SPEAKER:** WE'RE NOT AWARE OF ANY DOCUMENTED CASES.

10

11 **SUP. ANTONOVICH:** YEAH BECAUSE I'M NOT AWARE OF ANY AS WELL.
12 AND SO THERE IS A PROBLEM. WE'RE TALKING ABOUT, I GUESS, A
13 NUMBER OF PEOPLE HAVE GONE THROUGH THE PROCESS THEN THEY'RE
14 BUILDING THEIR DREAM HOME AND NOW HAVE COME INTO THIS PROBLEM
15 AND IN REVIEWING THE LETTER FROM THE DEPARTMENT OF HEALTH AND
16 THE STATE, IT'S NOT MANDATING -- IT'S A ISSUE THAT THEY'RE
17 RAISING. BUT HAVING -- AND WE TALKED TO THE DEPARTMENT OF
18 PUBLIC WORKS, WHICH OUR UNDERSTANDING YOU'VE HAD INDIVIDUAL
19 HOMES FOR THE PAST 15-PLUS YEARS BECAUSE OF GEOLOGY OR
20 CONTAMINATION HAVE HAD TO RELY UPON TANKED, PORTABLE WATER.
21 AND THE QUESTION IS, HOW DO YOU DEAL WITH THOSE PEOPLE? IT'S
22 MY UNDERSTANDING THAT THERE IS A REQUIREMENT, WHATEVER THAT --
23 WHEN A WATER DISTRICT IS PUT IN THAT THEY HAVE TO
24 AUTOMATICALLY BECOME A MEMBER OF THAT AND PAY FOR THOSE COSTS.
25 THAT'S OUR AGREEMENT. SO IT'S AN ISSUE AND THAT'S WHY THERE



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1 HAVE BEEN SOME PUBLIC MEETINGS OUT THERE AND WHY WE NEED TO
2 FIND A SOLUTION TO THE PROBLEM THAT WE HAVE BEFORE US, AND
3 THAT WAS THE INTENT OF THE MOTION. AND SO THAT'S WHERE WE'RE
4 HEADING.

5

6 **SUP. YAROSLAVSKY:** MADAM CHAIR, IF I CAN JUST FOLLOW UP. FIRST
7 OF ALL, ANYBODY WHO HAD A BUILDING -- WHO WAS APPLYING FOR A
8 BUILDING PERMIT FOR THEIR DREAM HOME WHEN THIS POLICY WENT
9 INTO EFFECT WERE EXEMPT FROM THIS, ISN'T THAT CORRECT? IT IS.
10 I'M LOOKING AT THE POLICY RIGHT HERE.

11

12 **SPEAKER:** YES.

13

14 **SUP. YAROSLAVSKY:** IT READS 'THIS POLICY WILL NOT APPLY TO
15 PROPOSED PROJECTS FOR WHICH A COMPLETE BUILDING PERMIT
16 APPLICATION' -- CAN WE HAVE IT QUIET? SERGEANT, COULD YOU
17 PLEASE --.

18

19 **SUP. BURKE, CHAIR:** YES, COULD WE HAVE QUIET -- SIR, YOU GOING
20 TO HAVE TO BE QUIET AND --

21

22 **SUP. YAROSLAVSKY:** HE'S NOT GOING TO BE. HE IS A LITTLE OUT OF
23 IT SO, IF YOU CAN GET THE SERGEANT TO ESCORT HIM OUT.

24

25 **SUP. ANTONOVICH:** HE'S HARD OF HEARING.



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1

2 **SUP. YAROSLAVSKY:** I KNOW.

3

4 **SUP. BURKE, CHAIR:** WOULD YOU GO OUT AND SPEAK TO HIM OUTSIDE?

5

6 **SUP. YAROSLAVSKY:** THIS POLICY WILL NOT APPLY TO PROPOSED
7 PROJECTS FOR WHICH A COMPLETE BUILDING PERMIT APPLICATION
8 INCLUDING SEWAGE DISPOSAL PLANS WAS FILED PRIOR TO JANUARY 1,
9 2003 AS EVIDENCED BY THE BUILDING PLAN CHECK NUMBER. IT'S A
10 PRETTY LIBERAL EXEMPTION. SO NOBODY WHO IS APPLYING FOR THEIR
11 -- FOR THEIR DREAM HOME WAS GOING TO BE IMPACTED BY THIS. ALL
12 I'M SAYING IS, YOUR MOTION DIRECTS THEM ESSENTIALLY TO
13 REEVALUATE THEIR POLICY, WHICH TO THEM WILL THEM TO READ AND
14 TO ME IT READS TO CHANGE THE POLICY.

15

16 **SUP. ANTONOVICH:** NO, TO REEVALUATE IT.

17

18 **SUP. YAROSLAVSKY:** I'M ASKING, WELL THEN WHY -- IF THAT'S ALL
19 YOU WANT --

20

21 **SUP. ANTONOVICH:** THAT'S WHAT IT SAYS, IT SAYS TO REEVALUATE
22 THE --

23

24 **SUP. YAROSLAVSKY:** YEAH BUT THEN YOU READ THE NEXT PART, MIKE,
25 YOU READ NUMBER 2, 'DEVELOP A TRANSITION PLAN THAT INCLUDES



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1 ALTERNATIVE SOLUTIONS,' YOU READ NUMBER THREE IT SAYS 'REPORT
2 TO THE BOARD IN 30 DAYS ON STEPS THAT CAN BE TAKEN IMMEDIATELY
3 TO ELIMINATE THE NEGATIVE IMPACT OF THE WATER AVAILABILITY
4 POLICY.' SO IT'S VERY CLEAR WHAT THIS IS. ALL I'M SAYING IS
5 LET THEM COME BACK WITH A COMPREHENSIVE REPORT INSTEAD OF
6 ASKING THEM IN THIS ENVIRONMENT TO PROVIDE A REPORT ON WHY
7 THEY DID THIS ON THE ADVISABILITY OF THIS POLICY OF ANY
8 CHANGES AND WHAT OPTIONS THAT MIGHT BE AVAILABLE AND LET THEM
9 THINK IT THROUGH, BETWEEN THEM AND THE PUBLIC WORKS DEPARTMENT
10 WITHOUT A TRANSITION PLAN AND WITHOUT ALL THIS OTHER STUFF IN
11 HERE, YOU KNOW, AND THEN LET'S HAVE THE DISCUSSION. BUT RIGHT
12 NOW --

13

14 **SUP. ANTONOVICH:** YEAH BUT WE'RE TALKING ABOUT, THOUGH, THE
15 ITEM THREE, IT'S THOSE WHO WERE PROCESSING PAPERWORK TO
16 DEVELOP THEIR PROPERTY WHEN THE POLICY TOOK EFFECT, AND THOSE
17 WHO WANT TO DEVELOP THAT PROPERTY.

18

19 **SUP. YAROSLAVSKY:** THOSE PEOPLE ARE EXEMPT BY THE -- IN THE
20 POLICY. THOSE PEOPLE WERE EXEMPT IN THE POLICY. THEY'VE JUST
21 TOLD IT TO --

22

23 **SUP. ANTONOVICH:** THEN IT WOULD COME BACK AND SAY THOSE PEOPLE
24 ARE EXEMPT, I MEAN, PERIOD, THAT'S ALL WE'RE -- THAT'S WHAT
25 WE'RE TALKING ABOUT.



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1

2 **SUP. YAROSLAVSKY:** OKAY, FINE. I'LL ACCEPT THAT. ANOTHER
3 PROBLEM NUMBER FOUR, I THINK YOU SHOULD STRIKE NUMBER TWO AND
4 I THINK YOU SHOULD JUST ASK THEM TO COME BACK WITH THE
5 ADVISABILITY OF --.

6

7 **SUP. ANTONOVICH:** WELL NUMBER FOUR IS --.

8

9 **SUP. YAROSLAVSKY:** I HAVE NO PROBLEM WITH NUMBER FOUR IS WHAT I
10 JUST SAID.

11

12 **SUP. ANTONOVICH:** OKAY, 'CAUSE WE'RE LOOKING AT PUTTING ON A
13 WATER SYSTEM.

14

15 **SUP. YAROSLAVSKY:** YEAH ITEM NUMBER TWO IS THE PART THAT TALKS
16 ABOUT A TRANSITION PLAN, WHICH I THINK IS PUTTING THE CART
17 BEFORE THE HORSE AND THAT CAN BE -- YOU CAN BRING THAT BACK
18 WHEN THEY COME BACK WITH THE REPORT.

19

20 **SUP. ANTONOVICH:** THAT'S WHAT -- THE REPORT REVIEWING THE
21 RECOMMENDATION.

22

23 **SUP. YAROSLAVSKY:** NO IT'S -- WELL IF IT'S NO DIFFERENCE TO YOU
24 IT'S A DIFFERENCE TO ME, IT'S THE WAY I -- AND I JUST WANT TO
25 PUT THE HORSE BEFORE THE CART. IF THEY'RE GOING TO COME BACK



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1 WITH A REPORT IN 30 DAYS, LET THEM COME BACK WITH A REPORT IN
2 30 DAYS --

3

4 **SUP. ANTONOVICH:** AND THAT'S WHAT WE WANT.

5

6 **SUP. YAROSLAVSKY:** ON WHAT THEIR -- THEN MY MOTION WAS ON ITEM
7 ONE TO AMEND IT TO SAY REPORT ON THE ADVISABILITY, REPORT ON
8 THE ADVISABILITY --

9

10 **SUP. ANTONOVICH:** THAT'S FINE, THAT'S FINE.

11

12 **SUP. YAROSLAVSKY:** REPORT ON THE ADVISABILITY OF REEVALUATING.

13

14 **SUP. ANTONOVICH:** THAT'S FINE.

15

16 **SUP. YAROSLAVSKY:** AND LEAVE THE REST -- AND THEN JUST TAKE
17 NUMBER TWO OUT, DEFER IT TO WHEN THEY COME BACK WITH THE
18 REPORT.

19

20 **SUP. ANTONOVICH:** THAT'S FINE.

21

22 **SUP. YAROSLAVSKY:** OKAY THAT'S ALL I HAD.

23

24 **SUP. BURKE, CHAIR:** ALL RIGHT.

25



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1 **SUP. YAROSLAVSKY:** THEN I'LL SUPPORT IT.

2

3 **SUP. BURKE, CHAIR:** OKAY THEN AS AMENDED IT'S --

4

5 **SUP. YAROSLAVSKY:** SOMEBODY GET ME A GLASS OF WATER.

6

7 **SUP. BURKE, CHAIR:** MOVED BY -- SECONDED BY --

8

9 **SUP. ANTONOVICH:** WITH OR WITHOUT CHROMIUM 6.

10

11 **SUP. BURKE, CHAIR:** MOVED BY ANTONOVICH, SECONDED AS BY

12 YAROSLAVSKY AS AMENDED.

13

14 **SUP. YAROSLAVSKY:** YOU KNOW, ONE OF THE OPTIONS COULD BE THAT

15 THEY TRUCK MILK TO THESE PEOPLE'S HOMES, HOPEFULLY THEY'RE NOT

16 --

17

18 **SUP. BURKE, CHAIR:** RAW MILK.

19

20 **SUP. YAROSLAVSKY:** HOPEFULLY THEY'RE NOT LACTOSE INTOLERANT,

21 BUT THAT'S ANOTHER STORY.

22

23 **SUP. BURKE, CHAIR:** ALL RIGHT, WITHOUT OBJECTION, SO ORDERED,

24 AS AMENDED. DID EVERYONE GET THE AMENDMENTS DOWN?

25



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1 **SUP. YAROSLAVSKY:** GET THE AMENDMENT?

2

3 **SUP. BURKE, CHAIR:** OKAY, DID YOU CONCLUDE YOUR ITEMS
4 SUPERVISOR KNABE?

5

6 **SUP. KNABE:** YES I DID, I'M JUST --

7

8 **SUP. BURKE, CHAIR:** FIFTH DISTRICT PLEASE.

9

10 **SUP. ANTONOVICH:** ALSO I'D LIKE TO MOVE THAT WE ADJOURN IN
11 MEMORY OF JOHN BRADFORD CROWE, KNOWN TO ALL OF US AS BRAD, WHO
12 PASSED AWAY AND HIS WIFE KATHLEEN AS MANY OF YOU KNOW, WAS MY
13 CHIEF OF STAFF FOR MANY, MANY YEARS AND ALSO CAMPAIGN MANAGER
14 FOR MANY OF MY CAMPAIGNS. BRAD WAS AN INDIVIDUAL WHO HAD MANY
15 OPINIONS AND DID NOT FEAR TO VOICE THEM. HE WAS A -- REALLY A
16 PRIDE OF OUR SAN GABRIEL VALLEY. QUITE INVOLVED IN COMMUNITY
17 AND, AS STATED, HE WAS CHAIRMAN OF THE L.A. COUNTY FISH AND
18 GAME COMMISSION AND REALLY AN AUTHORITY ON FISH AND GAME
19 ISSUES AND ON ENVIRONMENTAL ISSUES AS WELL. AND HE'S SURVIVED
20 BY HIS WIFE, KATHLEEN, AND HIS CHILDREN BRAD, ED, KEVIN AND
21 HILLARY AND HIS FOUR GRANDCHILDREN -- OR, I SHOULD SAY, YES,
22 HIS FOUR GRANDCHILDREN. BUT HE WAS ONE OF A KIND AND A GOOD
23 FRIEND TO ALL OF US, ALSO -- ALL MEMBERS ON THAT.

24



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1 **SUP. BURKE, CHAIR:** ALL MEMBERS, AND I CERTAINLY WOULD LIKE TO
2 JOIN IN THAT. BRAD WAS A GOOD FRIEND TO ALL OF US. WE WISH --
3 WE CERTAINLY GIVE OUR SYMPATHY TO KATHLEEN, I IMAGINE HOW
4 DIFFICULT IT IS FOR HER.

5

6 **SUP. ANTONOVICH:** ALSO FLORA MAY, FLORA LORRAINE FLEECE, WHO
7 PASSED AWAY ON JULY 14TH. I WAS CLOSE TO HER CHILDREN. JOHN
8 WAS A RETIRED LOS ANGELES POLICE DEPARTMENT OFFICER AND ALSO
9 WAS A LEGISLATIVE AIDE IN SACRAMENTO WHEN I WAS A MEMBER OF
10 THE STATE LEGISLATURE. BUT SHE WAS NOT ONLY A DEVOTED WIFE,
11 MOTHER, AND GRANDMOTHER BUT SHE ALSO WAS AN EMPLOYEE OF THE
12 TELEPHONE COMPANY. SHE HAD THREE SONS, TWO OF WHOM SERVED IN
13 THE UNITED STATES MARINE CORPS, AND A LIEUTENANT COLONEL IN
14 THE UNITED STATES AIR FORCE. SHE HAD SEVEN SERVING
15 GRANDCHILDREN, ONE ANNAPOLIS GRADUATE, TWO WEST POINT
16 GRADUATES, TWO WEST POINT CADETS, AN ARMY RESERVE CADET, ALL
17 OF WHOM SHE WAS VERY PROUD OF AND SHE WAS A REAL CONTRIBUTOR
18 TO OUR COMMUNITY. ALSO PASTOR JAMES WHITMORE -- WHITCOMB
19 BROWTHER WHO WAS HERE FOR MANY, MANY TIMES, HE LED US IN
20 INVOCATION. IF YOU REMEMBER HE WAS THE PASTOR AT THE FIRST
21 BAPTIST CHURCH OF GLENDALE AND HE JUST PASSED AWAY AT THE AGE
22 OF 101. AND WHEN HE WAS HERE -- HE WAS HERE WHEN HE WAS IN HIS
23 80S AND IN HIS 90S. AND THE LAST TIME HE WAS HERE WAS
24 APPROXIMATELY FOUR TO FIVE MONTHS AGO. HE WAS A GRADUATE OF
25 NEWTON THEOLOGICAL SEMINARY IN BOSTON, WHERE HE GRADUATED MANY



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1 YEARS AGO. HE WAS ACTIVE IN THE GLENDALE CHAMBER OF COMMERCE,
2 HE WAS THE CHAPLAIN FOR THE SHRINE. HE WAS QUITE ACTIVE WITH
3 THE GLENDALE KIWANIS CLUB, AND THE MASONIC LODGE, AND HE WAS
4 ALSO CHAPLAIN FOR THE LOS ANGELES BREAKFAST CLUB AND THE
5 PROPELLER CLUB OF LOS ANGELES, LONG BEACH AND A REAL FINE MAN.
6 HE ALWAYS HAD STORIES AND A BIG, BIG SMILE. WHEN THEY SAY
7 THOSE WHO LAUGH LIVE A LONG TIME AND THOSE WHO FROWN HAVE
8 SHORT LIVES, HE WAS A REAL TESTAMENT TO THOSE LAUGHING AND
9 LIVING A LONG TIME AND HE DIED WITH HIS BOOTS ON. A REAL FINE
10 MAN. ALSO JOHN CALANDRI, WHO WAS THE 71-YEAR-OLD ONION KING. A
11 MAJOR CONTRIBUTOR TO THE LOCAL CHARITIES DURING HIS 58 YEARS
12 IN THE ANTELOPE VALLEY. HE FOUNDED THE JOHN CALANDRI FARMS IN
13 1945, GROWING ALL TYPES OF PRODUCE, YET IT WAS HIS ONIONS THAT
14 HELPED HIS COMPANY BECOME THE MAJOR LOCAL INDUSTRY, EMPLOYING
15 AS MANY AS 400 PEOPLE. HE WAS A MAJOR CONTRIBUTOR TO MANY OF
16 THE FOUNDATIONS, INCLUDING THE ROSEMONT LIBRARY, THE MULTIPLE
17 SCLEROSIS SOCIETY IN THE ANTELOPE VALLEY INDIAN MUSEUM, AMONG
18 OTHERS. HOEBERT CHARD, A LONG-TIME ANTELOPE VALLEY RESIDENT.
19 HE WAS THE FORMER EDWARDS AIR FORCE BASE COMMANDER, RETIRED
20 FROM THE UNITED STATES AIR FORCE AT THE -- AND PASSED AWAY AT
21 THE AGE OF 80, HE WAS WHILE SERVING IN THE PENTAGON HE BECAME
22 A PARTICIPANT IN THE S.R.-71, THE BLACKBIRD PROJECT, HE THEN
23 SERVED IN MANY LOCATIONS BEFORE COMING -- TAKING CHARGE OF
24 EDWARDS AIR FORCE BASE. DEAN DUNLEVY, A LOS ANGELES TRIAL
25 ATTORNEY AND HE WAS AN ATTORNEY WITH GIBSON, DUNNE AND



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1 CRUTCHER FOR MANY YEARS AS A PARTNER, BUT HE IS THE LAWYER WHO
2 WAS ABLE TO ALLOW CONSUMERS THE RIGHT TO VIDEOTAPE COPYRIGHTED
3 MOVIES AND OTHER PROGRAMS ON TELEVISIONS FOR THEIR OWN USE. SO
4 WHEN YOU COPY A PROGRAM AT HOME ON TELEVISION THAT YOU ARE
5 UNABLE TO SEE BECAUSE YOU'RE NOT THERE AND YOU RECORD IT, HE
6 MADE IT SURE THAT THAT WAS LEGAL. GEORGE GARCIA, WHO WAS A
7 MEMBER OF MY ANNUAL "REMEMBERING OUR VETERANS AND THEIR
8 FAMILIES" PROGRAM WE DO EACH YEAR. HE WAS A VIETNAM VETERAN,
9 AND HE WAS DEDICATED TO SERVING THE DISABLED AND NON-DISABLED
10 VETERANS IN THE SAN GABRIEL VALLEY AND FOUNDER OF THE SAN
11 GABRIEL VALLEY VETERANS EMPLOYMENT COMMITTEE. BARBARA HOLORAN,
12 A LONG TIME SAN MARINO RESIDENT, A LONG-TIME MEMBER OF THE
13 VALLEY HUNT CLUB AND ANADEL, AND ACTIVE IN LOCAL AREAS IN THE
14 PASADENA-SAN MARINO AREA. RANDY OTT, WHO WAS A -- INVOLVED
15 WITH THE HENRY MAYO NEWHALL MEMORIAL HOSPITAL AND THE SHEILA
16 VELOS BREAST IMAGING CENTER AND THE CHILD AND FAMILY CENTER
17 AND THE COLLEGE OF THE CANYONS WHO PASSED AWAY. AND NED
18 SOSITA, WHO WAS A FORMER 28-CAREER OFFICER WITH THE LOS
19 ANGELES POLICE DEPARTMENT AND ALSO SERVED IN THE UNITED STATES
20 MARINE CORPS. AND PASTOR WILLIAM BRIGHT, WHO WAS QUITE ACTIVE
21 IN THE RELIGIOUS COMMUNITY, WHO FOR 50 YEARS HEADED HIS
22 ORGANIZATION AND HIS -- HE PASSED AWAY AT THE AGE OF 81 ON
23 JULY 19TH.

24

25 **SUP. BURKE, CHAIR:** SO ORDERED.



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1

2 **SUP. ANTONOVICH:** OKAY, ITEM NUMBER 16.

3

4 **SUP. BURKE, CHAIR:** THERE IS ONE PERSON REQUESTED TO SPEAK ON
5 THAT. ADRIAN FOLEY.

6

7 **ADRIAN FOLEY:** MADAM CHAIR, MEMBERS OF THE BOARD, SUPERVISORS,
8 MY NAME'S ADRIAN FOLEY. I'M THE VICE PRESIDENT OF DEVELOPMENT
9 FOR BROOKFIELD HOMES, BROOKFIELD SOUTH AND INC. WAS THE
10 GENERAL CONTRACTOR HIRED BY SOUTHWEST DIVERSIFIED LAVINIA
11 LIMITED TO DEVELOP THE LAVINIA COMMUNITY. I HAVE BEEN WITH
12 BROOKFIELD FOR OVER SEVEN YEARS AND HAVE BEEN VERY INVOLVED
13 WITH THE DEVELOPMENT OF THE LAVINIA COMMUNITY. I'M HERE TO
14 SPEAK IN RESPONSE TO THE RECOMMENDATION PREPARED BY SUPERVISOR
15 ANTONOVICH. I'VE READ AND REVIEWED THE FINDINGS OF THE LAVINIA
16 MELARUSE AUDIT AND I'M HERE TO MAKE SOME SPECIFIC POINTS IN
17 RESPONSE TO THE AUDIT. THE STATEMENT IS MADE MERELY TO MAKE
18 SURE THAT THE INFORMATION YOU ARE GIVEN IS ACCURATE. IN OUR
19 BRIEF REVIEW OF THE AUDIT, UNFORTUNATELY WE ONLY RECEIVED A
20 COPY OF IT LAST THURSDAY, WE HAVE UNCOVERED A NUMBER OF
21 QUESTIONS THAT CAST DOUBT ON THE FINDINGS. I'LL BE SPECIFIC IN
22 ORDER TO ELIMINATE GENERAL COMMENTARY BUT I BASICALLY HAVE
23 FIVE FINDINGS THAT WARRANT FURTHER RESOURCE -- RESEARCH BEFORE
24 CONCLUDING THAT THE PROCESS FOLLOWED WAS INCORRECT OR SUGGESTS
25 THAT THE DEVELOPER VIOLATED STATE LAW, AS IS THE CURRENT



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1 CLAIM. THE FIVE ITEMS READ, ITEM ONE, THE AUDIT REFERRED TO
2 THE FAILURE TO AMEND EXHIBIT B FROM THE ORIGINAL FUNDING AND
3 ACQUISITION AGREEMENT IN JULY OF '95. HOWEVER IN JULY OF 1999
4 THE BOARD ACTED TO AMEND SUCH F.AND A. AND ALLOWED FOR LEGAL
5 AND C.F.D. EXPENDITURES TO BE INCLUDED IN THE -- IN THAT
6 EXHIBIT. AS A CONSEQUENCE, LEGAL AND C.F.D. EXPENDITURES WERE
7 SUBMITTED FOR REFUND. ITEM NUMBER TWO, THE AUDIT STATES THAT
8 \$124,000 IN SOFT COSTS EXCEEDS THE CAP CONTAINED WITHIN THE F.
9 AND A. AGREEMENT. THE SOFT COSTS DO NOT EXCEED THE CAP, AS THE
10 LINE ITEMS THAT RELATE TO THAT -- TO THOSE IMPROVEMENTS WERE
11 INCREASED DUE TO INCREASED COSTS. WHEN THE CORRECT COSTS ARE
12 INSERTED IN THE EXHIBIT B THERE ARE NO COSTS OVER THE CAPS FOR
13 SOFT COSTS. EXCUSE THE PHRASEOLOGY THERE. ITEM NUMBER THREE,
14 THE AUDIT STATED THAT 387,000 IN REFUNDABLE DEPOSITS IS NOT
15 ALLOWED. THIS REFERS TO A SERIES OF PAYMENTS MADE TO SOUTHERN
16 CALIFORNIA EDISON FOR IMPROVEMENTS TO LINCOLN AVENUE AND
17 SUNSET RIDGE, THESE IMPROVEMENTS RELATE TO BACKBONE LINE
18 EXTENSIONS AND THESE ARE NOT REFUNDABLE IMPROVEMENTS. IN OTHER
19 WORDS THERE IS NO REFUND COMING BACK TO THE DEVELOPER FOR
20 THESE IMPROVEMENTS, HOWEVER THE AUDIT STATES THAT THERE IS. IN
21 GENERAL THE ONLY IMPROVEMENTS THAT ARE ELIGIBLE FOR REFUNDS
22 ARE FOLLOWING THE CONSTRUCTION OF A DWELLING. THESE LINE
23 EXTENSIONS HAD NO DWELLINGS ATTACHED TO THEM. THE AUDIT --
24 ITEM NUMBER FOUR, THE AUDIT STATES THAT THERE ARE OVER 117,000
25 OF INELIGIBLE EXPENDITURES, SPECIFICALLY SECURITY GUARD



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1 SERVICES ONSITE. THE FINDINGS OF THE AUDIT ARE DISPUTED AS
2 THESE WERE A NECESSARY PART OF THE MANAGEMENT OF THE C.F.D.
3 IMPROVEMENTS. THE SECURITY SERVICES WERE NECESSARY TO PROTECT
4 THE C.F.D. IMPROVEMENTS FROM THEFT OR VANDALISM, WHICH WAS
5 PREVALENT THROUGHOUT THE NEW DEVELOPMENT. THE LAST ITEM, ITEM
6 NUMBER FIVE, IT'S CLAIMED IN THE AUDIT THAT THERE ARE OVER
7 \$700,000, APPROXIMATELY 46% OF THE DISPUTED AMOUNT IS IN
8 UNSUPPORTED COSTS. EVERY PACKAGE THAT WAS SUBMITTED FOR REFUND
9 BY OUR COMPANY HAD ATTACHMENTS, INCLUDING INVOICES, COPIES OF
10 CHECKS, ET CETERA, ET CETERA. I'M SURPRISED TO READ THAT THESE
11 WERE NOT AVAILABLE FOR REVIEW BY THE AUDITOR. HOWEVER IF THESE
12 HAVE BEEN LOST OR MISPLACED, WE WILL BE HAPPY TO PROVIDE THEM
13 FOR FURTHER REVIEW. GIVEN THE ABOVE, I'M NOT DISPUTING THAT
14 THERE CAN BE IMPROVEMENTS TO THE PROCESS AND A CLOSER SCRUTINY
15 OF THE INVOICES AND ALLOCATIONS MADE. HOWEVER I CAN TELL YOU
16 THAT AT NO TIME DID BROOKFIELD SEEK TO BE REFUNDED ANY COSTS
17 THAT THEY WERE NOT DUE UNDER THE FUNDING AND ACQUISITION
18 AGREEMENT. IT WAS ALWAYS OUR DESIRE TO INFORM THE RELEVANT
19 PARTIES, EITHER AT THE COUNTY OR WITHIN THE COMMUNITY, OF THE
20 REFUNDS WE WERE PURSUING, AND IF THERE WERE QUESTIONS WE WERE
21 HAPPY TO ANSWER THEM. IN SUMMARY THE REPORT REFERENCES 1.7
22 MILLION OF DISPUTED COSTS. HOWEVER WHEN DETAILS OF THESE ITEMS
23 ARE ANALYZED ONLY 18%, APPROXIMATELY 300,000, IS REALLY IN
24 QUESTION, AND EVEN WITH THESE COSTS THERE'S NEED FOR FURTHER
25 RESEARCH. IN ORDER TO BRING A QUICK CLOSURE TO THESE QUESTIONS



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1 AND TO THE NEXT STEP WE HAVE PROPOSED THAT WE WORK WITH THE
2 DEPARTMENT OF PUBLIC WORKS AND THE AUDITOR'S OFFICE OVER THE
3 NEXT 45 DAYS TO CONCLUDE AN INFORMED REVIEW OF THE REPORT. WE
4 FEEL THAT THIS WILL HIGHLIGHT THE INCORRECT CONCLUSIONS
5 REACHED BY THE AUDITORS AND HOPEFULLY PROVIDE A MORE ACCURATE
6 PICTURE OF THIS ISSUE. IN ADDITION WE WILL PROVIDE COPIES OF
7 INVOICES FOR CURRENTLY COMPLETED IMPROVEMENTS TO D.P.W., THAT
8 CAN BE SUBMITTED FOR THEIR REVIEW. I'LL BE HERE TO ANSWER ANY
9 FURTHER QUESTIONS SHOULD THAT BE NECESSARY. THANK YOU.

10

11 **SUP. ANTONOVICH:** MADAM CHAIR, WHAT I WOULD DO IS MOVE OUR
12 MOTION AND THEN THE COMMENTS THAT THE GENTLEMAN HAS RAISED,
13 ASK THE AUDITOR CONTROLLER TO RESPOND TO THOSE AND REPORT BACK
14 AS WELL.

15

16 **SUP. BURKE, CHAIR:** ALL RIGHT.

17

18 **SUP. ANTONOVICH:** SO I'D MOVE THE MOTION AND REQUEST THE
19 INFORMATION THAT THE GENTLEMAN HAS PROVIDED US TO THE AUDITOR/
20 CONTROLLER TO MAKE A REPORT BACK AS WELL IN 14 DAYS BECAUSE
21 THIS MOTION IS FOR A 14 DAY REPORT BACK.

22

23 **SUP. BURKE, CHAIR:** ALL RIGHT, IS THERE A SECOND?

24

25 **SUP. YAROSLAVSKY:** SECOND.



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1

2 **SUP. BURKE, CHAIR:** THEN MOVED AND SECONDED WITHOUT OBJECTION.
3 SO ORDERED. AND THE REPORT BACK WITHIN 14 DAYS AFTER THE
4 AUDITOR REVIEWS THE ISSUES YOU'VE RAISED.

5

6 **ADRIAN FOLEY:** THANK YOU.

7

8 **SUP. ANTONOVICH:** THANK YOU, AND THAT'S ALL I HAVE.

9

10 **SUP. BURKE, CHAIR:** RIGHT, SUPERVISOR MOLINA?

11

12 **SUP. MOLINA:** MADAM CHAIR I HAVE ONE ADJOURNMENT. I'D LIKE TO
13 ASK THAT WE ADJOURN IN THE MEMORY OF TERESA DONCHI DELGADO,
14 SHE PASSED AWAY. MISS DELGADO WAS THE SISTER OF MY STAFF
15 MEMBER GIL LOPEZ, WE WANT TO EXTEND OUR DEEPEST CONDOLENCES TO
16 GIL AND HIS FAMILY, THEY WERE SHOCKED WHEN THEY HEARD THAT HIS
17 SISTER HAD PASSED AWAY. THAT'S ALL I HAVE.

18

19 **SUP. BURKE, CHAIR:** I MOVE THAT WHEN WE ADJOURN TODAY WE
20 ADJOURN IN MEMORY OF CELIA CRUZ, THE AFRO-CUBAN SINGER WHO
21 ROSE FROM AN HUMBLE HAVANA HOME TO COMMAND HALF A CENTURY OF
22 LATIN DANCE MUSIC WITH HER UNWAVERING PROFESSIONALISM, OLD
23 FASHIONED GRACE AND SEEMING INEXHAUSTIBLE ENERGY, WHO PASSED
24 AWAY AT THE AGE OF 77 ON JULY 16TH AFTER A BATTLE WITH BRAIN
25 CANCER. SHE'S SURVIVED BY HER HUSBAND OF 41 YEARS, PEDRO



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1 KNIGHT, AND THEIR LONG MARRIAGE AND MUTUAL LOYALTY WILL REMAIN
2 A MODEL OF STABILITY. HE HELPED TO GUIDE HER CAREER AND ALWAYS
3 APPEARED WITH HER ON STAGE. HER TRADEMARK CALL 'AZUCAR' WILL
4 BE HERE AND HERS ALONE AND THE MUSIC WILL LIVE ON. MARGARET
5 LYCON WOODS, A LONG TIME RESIDENT OF THE COUNTY OF LOS
6 ANGELES, OUTSTANDING MEMBER OF THE COMMUNITY. MARGARET PASSED
7 AWAY ON JULY 17TH AT THE AGE OF 75. SHE'S SURVIVED BY HER
8 HUSBAND, MICHAEL LAMONTE WOODS AND SHE IS THE BELOVED AUNT OF
9 MY SECRETARY IN THE COMPTON FIELD OFFICE, DENISE NAVARRO.
10 HARRY JAFFY, PASSED AWAY JULY 10TH AT THE AGE OF 87, A LONG
11 TIME RESIDENT OF THE COUNTY OF LOS ANGELES, AND LOVING HUSBAND
12 AND FATHER, HE'S SURVIVED BY HIS BELOVED WIFE OF 60 YEARS --
13 66 YEARS, MARY AND HIS SON DOUGLAS AND HIS WIFE SHERRY. I
14 DON'T KNOW IF ALL MEMBERS MIGHT WANT TO JOIN IN THAT. HARRY IS
15 SHERRY'S, I'M SORRY, DOUG JAFFY'S FATHER. KERRY DAVID IRIS
16 HAYNES, WHO PASSED AWAY ON JULY 2ND AT THE AGE OF 85. SHE WAS
17 A LONG TIME EDUCATOR AND PRINCIPAL OF GRAPE STREET ELEMENTARY
18 SCHOOL. SHE WROTE A BOOK ABOUT EDUCATIONAL ACCOMPLISHMENTS SHE
19 ACHIEVED WITH CHILDREN FROM WATTS WHO ATTENDED THEIR SCHOOL.
20 SHE -- IT WAS ENTITLED -- SHE WAS -- IT WAS ENTITLED "THE
21 MIRACLE AT GRAPE STREET." SHE LEAVES A LEGACY OF OUTSTANDING
22 SERVICE TO ALL PEOPLE'S CHRISTIAN CHURCH. SHE LEAVES BEHIND TO
23 CELEBRATE HER MEMORY HER DAUGHTER SALLY YVONNE SCHAPPEL, DR.
24 CAROL ANNE MINOR, AND THELMA LUCILLE MINOR AND SON DAVID
25 MINOR. JEFF NICHOLSON, OWNER OF HARLEY BARBER SHOP AND SPORTS



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1 BAR ON MANCHESTER IN LOS ANGELES WAS SHOT AND KILLED IN FRONT
2 OF HIS BARBER SHOP ON THE 4TH OF JULY WEEKEND. HIS BUSINESS
3 WAS NOMINATED FOR STEVE HARVEY'S PUTTY AWARD AS BEST BARBER
4 SALON FOR 2003. HE'S SURVIVED BY HIS WIFE PAULA, OWNER OF THE
5 EMERALD CHATEAU HAIR SALON IN INGLEWOOD, AND THEIR SON RYAN
6 NICHOLSON, PARENTS ANDREW AND GWENDOLINE NICHOLSON, SISTER
7 CHARLOTTE GILGORE, AND TWO BROTHERS, STEVEN AND PATRICK
8 NICHOLSON AND A HOST OF FAMILY AND FRIENDS. AND HERBERT GEORGE
9 BROWN, A LONG TIME RESIDENT OF THE SECOND DISTRICT, AND
10 OUTSTANDING MEMBER OF THE COMMUNITY. HE PASSED AWAY ON JULY
11 5TH, 2003 AT THE AGE OF 74. HE'S SURVIVED BY HIS TWO SONS,
12 DENNIS AND PATRICK BROWN. SO ORDERED. I THINK WE HAVE JUST A
13 COUPLE OF ITEMS REMAINING AND AT THIS TIME WE HAVE 23. WE'LL
14 CALL UP ITEM 23. COULD WE HAVE THE CHILDREN AND FAMILY
15 SERVICES -- COULD WE HAVE THE STAFF HERE FOR A REPORT. DR.
16 SANDERS. AND WE HAVE BRUCE SALTZER, WHO I KNOW WANTS TO SPEAK
17 ON THIS, AS WELL AS ALEX MORALES. SUPERVISOR MOLINA'S HERE.

18

19 **SUP. ANTONOVICH:** GOOD MORNING, GOOD AFTERNOON, IT'LL SOON BE
20 EVENING.

21

22 **DR. SANDERS:** GOOD AFTERNOON. SHOULD WE START? OKAY, I'LL JUST
23 GIVE A VERY BRIEF OVERVIEW. THE F.F.A. CONTRACT IS, AS YOU
24 KNOW, CRITICAL, EXCLUDING RELATIVE PLACEMENTS, ABOUT THREE-
25 QUARTERS OF OUR FOSTER HOME PLACEMENTS ARE IN F.F.A.'S. WE



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1 SPEND IN EXCESS OF \$1700 PER MONTH, PER CHILD FOR ALL CHILDREN
2 IN F.F.A.'S, AND AS A RESULT IT IS CRITICAL THAT WE ASSURE
3 BOTH FISCAL ACCOUNTABILITY AND POSITIVE OUTCOMES FOR KIDS
4 SERVED. AND REGARDING FISCAL ACCOUNTABILITY YOUR BOARD HAS
5 REQUIRED AN INTENSIFIED LEVEL OF AUDITING FROM THE AUDITOR
6 CONTROLLER AND THE PROPOSED LANGUAGE OF THE CONTRACT ASSURES A
7 LEVEL OF AUDITING THAT WILL REDUCE UNAUTHORIZED EXPENDITURES.
8 SPECIFICALLY THE PROPOSED LANGUAGE PROVIDES THE COUNTY WITH AN
9 ABSOLUTE RIGHT TO CONDUCT FISCAL AUDITS. THE CONTRACT FURTHER
10 PROVIDES THE COUNTY WITH ACCESS TO NONPROFIT FIXED ASSETS AND
11 OTHER STRATEGIES TO RECOVER FUNDS THAT ASSURES GREATER FISCAL
12 OVERSIGHT. THE SECOND MAJOR AREA THE CONTRACT COVERS INCLUDES
13 OUTCOMES FOR CHILDREN SERVED. SPECIFICALLY WE HAVE INCLUDED
14 TWO ELEMENTS REGARDING CHILD SAFETY THAT I'LL PROVIDE A BRIEF
15 OVERVIEW OF AND ONE OF CHILD STABILITY. ONE OF THE PRIORITIES
16 I'VE IDENTIFIED IS THE NEED FOR OUR DEPARTMENT TO ASSURE
17 IMPROVED SAFETY FOR CHILDREN SERVED IN FOSTER CARE. THE RECENT
18 DEATH OF TWO CHILDREN IN FOSTER CARE HAS ACUTELY FOCUSED THIS
19 ISSUE FOR US. LOS ANGELES COUNTY HAS A RATE OF ABUSE OR
20 NEGLECT IN FOSTER CARE THAT IS SIGNIFICANTLY HIGHER THAN OTHER
21 JURISDICTIONS. AND TO ENSURE THAT CHILDREN AREN'T HURT IN OUR
22 CARE, ONE THING WE NEED TO CHANGE IS THE CONTRACTS. FIRST
23 WE'VE TRACKED THE RATE OF SUBSTANTIATED ABUSE OR NEGLECT BY
24 F.F.A. AS A PERCENTAGE OF TOTAL CERTIFIED PARENTS, THAT RATE
25 RANGES FROM AS LOW AS 0% FOR SEVERAL PROVIDERS TO AS HIGH AS



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1 200% FOR SOME SMALL PROVIDERS. THE HIGH FOR LARGER PROVIDERS
2 IS 42%. IN OTHER WORDS THERE HAS BEEN SUBSTANTIATED ABUSE IN
3 AS MANY AS 42% OF THE HOMES OF SOME OF THE F.F.A.'S. SOME OF
4 THESE MAY HAVE BEEN IN THE SAME HOME SO THAT PERCENTAGE MAY
5 NOT BE AS HIGH BUT CLEARLY THIS IS AN ISSUE OF MAJOR CONCERN.
6 THEREFORE WE'VE INCLUDED SPECIFIC LANGUAGE THAT ALLOWS US TO
7 DETERMINE WHICH F.F.A.'S TO USE, BASED ON THEIR HISTORY OF
8 ASSURING SAFETY FOR CHILDREN IN THEIR CARE. SECONDLY, THE
9 F.F.A.'S WILL BE REQUIRED TO INCLUDE INFORMATION REGARDING
10 MALTREATMENT REFERRALS AS OPPOSED TO SUBSTANTIATED
11 MALTREATMENT ON EACH FAMILY THAT'S REFERRED TO US, AND OUR
12 SOCIAL WORKER WILL BE REQUIRED TO USE THE INFORMATION IN THE
13 SELECTION OF HOMES. FINALLY WE ALL KNOW THAT UNPLANNED MOVES
14 FOR CHILDREN IN CARE ARE DETRIMENTAL TO THEIR WELL-BEING. THIS
15 CONTRACT STRENGTHENS THE LANGUAGE TO BETTER -- TO ASSURE
16 BETTER STABILITY FOR CHILDREN IN CARE. I JUST RETURNED FROM
17 OUT OF TOWN TODAY, AND WHILE -- AND I'VE NOT YET RECEIVED A
18 FORMAL RESPONSE FROM THE F.F.A.'S. WHILE WE'LL CONTINUE TO
19 WORK WITH THEM WE HAVE BEGUN THE PROCESS TO PREPARE AND
20 RELEASE A REQUEST FOR PROPOSAL AND/OR REQUEST FOR
21 QUALIFICATIONS ON OR BEFORE AUGUST 12TH OF 2003.

22

23 **SUP. BURKE, CHAIR:** I WOULD LIKE TO ASK ONE QUESTION AND I KNOW
24 SOME OF THE OTHER MEMBERS HAVE QUESTIONS. DO WE HAVE A HIGHER
25 PERCENTAGE OF CHILDREN WHO GO THROUGH F.S.A.'S THAN OTHER



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1 COUNTRIES OR IS THIS TYPICAL OF OTHER COUNTIES THAT THE SAME
2 PERCENTAGE WOULD BE GOING TO F.S.A.'S?

3

4 **DR. SANDERS:** SUPERVISOR BURKE, AND NATIONALLY IT DOES VARY.
5 THERE ARE SOME JURISDICTIONS THAT HAVE AS MANY AS 100% OF
6 THEIR CHILDREN IN CONTRACTED SERVICES AND OTHERS THAT TOTALLY
7 OPERATE THE SERVICES, SO IT DOES VARY. I'M NOT SURE IN
8 CALIFORNIA, PERHAPS JOHN KNOWS.

9

10 **JOHN:** I DON'T KNOW THE EXACT PERCENTAGES BUT IT'S BEEN MY
11 PERSONAL EXPERIENCE AND GENERAL BELIEF THAT LOS ANGELES COUNTY
12 IS A VERY HIGH USER OF THE F.F.A. PROGRAM COMPARED TO OTHER
13 CALIFORNIA COUNTIES.

14

15 **SUP. BURKE, CHAIR:** YES, SUPERVISOR?

16

17 **SUP. ANTONOVICH:** I'D LIKE TO INTRODUCE A MOTION. AND THE
18 AUDITOR CONTROLLER CONDUCTS THESE ANNUAL PROGRAM AUDITS OF ALL
19 CONTRACTS BETWEEN THE DEPARTMENT OF CHILDREN AND FAMILY
20 SERVICES AND GROUP HOMES INCLUDING FISCAL AUDITS OF SELECTED
21 HOMES. THEY ALSO CONDUCT FISCAL AUDITS OF SELECTED FOSTER
22 FAMILY AGENCIES. THE PURPOSE OF THE AUDITS IS TO ENSURE THAT
23 GROUP HOMES AND FOSTER FAMILY AGENCIES HAVE COMPLIED WITH THE
24 TERMS OF THE CONTRACT AND ARE APPROPRIATELY SPENDING FOSTER
25 CARE FUNDS ON ALLOWABLE AND REASONABLE EXPENDITURES. THE



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1 AUDITOR FOUND THAT MANY OF THE AGENCIES WERE SPENDING THE
2 FOSTER CARE FUNDS ON UNREASONABLE EXPENDITURES OR EXPENDITURES
3 THAT WERE NOT ALLOWED BECAUSE THEY WERE NOT PROGRAM-RELATED OR
4 SUPPORTED BY ADEQUATE DOCUMENTATION. THE DEPARTMENT OF
5 CHILDREN AND FAMILY SERVICES IS RESPONSIBLE FOR RESOLVING
6 THOSE QUESTIONABLE EXPENDITURES AND, IF APPROPRIATE,
7 COLLECTING ALL DISALLOWED EXPENDITURES. SINCE JANUARY 2000,
8 THE AUDITOR HAS AUDITED APPROXIMATELY TEN GROUP HOMES AND 12
9 FOSTER FAMILY AGENCIES. THEY IDENTIFIED APPROXIMATELY \$5.6
10 MILLION IN UNALLOWABLE AND QUESTIONED COSTS THAT WERE SUPPOSED
11 TO BE COLLECTED AND/OR RESOLVED BY THE DEPARTMENT AS A RESULT
12 OF THE FINDINGS CONTAINED IN THOSE AUDITS. IN LIGHT OF TODAY'S
13 BUDGET SHORTFALLS, IT'S IMPERATIVE THAT WE PURSUE ALL
14 OUTSTANDING DEBT AND ALSO IN LIGHT OF THE CHILDREN WHO ARE TO
15 BE SERVED BY THESE FUNDS AND ARE NOT BEING SERVED BECAUSE OF
16 THE MISALLOCATION OF THESE FUNDS, I'D MOVE THAT THE BOARD
17 DIRECT THE DEPARTMENT TO REPORT IN 30 DAYS WITH THE FOLLOWING
18 INFORMATION. THE TOTAL AMOUNT OWED BY EACH GROUP HOME OR
19 FOSTER FAMILY AGENCY DUE TO QUESTIONABLE OR UNALLOWABLE
20 EXPENDITURES, EFFORTS MADE TO COLLECT THE OUTSTANDING DEBT.
21 BARRIERS PREVENTING THE COLLECTION OF THE FULL AMOUNT.
22 FEASIBILITY OF CLOSING THE AGENCIES IF DEBT IS NOT PAID IN
23 FULL. FURTHER DIRECTING THE DEPARTMENT TO CONVENE A WORKSHOP
24 CONSISTING OF REPRESENTATIVES FROM THE C.A.O., AUDITOR
25 CONTROLLER, THE TREASURER AND TAX AND COUNTY COUNSEL TO ASSIST



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1 WITH THE DEVELOPMENT OF CREATIVE STRATEGIES TO COLLECT THE
2 OUTSTANDING DEBT OWED BY GROUP HOMES AND FOSTER FAMILY
3 AGENCIES.

4

5 **SUP. BURKE, CHAIR:** ALL RIGHT, IS THERE A SECOND TO THAT?

6

7 **SPEAKER:** SECOND.

8

9 **SUP. BURKE, CHAIR:** IT'S MOVED AND SECONDED. SUPERVISOR MOLINA?

10

11 **SUP. MOLINA:** JUST AGAIN, TO REITERATE WHERE WE ARE AT AND WHAT
12 WE NEED TO DO. WE PUT IN THIS MOTION BECAUSE OF ONGOING
13 PROBLEMS. I THINK WE ALL RECOGNIZE AND WE ALL UNDERSTAND THEM.
14 THIS IS A PARTNERSHIP, HERE, IT MEANS A CONTRACT BETWEEN TWO
15 PARTIES. WE SPEND \$150 MILLION, THE F.F.A.'S ARE A VERY
16 IMPORTANT PART OF THE WORK THAT WE CARRY OUT, AS THESE
17 CHILDREN ARE OUR WARDS AND WE ENTRUST THEM TO THE F.F.A. AND
18 SO IT'S A PARTNERSHIP AND IT HAS TO BE BUILT ON AGREEMENTS
19 BETWEEN THE TWO. AND THE ISSUES THAT WE ARE ASKING AND DOING
20 UNDER THIS MOTION, IT IS THE MOST BASIC OF ACCOUNTABILITY. IN
21 ANY CONTRACT WHEN WE'RE GIVING SO MANY OF OUR DOLLARS WE ARE
22 ASKING SOME VERY BASIC THINGS. NUMBER ONE, THAT IF WE CHOOSE
23 TO AUDIT AND WE DO AND WILL, THAT WE BE PERMITTED TO DO SO. I
24 THINK THAT'S A VERY BASIC THING, WHEN WE ARE THE CONTRACTING
25 PARTY, YOU CAN'T SAY SOMEBODY ELSE IN THE STATE OR SOMEWHERE



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1 ELSE, IS THAT WE HAVE FOUND TOO MANY PROBLEMS. AND EVEN WHEN
2 WE'VE GONE TO COURT ON UNBELIEVABLE EXPENDITURES, FOREIGN
3 TRIPS, ALL KINDS OF CREDIT ABUSES, WE LOST THE CASES BECAUSE
4 WE DIDN'T HAVE CONTRACT LANGUAGE THAT WAS STRONG ENOUGH TO DO
5 THE MOST ACCOUNTABLE ASPECTS OF PRESERVING THIS MONEY IN THE
6 BEST INTEREST OF CHILDREN. SO THAT'S VERY ESSENTIAL. THE OTHER
7 PARTS OF IT AGAIN IS I THINK FOR A LONG TIME WE HAVE BEEN VERY
8 CONCERNED OF HOW THESE CHILDREN GET MOVED AROUND FROM ONE
9 PLACE TO ANOTHER AND SO ON. THERE ARE MANY GOOD HOMES THAT
10 PROVIDE WONDERFUL SERVICES TO MANY OF THESE CHILDREN. BUT
11 THEY'RE A GROUP OF CHILDREN THAT JUST GET MOVED AROUND. I MEAN
12 THEY -- WE GET THEM AT THE AGE OF 3 AND AT THE AGE OF 18 ARE
13 IN VERY BAD SHAPE AND WHEN YOU LOOK BACK HISTORICALLY THEY'VE
14 BEEN MOVED FROM ONE PLACE TO ANOTHER. 'CAUSE THEIR PROBLEMS
15 ARE SOMETIMES SO SEVERE AND THIS IS A WAY TO AT LEAST MOVE
16 THAT CHILD FROM MAYBE A PLACEMENT THAT ISN'T STRONG ENOUGH FOR
17 THEM AND INTO ANOTHER ONE AND HOPEFULLY THAT ONE WILL WORK.
18 WELL WE CAN'T BE SECOND-GUESSING. WE NEED TO HAVE OUTCOMES, WE
19 NEED TO UNDERSTAND, WE SHOULD HAVE EXPECTATIONS AS PART OF A
20 PARTNERSHIP AS TO WHAT WE WANT IN THE BEST INTEREST OF THAT
21 CHILD AND WE NEED THEM TO BE HONEST WITH US OF WHETHER THEY
22 CAN PERFORM THOSE OUTCOMES OR NOT. SO I THINK THESE ARE VERY
23 BASIC, BASIC REQUESTS AND CERTAINLY IN TRYING TO MAKE SURE, IT
24 IS HARD, WHEN THERE ARE SO MANY PEOPLE THAT REPORT ABUSES, AND
25 IT'S HARD TO DETERMINE WHAT IS ABUSE AND WHAT IS NOT. YOU'D



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1 THINK IT WOULD BE SELF-EVIDENT. I DON'T KNOW. BUT WE ARE
2 CONCERNED AND WE NEED TO BE MONITORING THAT ASPECT AND AS
3 WE'VE SEEN TOO MANY CHILDREN WHO HAVE DIED, THERE IS VERY
4 LITTLE OR NO ACCOUNTABILITY IN SOME OF THOSE AREAS. SO THESE
5 ARE BASIC REQUESTS THAT WE ARE ASKING. AND WHAT YOU'RE SAYING
6 TO ME NOW, AS OF THIS DATE, AS THE MOTION SAID, WE NEEDED THAT
7 LANGUAGE IN THE CONTRACTS AND THE F.F.A.'S HAD TO AGREE OR
8 ELSE WE ARE ON OUR WAY OUT TO AN R.F.P. YOUR CONCLUSION TODAY
9 TELLS ME NOT ACCEPTABLE TO THEM AS YET AND SO CONSEQUENTLY YOU
10 ARE ASKING US TO PERMIT YOU TO GO FORWARD WITH THE R.F.P. AND
11 TO BEGIN THAT SOLICITATION. AND THAT'S WHAT THIS BOARD NEEDS
12 TO DO. THEY NEED TO BACK THAT UP PROPOSAL FROM THE DEPARTMENT
13 OF CHILDREN SERVICES, WE NEED TO AUTHORIZE THEM TODAY. SO I
14 MOVE THAT WE ACCEPT THE RECOMMENDATION OF DR. SANDERS AND THE
15 DEPARTMENT THAT WE MOVE FORWARD ON THE SOLICITATIONS, GIVE AN
16 OPPORTUNITY TO WORK WITH THE F.F.A.S, IF SOMEWHERE THEY SHOULD
17 FIND THAT THESE ARE REASONABLE REQUESTS, WE ARE NOT GOING TO
18 BACK OFF AND WE SHOULD NOT BACK OFF ON THE BEHALF OF CHILDREN,
19 OF ASKING THESE MINIMUM STANDARDS BE PLACED INTO A CONTRACT IN
20 ORDER TO PROVIDE THE BEST FOR CHILDREN. AND SO CONSEQUENTLY IF
21 THEY SHOULD SEE THE LIGHT IN THE NEXT HOUR, IN THE NEXT TWO
22 WEEKS, COME BACK TO US, BUT IN THE MEANTIME YOUR MOTION SAYS
23 THAT YOU BEGIN THE PROCESS OF SOLICITATION. SO I SO MOVE.

24

25 **SPEAKER:** SECOND.



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1

2 **SUP. BURKE, CHAIR:** IT'S BEEN MOVED AND SECONDED. SUPERVISOR
3 KNABE?

4

5 **SUP. KNABE:** WELL I GUESS A COUPLE OF THINGS. ONE IS I MEAN
6 WITHIN THE RECOMMENDATION, I THOUGHT THAT THE MEETINGS WERE
7 MOVING FORWARD, THAT THERE WAS AN AGREEMENT ON AUDIT, THERE
8 WERE A BUNCH OF AGREEMENTS MADE, THAT THERE WERE SOME OTHER
9 ITEMS STILL TO BE NEGOTIATED. IS THAT CORRECT OR --.

10

11 **SPEAKER:** YEAH I THINK THERE ARE APPROXIMATELY FOUR AREAS WHERE
12 WE'RE STILL IN -- NOT IN AGREEMENT ON THE LANGUAGE.

13

14 **SUP. BURKE, CHAIR:** SO I MEAN I GUESS SUPERVISOR MOLINA'S
15 DIRECTION WAS TO PROCEED WITH THE SOLICITATION?

16

17 **SUP. MOLINA:** AS RECOMMENDED BY THE DEPARTMENT.

18

19 **SUP. KNABE:** OKAY, ALL RIGHT.

20

21 **SUP. BURKE, CHAIR:** ALL RIGHT, ARE THERE ANY OTHER QUESTIONS?
22 YES, MR. SALTZER AND ALSO ALEX MORALES AND SYLVIA FOGELMAN,
23 SYLVIA FOGELMAN PLEASE ALSO COME FORWARD.

24



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1 **BRUCE SALTZER:** GOOD AFTERNOON, BRUCE SALTZER WITH THE
2 ASSOCIATION OF COMMUNITY SERVICE AGENCIES. I HAVE A COUPLE OF
3 REMARKS. I'M HERE ACTUALLY TODAY ON BEHALF OF THE F.F.A.
4 COUNCIL OF L.A. COUNTY. FIRST I JUST WANT TO MAKE A COUPLE OF
5 COMMENTS. I APPRECIATE SUPERVISOR MOLINA'S REMARKS IN TERMS OF
6 THIS PARTNERSHIP. WE WHOLEHEARTEDLY CONCUR AND HER
7 ACKNOWLEDGMENT ABOUT THE IMPORTANCE OF F.F.A.S AS A CRITICAL
8 PART OF THE SERVICE SYSTEM IN L.A. COUNTY. ALSO WHEN SHE
9 OUTLINED HER KEY ELEMENTS OF WHAT WERE IMPORTANT TO HER, THOSE
10 ARE ALL ELEMENTS THAT THE F.F.A.'S AGREE WITH. THE COUNTY'S
11 RIGHT TO AUDIT, NUMBER ONE. THE NEED FOR CLEARER OUTCOMES AND
12 EXPECTATIONS. ALL AGREED TO. AND I WANT TO JUST CLARIFY IN MY
13 REMARKS THERE ARE A COUPLE OF OUTSTANDING ISSUES THAT WE THINK
14 ARE REASONABLE IN TERMS OF WHAT WE'RE TRYING TO DO. SO LET ME
15 GO BACK A MINUTE. WE HAVE BEEN WORKING WITH D.C.F.S. AND THE
16 BOARD OFFICES NOW FOR QUITE SOME TIME IN AN EFFORT TO REACH A
17 FAIR AND EQUITABLE AGREEMENT WITH THE -- ON THE F.F.A.
18 CONTRACT. ONE WHICH DOES TWO THINGS. BOTH MEETS THE NEEDS OF
19 L.A. COUNTY, WHICH IS CERTAINLY IMPORTANT AND THAT THEY'RE
20 FAIR AND EQUITABLE WITH RESPECT TO THE F.F.A.'S. AS YOU'VE
21 SAID AND WE'VE ACKNOWLEDGED THE TWO MOST IMPORTANT ISSUES THAT
22 THE COUNTY THAT WE WERE TOLD FROM THE VERY BEGINNING HAVE
23 ALREADY BEEN RESOLVED EXACTLY AS REQUESTED BY THE COUNTY. ONE,
24 THE UNFETTERED RIGHT TO AUDIT; AND TWO, THE RIGHT TO COLLECT
25 DISALLOWANCES. AND SPECIFICALLY, AND I WON'T GO INTO DETAILS,



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1 BUT THE SECTION 8.5 OF THE CONTRACT, WHICH WAS DRAFTED BY
2 COUNTY COUNSEL, WHICH WAS AGREED TO BY THE F.F.A.S WHICH
3 STARTS WITH NOTWITHSTANDING ANY OTHER LANGUAGE IN THIS
4 AGREEMENT WAS THE LANGUAGE THAT COUNTY COUNSEL WANTED FROM THE
5 BEGINNING TO MAKE CLEARER THE COUNTY'S RIGHT TO AUDIT AND TO
6 COLLECT DISALLOWANCES. NEW ISSUES THAT HAVE AROSE THAT WERE
7 RAISED BY THE COUNTY JUST RECENTLY THAT WE ARE TRYING TO WORK
8 OUT AN AGREEMENT ON RELATE TO THE USE OF 30-DAY NOTICES VERSUS
9 SEVEN-DAY NOTICES. WHEN A CHILD HAS -- WHEN CONCERNS ARE
10 IDENTIFIED BY THE F.F.A. WITH REGARD TO CARE AND PLACEMENT FOR
11 THE CHILD. SECONDLY THE RIGHT OF F.F.A.'S TO CARRY OVER FUNDS
12 AT THE END OF THE FISCAL YEAR AND LANGUAGE RELATED TO USE OF
13 FUNDS. AND WE HAD A MEETING, WE WERE INVOLVED WITH A MEETING
14 WITH THE DEPUTIES WHERE WE PRESENTED OUR ISSUES. WE'VE SINCE
15 HAD ANOTHER MEETING WITH THE DEPARTMENT AND WE THOUGHT WE HAD
16 COME VERY CLOSE TO AGREEMENT ON THOSE ISSUES. WE ARE HOPING
17 AGAIN AND WE'RE OPTIMISTIC THAT AN AGREEMENT CAN IN FACT BE
18 REACHED WHICH BOTH, AS I STATED UP FRONT, MEETS THE LEGITIMATE
19 NEEDS OF THE COUNTY AND AT THE SAME TIME IS FAIR AND EQUITABLE
20 WITH RESPECT TO F.F.A.'S. SO AT THIS POINT OUR REQUEST IS
21 PRETTY SIMPLE, WHICH IS JUST GIVE US ANOTHER WEEK TO WORK OUT
22 ACCEPTABLE AGREEMENT BEFORE IT IS PRESENTED AS A FAIT ACOMPLIT
23 TO THE F.F.A.'S. ANYTHING OTHERWISE WE BELIEVE UNFORTUNATELY
24 WOULD BE CONTRARY TO THE SPIRIT THAT WE'VE LEGITIMATELY
25 ENGAGED IN, IN THE LAST SEVERAL WEEKS, SO THANK YOU.



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1

2 **SUP. BURKE, CHAIR:** MAY I JUST BE VERY CLEAR?

3

4 **BRUCE SALTZER:** YES.

5

6 **SUP. BURKE, CHAIR:** THE SECTIONS YOU HAVE A PROBLEM WITH, ARE
7 THOSE 8, 2 AND 3, 8.2 AND 8.3?

8

9 **BRUCE SALTZER:** OKAY LET ME CLARIFY. THERE ARE THREE MAIN --
10 PRIMARY SECTIONS THAT WE HAVE A PROBLEM WITH. THE FIRST HAS TO
11 DO WITH THE STATEMENT OF WORK WITH THE 30-DAY NOTICE VERSUS A
12 SEVEN-DAY NOTICE. AS OF NOW THE CURRENT CONTRACT BASICALLY
13 SAYS THAT AGENCIES CAN GIVE SEVEN-DAY NOTICES WHEN THERE ARE
14 IDENTIFIED PROBLEMS WITH A CHILD IN PLACEMENT. AND IN FACT I
15 WANT TO REFERENCE A SECTION OF TITLE 22 WHICH ARE THE STATE
16 REGULATIONS WHICH NOT ONLY GIVES THEM THE RIGHT IT ACTUALLY
17 MANDATES THE F.F.A.'S, IT SAYS 'IF THE FOSTER FAMILY AGENCY
18 DETERMINES' -- THIS IS SECTION 88068.4 OF THE TITLE 22 STATE
19 REGULATIONS. 'IF A FOSTER FAMILY AGENCY DETERMINES THAT IT
20 CANNOT CONTINUE TO MEET THE NEEDS OF THE CHILD, THE FOSTER
21 FAMILY AGENCY SHALL,' IT'S MANDATORY, 'SHALL NOTIFY THE
22 AUTHORIZED REPRESENTATIVES OF THE DETERMINATION AND PROVIDE
23 WRITTEN NOTIFICATION THAT THE CHILD SHALL BE REMOVED WITHIN
24 SEVEN DAYS.' SO IN FACT THE F.F.A.'S ACCORDING TO THE STATE
25 REGULATIONS REALLY DON'T EVEN HAVE ANY JUDGMENT -- WELL, THEY



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1 ARE MANDATED TO PROVIDE THESE SEVEN-DAY NOTICES, IF THEY
2 DETERMINE THAT THEY CANNOT CONTINUE TO MEET THE NEEDS OF THE
3 CHILD. THE COUNTY HAS COME BACK WITH LANGUAGE THAT, YOU KNOW,
4 THAT BASICALLY SAID YOU HAVE TO GIVE AT LEAST 30 DAYS NOTICE
5 PRIOR TO A POTENTIAL REMOVAL OF THE CHILD. NOW WHAT WE CAME
6 BACK WITH IN OUR NEGOTIATIONS WHEN WE SAT DOWN WITH THE
7 DEPARTMENT YESTERDAY WAS LET'S TRY AND THINK ABOUT WHAT THE
8 COUNTY'S REAL CONCERN IS HERE AND LET'S NOT EVEN -- LET'S GO
9 BEYOND THIS. SO WE HAVE PROPOSED LANGUAGE THAT NOT ONLY KEPT
10 IN THE SEVEN DAYS BUT SAID 'WHENEVER A CONTRACTOR IDENTIFIES
11 CONCERNS REGARDING THE APPROPRIATENESS OF A CHILD'S PLACEMENT
12 OR THE FOSTER PARENT REFUSES TO CARE FOR THE CHILD AND
13 CONTRACTOR HAS NO OTHER ALTERNATIVE PLACEMENT, IN THOSE
14 INSTANCES THEY WILL ALSO PROVIDE NOTICE TO THE COUNTY.' SO
15 IT'S NOT EVEN 30 DAYS, IT'S WHENEVER YOU IDENTIFY A PROBLEM.
16 AND AGAIN IN THE SPIRIT OF --.

17

18 **SUP. BURKE, CHAIR:** AND SO THE COUNTY WOULD HAVE SEVEN DAYS
19 THEN TO FIND A PLACE FOR THE CHILD?

20

21 **BRUCE SALTZER:** THAT IS -- NO THERE'S A TWO-PART PROCESS.
22 WHENEVER A PROBLEM IS IDENTIFIED, A POTENTIAL PROBLEM WITH THE
23 PLACEMENT OF A CHILD IN THE F.F.A., WHENEVER THAT OCCURS, THE
24 F.F.A. SHOULD NOTIFY THE COUNTY, NOTIFY THE C.S.W. AND THE
25 REGIONAL ADMINISTRATOR, WHENEVER THEY IDENTIFY A PROBLEM IN



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1 CARE. AT THE POINT AT WHICH THEY FEEL LIKE THEY MUST DISCHARGE
2 THE CHILD FROM PLACEMENT BECAUSE THEY POSE A HEALTH OR SAFETY
3 RISK EITHER TO THEMSELVES OR TO OTHER CHILDREN IN THAT F.F.A.,
4 THEY HAVE -- THEY MUST GIVE SEVEN DAYS NOTICE PRIOR TO
5 DISCHARGE. SO IT'S A TWO-STEP PROCESS. WHENEVER YOU IDENTIFY A
6 PROBLEM YOU SHOULD NOTIFY THE COUNTY. FORGET 30 DAYS, 40,
7 WHENEVER IT OCCURS.

8

9 **SUP. BURKE, CHAIR:** ALL RIGHT I THINK -- I DON'T HAVE ANY
10 QUESTION ABOUT THAT. MY ONLY QUESTION I HAVE AND MAYBE WE
11 SHOULD HAVE THE AUDITOR COME UP, IS THE F.F.A.'S HAVE
12 SOMETHING -- SOME OF THEM HAVE 200 FAMILIES RIGHT, WHAT IS THE
13 RANGE OF SIZES THAT THE F.F.A.'S HAVE, WE'RE TALKING ABOUT?

14

15 **BRUCE SALTZER:** IN TERMS OF THE TOTAL NUMBERS OF CHILDREN IN
16 HOMES?

17

18 **SUP. BURKE, CHAIR:** WITHIN EACH F.F.A., THE SMALLEST IS HOW
19 SMALL?

20

21 **BRUCE SALTZER:** PROBABLY THEY RANGE FROM LIKE ABOUT 25 CHILDREN
22 IN SOME SMALLER ORGANIZATIONS ON UP TO SAY 400 OR 500
23 CHILDREN.

24

25 **SPEAKER:** NOT NECESSARILY IN EACH HOME.



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1

2 **BRUCE SALTZER:** OH I'M TALKING ABOUT THE VOLUME PER AGENCY, NOT

3 --

4

5 **SUP. BURKE, CHAIR:** NO I MEAN THE F.F.A. ITSELF. AND SO THE
6 QUESTION GETS TO BE CAN THIS F.F.A. WHO HAS 400 FAMILIES UNDER
7 ITS JURISDICTION GIVE THE COUNTY SEVEN DAYS TO TO FIND SOMEONE
8 FOR THAT CHILD, BECAUSE IT'S KIND OF LIKE WHAT HAPPENS WITH
9 THE HOSPITALS, IT'S A DUMPING PROCESS.

10

11 **BRUCE SALTZER:** I UNDERSTAND THAT. NO THAT DIDN'T --

12

13 **SUP. BURKE, CHAIR:** AND WE, YOU KNOW, AND SO WHAT HAPPENS IS
14 THAT THIS CHILD, WHO WILL ACTUALLY BE LESS COMPENSATION FOR
15 THAT CHILD WHEN THAT CHILD GETS OUT OF THE F.F.A., IS THEN
16 PLACED UPON THE RESPONSIBILITY OF THE COUNTY IN ORDER TO FIND
17 A PLACEMENT, WE'RE USUALLY TALKING ABOUT A DIFFICULT TO PLACE
18 CHILD OR A CHILD WHO HAS MANY, MANY PROBLEMS, OR MENTAL HEALTH
19 PROBLEMS. SO I DON'T KNOW. I THINK THESE ARE THINGS WE NEED TO
20 NEGOTIATE. BUT I'D LIKE TO HEAR THE AUDITOR RESPOND TO THAT.
21 WOULD YOU LIKE TO DO IT RIGHT NOW OR WAIT 'TIL OTHERS --.

22

23 **BRUCE SALTZER:** THERE'S OTHER TOO ISSUES TOO I DON'T KNOW IF
24 YOU WANT TO HEAR THE REST OF THEM, JUST SO YOU KNOW. SO THIS
25 IS THE FIRST SIGNIFICANT ISSUE, THE SECOND ISSUE HAS TO DO



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1 WITH LANGUAGE REGARDING CARRYOVER OF FUNDS AT THE END OF THE
2 FISCAL YEAR. AND WHAT WE'RE PROPOSING IS A TWO-PART PROCESS,
3 AND THIS IS WHAT WE TALKED ABOUT IN THE DISCUSSIONS YESTERDAY.
4 ONE IS AN AMOUNT OF CARRYOVER IN ANY GIVEN FISCAL YEAR. AND
5 THE SECOND HAS TO DO WITH A AGGREGATE AMOUNT OF POTENTIAL
6 CARRYOVER. AND WHAT WE CAME UP WITH YESTERDAY IN DISCUSSIONS
7 WITH THE DEPARTMENT, WAS ANY UNEXPENDED A.F.D.C.F.C. FUNDS AT
8 THE END OF ANY GIVEN FISCAL YEAR THAT IS EQUAL TO OR LESS THAN
9 18% OF THE CONTRACTOR'S ADMIN BUDGET -- OF THE CONTRACTOR'S
10 ADMIN BUDGET, BY WHICH THEY'RE TALKING ABOUT IT'S DEFINED AS
11 THE PORTION OF BUDGET PAID -- NOT PAID TO CERTIFIED FOSTER
12 PARENTS, SO INCLUDES ADMIN, SOCIAL WORK, THOSE KINDS OF
13 THINGS. THAT RELATES TO ANY GIVEN FISCAL YEAR. THEN RELATIVE
14 TO THE ENTIRE ACCUMULATION -- WHAT WE'RE TRYING TO DO IS --
15 THE ORIGINAL LANGUAGE SAID YOU MUST EVERY YEAR SPEND DOWN --
16 AS THE TOTAL ACCUMULATION DOWN TO A CERTAIN AMOUNT OF MONEY,
17 WHICH WAS ONE SIXTH OF YOUR ADMIN BUDGET WHICH IS ABOUT WE
18 FIGURED ABOUT 6% OR 7%, TOTAL ACCUMULATION. AND WHAT WE
19 PROPOSED ALTERNATIVELY WAS SOME FLEXIBILITY WITH THE PROVISIO
20 THAT THE COUNTY HAD TO APPROVE A PLAN. SO IT BASICALLY SAYS IN
21 THE EVENT THE CONTRACTOR DESIRES TO ACCUMULATE FUNDS IN EXCESS
22 OF ONE-SIXTH OF ITS BUDGET AND WE'RE ASKING TO GO TO THE
23 ENTIRE BUDGET, ONE-SIXTH OF THE BUDGET, WHICH WOULD BE ABOUT
24 16%, IN THE AGGREGATE, IT MUST DEVELOP A PLAN REGARDING HOW TO
25 UTILIZE THOSE UNEXPENDED FUNDS AND SUBMIT TO THE COUNTY FOR



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1 REVIEW AND APPROVAL WITHIN 60 DAYS OF THE FISCAL YEAR END. SO
2 THE IDEA IS IF YOU WANT TO -- LET'S SAY THE COUNTY HAS
3 IDENTIFIED A NEW NEED THAT THEY NEED TO HAVE ADDRESSED, THE
4 F.F.A. SAYS WE CAN MEET THAT NEED BUT WE'RE GOING TO NEED TO
5 ACCUMULATE SOME START-UP MONEY TO DO THAT. THIS GIVES THEM THE
6 ABILITY TO SUBMIT A PLAN TO THE COUNTY TO ALLOW THEM TO DO
7 THAT AND HAVE THE COUNTY APPROVE THAT. SO AGAIN WE THINK THIS
8 IS MORE THAN FAIR AND REASONABLE. THE COUNTY STILL HAS TO
9 APPROVE THE PLAN, IT SIMPLY SAYS YOU DON'T HAVE TO SPEND DOWN
10 EVERY YEAR DOWN TO ONE-SIXTH OF YOUR ADMIN BUDGET WHICH IS
11 ABOUT 6% OF YOUR TOTAL FUNDS.

12

13 **SUP. BURKE, CHAIR:** AND YOUR ADMIN INCLUDES SOCIAL WORKERS,
14 ADMINISTRATORS, DOES IT ALSO INCLUDE --

15

16 **BRUCE SALTZER:** THE TRAINING OF THE F.F.A.S, IT'S ALL THE NON -
17 - THE MONEY THAT GOES TO THE ACTUAL PARENT TO CARE FOR THE KID
18 IN THE HOME, THE CHILD.

19

20 **SUP. BURKE, CHAIR:** DOES IT INCLUDE MENTAL HEALTH SOURCES?

21

22 **BRUCE SALTZER:** I'M SORRY? I'M NOT SURE, I DON'T THINK IT
23 COVERS --

24



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1 **SPEAKER:** WHATEVER COUNSELING AND SO FORTH THAT'S OFFERED BY
2 THE SOCIAL WORKER, THAT'S IN THE ADMINISTRATIVE BUDGET. IT'S
3 NOT MENTAL HEALTH SERVICES THAT ARE PROVIDED UNDER THE
4 DEPARTMENT OF MENTAL HEALTH, IT'S NOT THAT.

5

6 **SUP. BURKE, CHAIR:** IT WOULD BE THOSE SERVICES WHERE THE SOCIAL
7 WORKER PROVIDES THEM.

8

9 **SPEAKER:** YES.

10

11 **BRUCE SALTZER:** SO THAT'S THE SECOND ISSUE. THE LAST AND MOST
12 SIGNIFICANT ISSUE AND THERE'S A COUPLE OF OTHER MINOR DETAILS
13 THAT WE PRETTY MUCH HAD WORKED OUT, HAS TO DO WITH THE USE OF
14 FUNDS. AND THIS IS ONE ISSUE THAT HAS BEEN AROUND FOR QUITE
15 SOME TIME. AND AGAIN IT'S IN LIGHT OF THE BACKGROUND OF THE
16 FACT THAT WHEN COUNTY COUNSEL FIRST STARTED THIS, THE SECTION
17 THAT THEY WANTED IN THIS SECTION FROM THE VERY BEGINNING WAS
18 SECTION 8.5, WHICH I WILL READ SO YOU KNOW EXACTLY WHAT THAT
19 IS. BECAUSE THIS IS THE ISSUE THAT THEY SAID FROM BEGINNING
20 WAS THEIR ABSOLUTE BOTTOM LINE THAT THEY NEEDED, THAT THE
21 COUNSEL ORIGINALLY WAS HESITANT TO, YOU KNOW, FOR A NUMBER OF
22 REASONS IN TERMS OF WHAT THE STATE LAW AND ALL THESE OTHER
23 THINGS SAY. ANYWAY IT SAYS 'NOTWITHSTANDING ANY OTHER
24 PROVISION OF THIS AGREEMENT THE CONTRACTOR AND COUNTY AGREE
25 THAT IT IS THE INTENT,' THIS IS NOTWITHSTANDING IN THE



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1 PROVISION, 'THAT IT IS THE INTENT OF THE PARTIES TO ALLOW
2 COUNTY THE RIGHT TO AUDIT ANY AND ALL USE OF A.F.D.C.F.C.
3 FUNDS PAID TO AND EXPENDED BY CONTRACTOR IN ORDER TO ENSURE
4 THAT ALL EXPENDED AND UNSPENT FUNDS ARE ACCOUNTED FOR AND THAT
5 UNSPENT FUNDS ARE HELD FOR THE FUTURE BENEFIT OF PLACED
6 CHILDREN AND TO DETERMINE THE APPROPRIATE DISPOSITION OF
7 UNALLOWABLE EXPENDITURES,' THAT WAS WRITTEN BY COUNTY COUNSEL,
8 IT WAS WHAT THEY HAD ASKED THE F.F.A.'S TO AGREE TO, AND THE
9 F.F.A.'S DID AGREE TO THIS LANGUAGE. SO THIS IS NOT NOW AT
10 ISSUE BUT THIS IS WHAT THE COUNTY ASKED FOR FROM THE BEGINNING
11 OF THE NEGOTIATIONS. THE ISSUE THAT'S STILL OUTSTANDING IS,
12 WHEN WE WROTE THE LANGUAGE AND WHEN IT WAS NEGOTIATED --
13 EXCUSE ME, WHEN COUNTY COUNSEL AND THE F.F.A.'S GOT TOGETHER
14 THERE WERE TWO SECTIONS THAT HAVE TO DO WITH THE RULES ABOUT
15 WHAT YOU'RE GOING TO DO WHEN YOU GO AHEAD AND DO THESE AUDITS.
16 AND THAT'S WHAT THE F.F.A.'S HAVE ASKED FOR FROM THE
17 BEGINNING, WE WANT TO KNOW WHAT THE RULES ARE. WE WANT THE
18 RULES TO BE REASONABLE WHEN YOU COME OUT AND AUDIT. 8.2
19 BASICALLY SAYS WHEN YOU -- 'CONTRACTORS SHALL USE A.F.D.C.F.C.
20 FUNDS PAID TO AND EXPENDED BY CONTRACTOR FOR THE CARE AND
21 SERVICES OF PLACED CHILDREN. IN ORDER TO MAINTAIN THE
22 STANDARDS OF CARE AND SERVICES, CONSISTENT WITH THE STATEMENT
23 OF WORK AND THE A.F.D.C.F.C. PAYMENTS RECEIVED.' THAT'S PRETTY
24 STRAIGHTFORWARD. THE STATEMENT OF WORK IS ALREADY, EXCEPT FOR
25 THIS LAST COUPLE OF THINGS THAT GOT ADDED ON, HAD BEEN AGREED



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1 TO. 'CONTRACTORS SHALL EXPEND FOSTER CARE FUNDS ON REASONABLE
2 AND ALLOWABLE EXPENDITURES IN PROVIDING THE NECESSARY CARE AND
3 SERVICES AS SPECIFIED IN THIS AGREEMENT FOR CHILDREN PLACED BY
4 COUNTY. CONTRACTOR'S PROGRAM STATEMENT SHALL REFLECT ITS
5 COMMITMENT TO LIMITING THE USE OF FUNDS AS SET FORTH HEREIN.'
6 THAT'S SECTION 8.2, IT'S WRITTEN BY THE COUNTY, CONCURRED IN
7 BY THE F.F.A.'S. SECTION 8.3, THE DETERMINATION OF -- IS NOW
8 LOOKING BACK TO WHAT REASONABLE AND ALLOWABLE EXPENDITURES ARE
9 THAT WERE JUST REFERENCED IN 8.2. 'THE DETERMINATION OF
10 REASONABLE AND ALLOWABLE EXPENDITURES SHALL BE IN ACCORDANCE
11 WITH ALL FEDERAL, STATE AND LOCAL LAWS, REGULATIONS, POLICIES
12 AND PROCEDURES INCLUDING BUT NOT LIMITED TO THE CALIFORNIA
13 DEPARTMENT OF SOCIAL SERVICES MANUAL POLICIES AND PROCEDURES,
14 SECTION 11404, 45 C.F.R., 74.27,' WHICH IS THE CODE OF FEDERAL
15 REGULATIONS, AND O.M.B. CIRCULAR A.122. ORIGINALLY THE
16 F.F.A.'S WANTED TO BE APPLICABLE O.M.B. CIRCULARS IN THE
17 F.F.A. AND THE COUNTY COUNSEL SAID AND -- OR THE AUDITOR
18 CONTROLLER SAID WE WANT O.M.B. CIRCULAR A.122 --

19

20 **SUP. MOLINA:** BRUCE YOU'RE GOING TOO FAST AND YOU'RE CONFUSING
21 US.

22

23 **BRUCE SALTZER:** I APOLOGIZE, OKAY YES.

24



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1 **SUP. MOLINA:** YOU ARE GOING THROUGH WHAT YOU ARE ASKING FOR IN
2 MODIFICATIONS, RIGHT?

3

4 **BRUCE SALTZER:** AT THIS POINT I'M GETTING TO 8.5, I APOLOGIZE.
5 I'M GOING TO -- I HAVE TO GET --

6

7 **SUP. MOLINA:** YOU COULD READ ALL OF THE SECTIONS FOR US, YOU
8 HAVE NO MODIFICATIONS IN THE?

9

10 **BRUCE SALTZER:** THESE TWO WE DO NOT HAVE MODIFICATIONS TO, BUT
11 THEY'RE INCORPORATED INTO THE SECTION THAT WHERE THERE IS A
12 QUESTION ABOUT WHICH IS 8.4 SO I NEED YOU TO UNDERSTAND WHAT
13 8.2 AND 8.3 ARE SO THAT WHEN WE GET TO 8.4. OKAY.

14

15 **SUP. MOLINA:** YOU'RE MODIFYING.

16

17 **BRUCE SALTZER:** NO I'M SORRY, NO THIS IS EXACTLY THE LANGUAGE
18 THAT -- OKAY, 'ANY A.F.D.C.F.C. FUNDS NOT EXPENDED IN
19 ACCORDANCE WITH THE ABOVE WILL BE DISALLOWED ON AUDIT AND WILL
20 REQUIRE REPAYMENT TO CONTRACTOR. ANY DISPUTE REGARDING USE OR
21 RETAINMENT OF A.F.D.C.F.C. FUNDS IS SUBJECT TO THE PROVISIONS
22 OUTLINED IN SECTION 58.0, DISPUTE RESOLUTION PROCEDURE.' THIS
23 IS ALSO LANGUAGE AS WRITTEN BY COUNTY COUNSEL AS WELL. SO WE
24 HAVE LANGUAGE IN 8.2 AND 8.3 THAT WAS WRITTEN BY COUNTY
25 COUNSEL, THAT WAS ORIGINALLY PROPOSED TO BE MODIFIED BY THE



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1 F.F.A.'S, THAT THE F.F.A.'S ULTIMATELY AGREED WITH THE
2 LANGUAGE THAT CAME BACK FROM COUNTY COUNSEL IN 8.2 AND 8.3
3 REGARDING USE OF FUNDS AND DETERMINATION OF REASONABLE AND
4 ALLOWABLE. 8.4 IS THE SUBJECT OF DISPUTE. IT SAYS 'ALL USES OF
5 A.F.D.C.F.C. FUNDS PAID TO AND EXPENDED BY CONTRACTOR AND
6 OTHER FINANCIAL TRANSACTIONS RELATED TO CONTRACTOR'S PROVISION
7 OF SERVICES UNDER THIS AGREEMENT ARE SUBJECT TO REVIEW AND/OR
8 AUDIT BY D.C.F.S., COUNTY'S AUDITOR CONTROLLER OR ITS
9 DESIGNEE,' AND THIS IS THE LANGUAGE IN CONTENTION --
10 'CONSISTENT WITH SECTIONS 8.2 AND 8.3.' THAT'S PART OF IT.
11 'AND AS SET FORTH IN EXHIBIT C.' SO WE'VE BEEN TOLD THAT THE
12 COUNTY NOW DOES NOT WANT TO INCLUDE CONSISTENT WITH 8.2 AND
13 8.3 AND AS SET FORTH IN EXHIBIT C. EXHIBIT C FOR POINT OF
14 REFERENCE IS THE AUDITOR CONTROLLER'S HANDBOOK. OKAY, AND OUR
15 POINT IS, AND I'LL GO BACK TO THAT IN A MINUTE, THAT WE --
16 I'LL NOW MAKE THE POINT NOW, THAT IF THE COUNTY COUNSEL HAS
17 AGREED AND THEY HAVE WRITTEN SECTIONS 8.2 AND 8.3 THAT SET OUT
18 HOW FUNDS ARE TO BE USED AND HOW REASONABLE AND ALLOWABLE
19 EXPENDITURES ARE TO BE DETERMINED, IF THEY HAVE PUT IN THIS
20 LANGUAGE, THAT THEY HAVE DRAFTED, THEY HAVE DRAFTED AND GIVEN
21 TO US, AND THE F.F.A.'S HAVE ACCEPTED WITH RESPECT TO HOW
22 FUNDS ARE TO BE USED AND WHAT REASONABLE AND ALLOWABLE
23 EXPENDITURE SHOULD BE, THEN THEY SHOULD CERTAINLY BE WILLING
24 TO USE WHAT THEY HAVE PUT FORTH IN THAT LANGUAGE WHEN THEY'RE



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1 DOING AN AUDIT. THAT THAT'S MORE THAN FAIR. THAT THE LANGUAGE
2 AGAIN THAT THEY'VE WRITTEN --

3

4 **SUP. YAROSLAVSKY:** WHAT ARE YOU AFRAID THEY'RE GOING TO DO IF
5 THIS LANGUAGE IS NOT INCLUDED?

6

7 **BRUCE SALTZER:** WELL EXHIBIT C DOES NOT -- AND THIS IS THE WAY
8 IT'S BEEN EXPLAINED TO ME FROM --.

9

10 **SUP. YAROSLAVSKY:** ALL I WANT TO KNOW IS WHY ARE YOU OBJECTING
11 TO REMOVAL OF THOSE REFERENCES? WHAT ARE YOU AFRAID WILL
12 HAPPEN?

13

14 **BRUCE SALTZER:** THAT EXHIBIT C MIGHT NOT BE FULLY CONSISTENT
15 WITH THOSE TWO SECTIONS. THAT WHEN THEY AUDIT THAT THEY -- IF
16 WE HAVE A COMMITMENT -- IF WE GET A COMMITMENT AND IF IT'S NOT
17 EVEN IN THE CONTRACT, THAT THERE'S A COMMITMENT BY THE BOARD
18 OR WHOMEVER, BY THE DEPARTMENT OR THE AUDITOR CONTROLLER, THAT
19 WHEN THEY AUDIT THEY WILL USE THE STANDARDS IN 8.2 AND 8.3,
20 AND WE DON'T NEED IT IN THE -- WE JUST WANT THAT COMMITMENT.

21

22 **SUP. YAROSLAVSKY:** YOU KNOW, YOU --

23

24 **BRUCE SALTZER:** AND MAYBE I DIDN'T ANSWER THE QUESTION.

25



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1 **SUP. YAROSLAVSKY:** WELL YOU DON'T FINISH YOUR SENTENCES. THAT'S
2 MY PROBLEM AND IF YOU'D JUST --

3

4 **BRUCE SALTZER:** I APOLOGIZE.

5

6 **SUP. YAROSLAVSKY:** FINISH YOUR -- IT'S ALL RIGHT. TAKE YOUR
7 TIME, WE'RE NOT GOING TO PUT YOU OFF.

8

9 **SUP. BURKE, CHAIR:** AND ALSO, WHAT'S IN EXHIBIT C THAT'S SO --
10 THAT'S OBJECTIONABLE TOO I GUESS IS WHAT WE REALLY WANT --

11

12 **BRUCE SALTZER:** AS I UNDERSTAND IT AGAIN, EXHIBIT -- THIS IS
13 JUST -- AND I'M NOT -- AND I'M -- GO AHEAD, SORRY, OKAY.

14

15 **SUP. YAROSLAVSKY:** IT'S NOT YOUR FAULT.

16

17 **SUP. MOLINA:** WELL BRUCE LET'S --

18

19 **SUP. YAROSLAVSKY:** AT SOME POINT BEFORE WE ADJOURN TODAY I'D
20 LIKE AN ANSWER TO MY QUESTION.

21

22 **BRUCE SALTZER:** OKAY YES, WELL GO AHEAD WITH THE QUESTION AGAIN
23 I'M KIND OF --

24



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1 **SUP. MOLINA:** BRUCE, I THINK THAT AGAIN THIS IS NOT THE WAY TO
2 DO THIS AT THIS POINT, TO BE NEGOTIATING ALL OF THIS. THEY HAD
3 PLENTY OF TIME TO DO IT. BOTTOM LINE IS, THEY DON'T WANT THE
4 AUDITOR TO USE HIS RULES THAT WE AS A COUNTY HAVE ADOPTED HOW
5 TO AUDIT A CONTRACT. AND THAT'S THE PROBLEM.

6

7 **SUP. YAROSLAVSKY:** THAT'S NOT -- THAT'S NOT THE WAY I READ IT
8 THAT'S WHAT I'M TRYING TO FIND OUT FROM HIM IS WHAT I THINK
9 IT'S JUST THE OPPOSITE IS WHAT HIS ARGUMENT WOULD BE, I'M NOT
10 SAYING I AGREE WITH IT, BUT I THINK WHAT YOU'RE SAYING, SINCE
11 I DON'T HAVE THE INFORMATION IN FRONT OF ME, WHAT YOU'RE
12 READING FROM, BUT IT SOUNDS TO ME LIKE YOU WANT THE AUDITOR TO
13 AUDIT IN ACCORDANCE WITH THE RULES THAT HAVE BEEN SET OUT BY
14 THE AUDITOR AND NOT SOMETHING ELSE.

15

16 **BRUCE SALTZER:** THAT'S RIGHT AND THE --

17

18 **SUP. YAROSLAVSKY:** AND WHAT I'M ASKING IS WHAT IS IT THAT
19 YOU'RE AFRAID OF IF HE DOESN'T ADHERE TO THE SECTION 2 AND 3
20 AND C OR WHATEVER IT WAS.

21

22 **BRUCE SALTZER:** AGAIN, THE ISSUE THAT HAS ALWAYS COME UP IS
23 WHEN AN AUDITOR IS DOING AN AUDIT WHAT IS REASONABLE AND
24 ALLOWABLE AND WHAT RULES OF THE GAME ARE PEOPLE GOING TO PLAY
25 BY? AND ALL THE F.F.A.'S HAVE BEEN ASKING FOR IS WE WANT CLEAR



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1 RULES THAT YOU'RE GOING TO USE. IN RESPONSE TO THAT QUESTION
2 AND I THINK THE OTHER QUESTION. THIS IS MY UNDERSTANDING AGAIN
3 AND I'M NOT AN ACCOUNTANT SO I'LL SAY THAT UP FRONT, IN
4 TALKING TO AN ACCOUNTANT THAT'S BEEN DOING THIS FOR MANY
5 YEARS, THE WAY SHE EXPLAINS IT TO ME AND I, YOU KNOW, IS THAT
6 EXHIBIT C IS THE GENERAL PROCEDURES YOU USE WHEN YOU GO OUT TO
7 AUDIT. THE QUESTION IS, WHAT ARE YOU GOING TO AUDIT TO? AND
8 8.2 AND 8.3 WOULD PROVIDE GUIDANCE AS TO WHAT YOU'RE GOING TO
9 BE LOOKING TO WHEN YOU'RE DETERMINING REASONABLE AND
10 ALLOWABLE. AND THAT'S THE BEST I CAN ANSWER THE QUESTION, I --
11 TO BE FAIR.

12

13 **SUP. YAROSLAVSKY:** ALL RIGHT, WELL I THINK WHAT I'D LIKE TO
14 HEAR IS OUR OWN PEOPLE'S RESPONSE TO THIS --

15

16 **SUP. BURKE, CHAIR:** ALL RIGHT, LET'S HEAR THEIR RESPONSE. MY --
17 I GUESS THAT THERE ARE OTHER AUDIT STANDARDS IN EXHIBIT C THAT
18 THE AUDITOR HAS TO COMPLY WITH WHENEVER HE AUDITS ANYTHING AS
19 AN AUDITOR THAT -- BUT I'LL LET HIM --

20

21 **BRUCE SALTZER:** AND --

22

23 **TYLER MCCAULEY:** SUPERVISOR BURKE, MEMBERS OF THE BOARD, I'M
24 TYLER MCCAULEY, THE AUDITOR CONTROLLER. WE DEVELOPED A
25 HANDBOOK PROBABLY 30 YEARS AGO AND HAVE UPGRADED IT SEVERAL



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1 TIMES. IT DOES HAVE SUPERVISOR SOME OF THE STANDARDS YOU
2 REFERRED TO BUT MORE IMPORTANTLY IT HAS THE THINGS THAT WE
3 HAVE FOUND OVER 30 YEARS IN WORKING WITH CONTRACTORS THAT GO
4 WRONG AND THINGS WE PROVIDE PROVISIONS FOR IN THIS HANDBOOK SO
5 THAT WE CAN ASSURE THAT THE COUNTY IS PROPERLY TAKEN CARE OF
6 AND THE COUNTY'S CONTRACTS ARE -- WORK FINE. AND THE TWO
7 SECTIONS THAT HE CITES THAT WE'VE AGREED TO HAVE BEEN -- THEY
8 ARE CERTAIN SETS OF RULES, SUPERVISOR KNABE. BY THE FEDS, BY
9 THE STATE OR OTHERWISE. THEY HAVE BEEN -- SEVERAL OF THOSE
10 SECTIONS HAVE BEEN THROWN IN MY FACE BY SOME OF THEIR
11 CONSULTANTS FOR YEARS, SAYING THAT WE DON'T HAVE THE RIGHT TO
12 DO THIS OR THAT BECAUSE THOSE CITE ONE OF THESE SECTIONS. WHAT
13 WE WERE FIGHTING FOR AND BELIEVE WE'VE ACHIEVED AND ONE
14 SECTION HERE SAYS WE HAVE THE RIGHT TO AUDIT. I HAVE OUR
15 HANDBOOK ATTACHED, WHICH IS ATTACHMENT C. THAT HANDBOOK IS AS
16 INCLUSIVE AS IT CAN BE. WE WILL NEVER GET DOWN TO A SITUATION
17 SUPERVISORS WHERE WE CAN TELL GOING INTO ANY HOME EXACTLY WHAT
18 IT IS THAT WE WOULD QUESTION BECAUSE WE FIND NEW THINGS THAT
19 PEOPLE OR CONTRACTORS TRIED AND THAT DON'T LOOK LIKE THEY'RE
20 IN THE BEST INTERESTS OF THE CHILDREN IN THIS CONTRACT.

21

22 **SUP. YAROSLAVSKY:** SO WHAT IS -- WHAT SECTION IS IT THAT GIVES
23 -- THAT HE'S GOT A PROBLEM WITH?

24



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1 **TYLER MCCAULEY:** WELL SECTION 8.4 REFERS TO THE HANDBOOK,
2 EXHIBIT C, AND HE -- THEY WERE TRYING TO -- AND THIS IS JUST
3 BEING YESTERDAY --

4
5 **SUP. YAROSLAVSKY:** YOU WANT TO USE THE HANDBOOK AND HE DOESN'T
6 WANT YOU TO USE IT?

7
8 **TYLER MCCAULEY:** NO, NO, THEY WERE BASICALLY REFERRING BACK TO
9 THE FIRST TWO SECTIONS, 8.2 AND 8.3 WHICH DON'T REFER TO THE
10 HANDBOOK BUT REFER TO THESE OTHER CONTROLS. AND SO THEY'RE
11 SAYING YOU HAVE TO INTERPRET THE HANDBOOK CONSISTENT WITH 8.2
12 AND 8.3. I DON'T WANT TO BE HELD BACK FROM INTERPRETING
13 ANYTHING. I WANT TO AUDIT FOR YOUR BOARD AS REASONABLY AS I
14 CAN, TO ENSURE EVERY EXPENDITURE IS MADE PROPERLY FOR THE
15 CHILDREN. IF DON'T THINK IT IS OR MY AUDITORS DON'T, THEY
16 SIMPLY QUESTION IT, THEY RAISE IT UP AND WE DISCUSS IT WITH
17 THE DEPARTMENT. AND I THINK THAT'S HOW IT SHOULD REMAIN, AND
18 ANY --

19
20 **BRUCE SALTZER:** I JUST WANT TO CLARIFY -- SORRY, EXCUSE ME.

21
22 **TYLER MCCAULEY:** LET ME FINISH. AND ANY RESTRICTION ON THAT, AS
23 I SEE THESE BEING PUT IN, CONCERNS ME. SO I BELIEVE THAT THEY
24 SHOULD JUST, PRIOR THE WORDING WAS FINE, IN 8.4 AND THE PRIOR
25 WORDING OF THE LONGEST AUDIT IS FINE. AND I CAN TALK ABOUT THE



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1 SURPLUS IN A CARRYOVER BUT THIS PARTICULAR ISSUE IS VERY
2 IMPORTANT TO THE AUDITOR CONTROLLER BECAUSE IT JUST ALLOWS US
3 TO AUDIT ON YOUR BEHALF ANYTHING. AND TO QUESTION ANYTHING
4 THAT WE SEE IS REASONABLE. NOW WERE NOT UNREASONABLE PEOPLE.

5

6 **SUP. YAROSLAVSKY:** AND JUST TYLER, JUST SO I UNDERSTAND, IF YOU
7 DIDN'T HAVE THAT LANGUAGE WHAT DO YOU THINK -- HOW WOULD IT
8 INHIBIT YOU?

9

10 **TYLER MCCAULEY:** I'M AFRAID THAT THEY WOULD START LOOKING AT
11 THE CONTRACT AND SAYING THE TWO PRIOR THINGS ARE -- YOU'RE NOT
12 AUDITING CONSISTENT WITH 8.2 AND 8.3 AND MY HANDBOOK IS NOT
13 NECESSARILY INCLUDED IN THOSE TWO. AND I THINK FOR YOUR BOARD
14 'CAUSE THE SUPERVISOR POINTED OUT, IT'S YOUR CONTRACT, YOU
15 ESTABLISH THE RULES. AND AS BEST WE CAN THOSE RULES ALLOW US.
16 NOW WE CHANGE THE HANDBOOK WHEN WE FIND SOMETHING NEW AND
17 WE'VE CHANGED IT MANY TIMES OVER THE 30 YEARS IT'S BEEN IN
18 EXISTENCE. IT IS THE HANDBOOK BY THE WAY SUPERVISOR THAT IS
19 ATTACHED TO MANY OF YOUR PROGRAMS, IT'S NOT JUST THE F.F.A. OR
20 THE BOARDING HOMES. IT'S BEEN USEFUL FOR US FOR MANY YEARS TO
21 CALL INTO QUESTION WHAT WE THOUGHT WERE INAPPROPRIATE
22 EXPENDITURES OR UNALLOWABLE EXPENDITURES.

23

24 **SUP. KNABE:** SO YOU DON'T THINK 8.2 OR 8.3 IS NECESSARY, I MEAN
25 AS IT RELATES TO YOUR --



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1

2 **TYLER MCCAULEY:** IF WE JUST DID IT TO MY HANDBOOK, PROBABLY
3 NOT, SUPERVISOR BUT THEY ARE THERE. THE -- WE'VE USED A.122
4 WHICH IS THE FEDERAL STANDARDS, A PRETTY COMPREHENSIVE LIST OF
5 THINGS YOU SHOULDN'T CLAIM FOR. WE HAVE USED THAT SOMETIMES,
6 AND IF IT'S NOT INCLUDED IN THE HANDBOOK, IT'S NOT INCLUDED
7 SOME PLACE ELSE, BEFORE WE GOT THIS HANDBOOK WE'VE USED A.122
8 SO I DON'T MIND A.122 I JUST DON'T WANT TO BE RESTRICTED TO IT
9 OR ANYTHING ELSE ON YOUR BEHALF.

10

11 **BRUCE SALTZER:** AND I JUST WANT TO CLARIFY AGAIN, WE'RE NOT
12 SAYING DO NOT USE EXHIBIT C, THE AUDITOR CONTROLLER'S
13 HANDBOOK. THE LANGUAGE THAT WE'RE PROPOSING IS WHEN YOU'RE
14 DOING THE AUDIT AND REVIEW IT SHOULD BE CONSISTENT WITH 8.2
15 AND 8.3, WHICH ONCE AGAIN WERE WRITTEN BY COUNTY COUNSEL IN
16 TERMS OF THE STANDARDS THAT WE ASKED HIM TO USE, AND AS SET
17 FORTH IN EXHIBIT C. SO WE'RE NOT SAYING DON'T USE EXHIBIT C,
18 THE AUDITOR CONTROLLER'S HANDBOOK, WE'RE SIMPLY SAYING WHEN
19 YOU USE EXHIBIT C, WHATEVER YOU DO WHEN YOU AUDIT SHOULD BE
20 CONSISTENT WITH THE LAW, YOU KNOW, THE DEPARTMENT OF SOCIAL
21 SERVICES POLICY AND MANUAL PROCEDURES, THE FEDERAL -- CODE OF
22 FEDERAL REGULATIONS AND THE O.M.B. CIRCULAR AND 122 SO.

23

24 **SUP. YAROSLAVSKY:** YOU KNOW, I GOT TO TELL YOU, YOU KNOW, I TRY
25 TO BE OPEN-MINDED AND LISTEN TO YOUR POINT OF VIEW. YOU KNOW



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1 WHAT'S GOING ON. YOU KNOW THE CONCERNS THAT HAVE BEEN RAISED.
2 YOU KNOW THERE'S A HIGH LEVEL OF PUBLIC CONCERN IN THIS CITY
3 AND IN THIS COUNTY --

4

5 **BRUCE SALTZER:** ABSOLUTELY, ABSOLUTELY WE'RE NOT --

6

7 **SUP. YAROSLAVSKY:** ABOUT WHAT'S GOING ON IN OUR F.F.A.'S AND
8 HOW KIDS ARE BEING TREATED AND HOW MONEY IS BEING SPENT AND
9 HOW IT'S NOT BEING PROPERLY SPENT AND ALL THAT SORT OF THING.
10 AND WHY WOULD YOU AS A REPRESENTATIVE OF THIS INDUSTRY COME
11 BEFORE US AND ASK US TO RESTRICT OURSELVES AS TO WHAT WE CAN
12 INQUIRE ABOUT ON BEHALF OF THOSE KIDS?

13

14 **BRUCE SALTZER:** ALL WE'RE SAYING IS, AND WE'RE NOT --

15

16 **SUP. YAROSLAVSKY:** YOU SHOULD BE SAYING 'WHATEVER YOU WANT,
17 COUNTY. WE HAVE NOTHING TO HIDE. WE'LL BE HELD ACCOUNTABLE.'

18

19 **BRUCE SALTZER:** THAT'S ABSOLUTELY RIGHT. AND AGAIN IT'S NOT
20 THAT THE AUDITOR -- THE AUDITOR CONTROLLER CAN GET -- CAN DO
21 AND GET THE BAD GUYS FOR -- AND WE'VE SUPPORTED THAT FROM THE
22 BEGINNING, I MEAN WE'RE NOT DISPUTING ANY OF THAT, WE'RE JUST
23 SAYING WE WANT TO KNOW WHAT THE RULES ARE WHEN HE'S GOING
24 AHEAD AND DOING THAT.

25



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1 **SUP. YAROSLAVSKY:** WELL HE'S TELLING YOU WHAT THE RULES ARE
2 GOING TO BE, BUT YOU DON'T LIKE THE RULES AS THE WAY HE'S
3 SAYING THEM.

4

5 **BRUCE SALTZER:** EXHIBIT C IS VERY VAGUE. THE HANDBOOK, THAT'S
6 ALL WE'RE SAYING.

7

8 **SUP. YAROSLAVSKY:** WELL NOW THAT I HAVE THE RULES IN FRONT OF
9 ME I DON'T THINK THEY'RE THAT VAGUE AT ALL. I THINK IT GIVES
10 HIM BROAD AUTHORITY TO LOOK AT HOW YOUR CLIENTS OR YOUR
11 AGENCIES ARE SPENDING THEIR MONEY AND IT DOESN'T RESTRICT THEM
12 IN THAT REGARD, WHICH IS WHAT I READ THE WAY -- WHAT YOU
13 WANTED WOULD HAVE RESTRICT HIM AS HE MORE ELOQUENTLY THAN I
14 HAVE SAID.

15

16 **BRUCE SALTZER:** ALL WE WANTED TO CLARIFY WAS AGAIN, IF COUNTY
17 COUNSEL, AGAIN WE DIDN'T WRITE 8.2 AND 8.3, THEY WERE DRAFTED
18 BY COUNTY COUNSEL.

19

20 **SUP. YAROSLAVSKY:** WHAT'S YOUR PROBLEM WITH 8.4?

21

22 **BRUCE SALTZER:** IT'S TO MAKE IT CLEAR THAT WHEN THEY'RE DOING
23 THE AUDITS THEY'RE GOING TO FOLLOW 8.2 AND 8.3, THAT'S ALL
24 WE'RE SAYING.

25



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The Los Angeles County Board of Supervisors

1 **SUP. YAROSLAVSKY:** WHAT'S YOUR PROBLEM WITH 8.4? DO YOU HAVE A
2 PROBLEM WITH 8.4?

3

4 **BRUCE SALTZER:** WE WANTED THEM TO BE ADD CONSISTENT WITH 8.2
5 AND 8.3 WHEN THEY DID THE AUDIT.

6

7 **SUP. YAROSLAVSKY:** YEAH BUT 8.2 AND 8.3 GIVE YOU A LEG UP
8 DOESN'T IT?

9

10 **BRUCE SALTZER:** I'M SORRY?

11

12 **SUP. YAROSLAVSKY:** DOESN'T 8.2, ARE YOU A LAWYER?

13

14 **BRUCE SALTZER:** YES.

15

16 **SUP. YAROSLAVSKY:** OKAY I'M NOT SO, BUT DOESN'T 8.2 AND 8.3
17 GIVE YOU A HOOK ON WHICH TO FIGHT IN COURT OR SOMEWHERE ELSE
18 ON WHETHER WE CAN -- WHETHER WE WERE PROPERLY AUDITING OR
19 WHETHER WE EXCEEDED OUR AUTHORITY? ISN'T THAT WHAT THAT'S ALL
20 ABOUT? WHY DO YOU CARE WHETHER IT'S CONSISTENT WITH 8.2 OR 8.3
21 FRANKLY?

22

23 **BRUCE SALTZER:** JUST TO MAKE SURE THAT THOSE ARE THE RULES --
24 THAT EVERYONE KNOWS WHAT THE RULES.

25



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1 **SUP. YAROSLAVSKY:** BUT 8.4 ARE THE RULES. WHAT'S WRONG WITH
2 8.4?

3

4 **BRUCE SALTZER:** BECAUSE IT DOESN'T SAY --.

5

6 **SUP. YAROSLAVSKY:** WHAT DOESN'T IT SAY THAT YOU WANT?

7

8 **BRUCE SALTZER:** IT DOESN'T SAY WHAT REASONABLE AND ALLOWABLE --
9 HOW YOU'RE GOING TO DETERMINE REASONABLE AND ALLOWABLE
10 EXPENDITURES AND WHAT YOU'RE GOING TO DETERMINE IN TERMS OF
11 USE OF FUNDS.

12

13 **SUP. YAROSLAVSKY:** IT SAYS 'ALL USES OF A.F.D.C. FUNDS PAID TO
14 AND EXPENDED BY CONTRACTOR AND OTHER FINANCIAL TRANSACTION
15 RELATED TO CONTRACTOR'S PROVISIONS OF SERVICES,' ETCETERA, ARE
16 SUBJECT TO REVIEW AND/OR AUDIT BY D.C.F.S., THE COUNTY AUDITOR
17 CONTROLLER OR ITS DESIGNEE.

18

19 **BRUCE SALTZER:** USING WHAT STANDARDS IS THE QUESTION, THAT'S
20 THE ISSUE.

21

22 **SUP. YAROSLAVSKY:** WELL YOU SEE NOW YOU'RE RAISING -- NOW
23 YOU'RE GETTING ME SUSPICIOUS, YOU KNOW, WHAT'S THE MEANING OF
24 'IS,' YOU KNOW, WHAT DO YOU MEAN 'WHAT STANDARDS?' HIS AUDITOR
25 STANDARDS, HE'S OUR AUDITOR, AND AS HE SAID JUST A MOMENT AGO



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1 THIS IS THE EXACT LANGUAGE THAT'S USED ON EVERY OTHER AUDIT
2 FOR EVERYTHING ELSE WE AUDIT, HE AUDITS EVERYBODY, INCLUDING
3 OUR OWN DEPARTMENTS, AND OUR OWN DEPARTMENT HEADS, AND
4 AGENCIES AND THIS AND THAT AND THE OTHER THING. AND AN
5 AUDITOR, AT LEAST WHEN IT COMES TO THE SPENDING OF PUBLIC
6 MONEY, WE DON'T WANT TO CONSTRAIN THE AUDITOR AS TO WHAT HE
7 CAN FIND OUT, WE WANT TO HAVE AS BROAD AN OPPORTUNITY AS
8 POSSIBLE TO FIND OUT HOW MONEY'S BEING SPENT SO THAT WE'RE NOT
9 BAMBOOZLED.

10

11 **BRUCE SALTZER:** I UNDERSTAND.

12

13 **SUP. YAROSLAVSKY:** OKAY, I JUST --

14

15 **BRUCE SALTZER:** BUT I'M NOT -- I'M NOT TRYING TO COUNTERACT THE
16 --

17

18 **SUP. BURKE, CHAIR:** BUT ALSO, I MEAN WHAT THE IMPRESSION IS
19 THAT YOU DON'T WANT HIM TO USE GOOD AUDITING STANDARDS WHICH I
20 ASSUME THE HANDBOOK TRIES TO BRING INTO IT, NOT JUST THE
21 LITTLE SPECIFIC THINGS THAT ARE SET FORTH IN THESE CIRCULARS,
22 AND THESE PARTICULAR POLICY MEMOS, BUT THERE ARE PROBABLY SOME
23 OVERALL GENERAL ISSUES THAT ARE LOOKED AT WHEN WE AUDIT
24 CONTRACTS. AND IT'S CONSISTENT WITH ALL OF THE CONTRACTS. SO I
25 KNOW THAT WHAT REALLY HAPPENS IS EVERY TIME IS THAT THERE'S A



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1 REAL QUESTION OF WHETHER OR NOT WE HAVE AUTHORITY, BUT WE WANT
2 TO TIE IT DOWN THAT WE DO HAVE AUTHORITY, NOT JUST TO LOOK AT
3 THESE THINGS, BUT TO LOOK AT THOSE THINGS THAT ARE GOOD
4 ACCOUNTING PRACTICES.

5

6 **BRUCE SALTZER:** THAT'S WHY 8.5 WAS INCLUDED IN THE AGREEMENT,
7 BECAUSE IT SAYS NOTWITHSTANDING ANY OTHER PROVISION OF THIS
8 AGREEMENT AND THAT'S WHAT COUNTY COUNSEL ALSO WROTE AND ASKED
9 US TO CONCUR WITH, AND THE COUNSEL DID, NOTWITHSTANDING ANY
10 OTHER PROVISION OF THIS AGREEMENT, CONTRACTOR AND COUNTY AGREE
11 TO ALLOW COUNTY THE RIGHT TO AUDIT ANY AND ALL USE OF A.F.D.C.
12 FUNDS PAID TO AND EXPENDED BY CONTRACTOR, SO THAT'S IN THERE.
13 ANYWAY...

14

15 **SUP. BURKE, CHAIR:** COULD YOU RESPOND TO THE 7 AND 30-DAY
16 ISSUE?

17

18 **TYLER MCCAULEY:** WHICH NOW, EXCUSE ME SUPERVISOR?

19

20 **SUP. BURKE, CHAIR:** 7 AND 30.

21

22 **TYLER MCCAULEY:** THAT ONE OF THE DEPARTMENT WOULD BE MORE THEIR
23 CALL SUPERVISOR, I WOULD LIKE TO RESPOND, FIRST OF ALL, ONE
24 CLOSING COMMENT, THE HANDBOOK ALSO IS A GUIDE TO TELL ALL
25 AGENCIES THE TYPE OF ACCOUNTING RECORDS, HOW WE EXPECT THINGS



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1 TO BE FILED, IT'S A LOT OF THINGS THAT WOULD ALLOW US TO DO
2 THE JOB BETTER FOR THE COUNTY, SO IT INCLUDES RULES AND IT
3 ALSO INCLUDES THIS IS HOW YOU KEEP YOUR RECORDS AND SO FORTH.
4 IT'S WRITTEN FOR A BROAD RANGE OF AGENCIES. THE CARRYOVER
5 FUNDS. AS I UNDERSTOOD BEFORE YESTERDAY, I WAS NOT INVOLVED IN
6 THE MEETING YESTERDAY, I WAS ON VACATION, THE CARRYOVER FUNDS
7 THAT RULED THAT WE WANTED WAS THAT CARRY OVER NO MORE THAN TWO
8 MONTHS OF OPERATING REVENUES, OF THE NET REVENUES, NOT THE
9 REVENUES THAT WERE GIVEN -- PASSED ON TO THE FOSTER PARENTS,
10 SO JUST THE ONES THAT ARE USED FOR ADMINISTRATION, BECAUSE
11 THEY SHOULD BE THE ONLY ONES THAT ARE SUBJECT TO A NEW USE.
12 THE OTHER ONES SHOULD BE FOR THE CHILDREN OUT BEING TAKEN CARE
13 OF IN THE FOSTER HOMES, AND THAT'S VERY CLEAR TO US, AND WE
14 FELT THAT IF THERE WAS MORE THAN THAT THAT CAME UP AT THE END
15 OF THE YEAR THEN THEY SHOULD BRING THOSE FORWARD WITH A PLAN
16 TO THE DEPARTMENT AND THE DEPARTMENT COULD APPROVE THAT PLAN
17 OR CHOOSE NOT TO, IN WHICH CASE THE FUNDS WOULDN'T BE SPENT.
18 WE STILL HAVE TO BE CONCERNED IF THERE ARE NEW USES FOR THE
19 FUNDS, THE FUNDS WERE GIVEN TO THE COUNTY TO BE SPENT ON THE
20 CHILDREN IN THAT YEAR, AND PRESUMABLY. SO YOU HAVE TO BE
21 CAREFUL WITH HOW FAR OUT YOU MIGHT EXTEND A PROJECT, BUT THAT
22 IS MY ONLY COMMENT ON THE -- AND I THINK WE STILL NEED TO STAY
23 WITH A ONE SIXTH OF NET REVENUES WITH A PLAN APPROVED BY THE
24 DEPARTMENT. [MIXED VOICES]

25



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1 **SUP. ANTONOVICH:** YOU'RE AWARE OF A CASE THAT THIS COUNTY LOST
2 WHERE THERE WAS MALFEASANCE AS THE RESULT OF A PROVIDER AND
3 MISUSE OF FUNDS, AND WE'RE CLOSING LOOPHOLES TO PREVENT THAT
4 IN THE FUTURE. DON'T YOU POLICE THE MEMBERS OF YOUR
5 ORGANIZATION? DON'T YOU ENCOURAGE THEM TO FOLLOW THE CORRECT
6 PROCEDURES?

7

8 **BRUCE SALTZER:** ABSOLUTELY.

9

10 **SUP. ANTONOVICH:** AND WOULDN'T YOU WANT TO HAVE THE AUDIT
11 AUTHORITY IN PLACE TO ENSURE THAT WE WEED THE BAD OUT SO WE
12 CAN HELP THE GOOD DO THE JOB THAT'S NECESSARY?

13

14 **BRUCE SALTZER:** A HUNDRED PERCENT, A HUNDRED PERCENT.

15

16 **SUP. ANTONOVICH:** THAT'S WHAT WE'RE DOING HERE, BUT IT APPEARS
17 THAT YOU'RE TRYING TO CREATE SOME LOOPHOLES TO PREVENT US FROM
18 DOING WHAT IS NECESSARY SO WE DON'T LOSE IN COURT, AND IT'S
19 NOT THE COUNTY WHO'S LOSING, IT'S THE CHILDREN WHO HAVE BEEN
20 SUBJECT TO THAT TYPE OF ABUSE THAT ARE GOING TO CONTINUE TO BE
21 ABUSED. THAT'S THE PROBLEM.

22

23 **BRUCE SALTZER:** RIGHT NOW I'M SORRY, BUT AGAIN, JUST TO MAKE
24 SURE IT'S VERY CLEAR A HUNDRED PERCENT. WE'VE NEVER DISAGREED



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1 THAT IF BAD THINGS HAPPEN, PEOPLE SHOULD BE PUNISHED FOR THEM.
2 ABSOLUTELY. I MEAN, YOU'RE --

3

4 **SUP. ANTONOVICH:** SO YOU'RE GOING TO HAVE THESE ORGANIZATIONS
5 THAT WIN ON TECHNICALITIES STILL BECOME MEMBERS OF THE
6 ORGANIZATION?

7

8 **BRUCE SALTZER:** NO. IF YOU LOOK AGAIN AT WHAT WE'RE ASKING FOR
9 AND WHAT COUNTY COUNSEL IS DRAFTING AGAIN, AND AGAIN LOOK IF
10 THAT'S THE WILL OF THE BOARD, THEN WE'LL LIVE BY THAT, BUT
11 JUST TO BE FAIR AGAIN, IT'S NOT LIKE WE'RE ASKING FOR QUOTE,
12 UNQUOTE 'LOOPHOLES,' ALL IT SAYS IS THAT, AGAIN, AND WE DIDN'T
13 WRITE THE LANGUAGE, THIS IS LANGUAGE THAT COUNTY COUNSEL GAVE
14 --

15

16 **SUP. ANTONOVICH:** HOW MANY AGENCIES HAVE YOU DECERTIFIED?

17

18 **BRUCE SALTZER:** WE DON'T DECERTIFY -- WHAT IN TERMS OF?

19

20 **SUP. ANTONOVICH:** BUT YOU TAKE THEIR MONEY AND THEN YOU DEFEND
21 THEM.

22

23 **BRUCE SALTZER:** I'M SORRY. WHAT? IN TERMS OF MEMBERS?

24

25 **SPEAKER:** BECAUSE MAYBE YOU'RE A LAWYER --



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1

2 **BRUCE:** OH I'M SORRY, NO, I'M NOT ACTIVE, I DON'T -- I DON'T
3 ACTIVELY -- I'M A -- BEEN AN INACTIVE LAWYER FOR MANY YEARS, I
4 DON'T REPRESENT, YOU KNOW, I'M HERE ON BEHALF OF THE
5 ASSOCIATION AND NOT -- I'M NOT HERE AS A LEGAL REPRESENTATIVE
6 OF ANY -- I'M SORRY.

7

8 **SUP. ANTONOVICH:** HOW MANY MEMBERS HAVE THEY DECERTIFIED WHO
9 HAVE ABUSED THE SYSTEM, WHO HAVE ABUSED THE CHILDREN.

10

11 **BRUCE SALTZER:** IN TERMS OF WHAT SPECIFICALLY, I'M SORRY.

12

13 **SUP. ANTONOVICH:** SO THEY'RE NO LONGER ABLE TO DO WHAT THEY'RE
14 DOING RECEIVING GOVERNMENT FUNDS FOR SO-CALLED PROVIDING A
15 SERVICE, WHICH IS REALLY NOT A SERVICE, BUT A -- ABRIDGEMENT
16 OF LITTLE CHILDREN'S --

17

18 **BRUCE SALTZER:** THAT IS THE ROLE OF THE COUNTY OF LOS ANGELES
19 TO DO THAT.

20

21 **SUP. MOLINA:** RIGHT IT'S OUR JOB.

22

23 **BRUCE SALTZER:** IT IS. [OVERLAPPING VOICES].

24



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1 **BRUCE SALTZER:** I'M SORRY, I DON'T WANT TO GIVE THE IMPRESSION,
2 AGAIN AND IT'S REALLY UNFORTUNATE, AGAIN 'CAUSE WE -- YOU'RE
3 RIGHT. I MEAN --

4

5 **SUP. BURKE, CHAIR:** THAT'S THE PROBLEM.

6

7 **BRUCE SALTZER:** WE'RE NOT HERE TO DEFEND BAD PRACTICES, THAT'S
8 NOT THE IDEA.

9

10 **SUP. BURKE, CHAIR:** WHEN IT'S A BAD PRACTICE, WE'RE THE ONES
11 WHO TAKE THE BLAME, BUT IF WE TRY TO FIND OUT ABOUT THE
12 PRACTICE, WE'RE TOLD WE HAVE NO AUTHORITY. SEE, THIS IS WHAT'S
13 VERY FRUSTRATING. WE HAVE THE BAD NAME THROUGHOUT THE COUNTY.

14

15 **BRUCE SALTZER:** BUT THAT'S WHY YOU HAVE SECTION 8.5.

16

17 **SUP. BURKE, CHAIR:** BUT THEY TELL US TWO-THIRDS OF THE PEOPLE
18 ARE UNDER YOUR JURISDICTION OF YOUR ORGANIZATION, THEY'RE
19 CONTRACTED WITH YOUR ORGANIZATION, SELECTED BY YOUR
20 ORGANIZATION, BUT WE ALL TAKE THE BLAME.

21

22 **SUP. KNABE:** BUT I MEAN BY HAVING THE RESTRICTED 8.2 AND 8.3,
23 IT SEEMS LIKE, YOU KNOW, THE CONSISTENCY ISSUE, THAT YOU ARE
24 RESTRICTING THE NATURE OF THE AUDIT AND FROM A, YOU KNOW, A
25 LITIGIOUS ENDPOINT THAT THAT'S GOING TO BE A DEFENSE AND --



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1

2 **SUP. BURKE, CHAIR:** WELL THEN WHY DO WE ATTACH IT TO OTHER
3 CONTRACTS THAT THEY ALSO HAVE TO COMPLY WITH THIS HANDBOOK?

4

5 **SUP. KNABE:** NO I'M AGREEING, BUT I'M SAYING BY PUTTING -- BY
6 WANTING THAT LANGUAGE IN THERE, IT SEEMS LIKE THEY'RE TRYING
7 OR ATTEMPTING TO RESTRICT THE AUDIT.

8

9 **SUP. YAROSLAVSKY:** TO CREATE A LOOPHOLE.

10

11 **BRUCE SALTZER:** I'M JUST TRYING TO UNDERSTAND THE RULES, THAT'S
12 ALL BUT --

13

14 **ALEX MORALES:** I'D LIKE TO ADD ONE POINT OF FRESH INFORMATION
15 INTO THIS. I THINK THAT WHAT I WANT TO POINT OUT IS WHAT THE
16 COUNTY SEES AS ABUSES, WHAT THE GENERAL PUBLIC SEES AS ABUSES,
17 WHAT I MYSELF SEE AS ABUSES, HAS REALLY BEEN DUE TO PERHAPS
18 LEGAL -- LEGAL POSITIONS THAT HAVE EXISTED IN FEDERAL AND
19 STATE LAW. THERE IS NOW A NEW LAW THAT CAME INTO BEING TO
20 ADDRESS THESE LOOPHOLES AS OF FEBRUARY. SO WHEN YOU EXPERIENCE
21 ORGANIZATIONS CONTESTING THE POSITION OF THE COUNTY, THERE IS
22 A LEGAL BATTLE THAT IS GOING ON BETWEEN THE COUNTY AND THESE
23 OLD LAWS YET TO BE RESOLVED. I'M NOT SAYING I'M IN SUPPORT OF
24 ALL THOSE LAWS. IN FACT, I WAS PART OF CHANGING THE LAWS TO
25 THE NEW FEBRUARY POSITION, BUT BASICALLY THE LAW ALLOWED WHEN



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1 A ORGANIZATION, IF THERE WERE SURPLUS FUNDS, THERE WAS NO
2 LIMIT ON THE SURPLUS FUNDS, BUT THEY HAD TO BE USED FOR THE
3 CHARITABLE PURPOSE OF THE ORGANIZATION.

4

5 **SUP. MOLINA:** LIKE BUILDING A NEW BUILDING.

6

7 **ALEX MORALES:** ANYTHING THAT WOULD BE ACCEPTED AS CHARITABLE
8 PURPOSE OF THE ORGANIZATION WAS THE WAY THE LAW READ, SO I
9 DIDN'T DESIGN IT, I -- THOSE LAWS HAVE NOW BEEN CHANGED, BUT
10 THE COMPLAINTS YOU ARE HEARING AND DEALING WITH ARE MAYBE
11 ISSUES THAT CAME UP PRE FEBRUARY OF 2003. SO THE NEW LAWS NOW
12 ARE REFERENCED IN HERE, WHICH REALLY RESTRICT THE USE OF
13 FUNDS, HAVE TO STAY IN THE FOSTER CARE ROLE, THEY HAVE TO STAY
14 IN THE STATE OF CALIFORNIA, AND IN THIS CONTRACT, THEY HAVE TO
15 STAY WITHIN THE COUNTY OF LOS ANGELES. I THINK WHAT WE'RE
16 TRYING TO DO IS PREVENT AN OVERREACTION, WHEN YOU HEAR OF A
17 CHILD WHO'S ABUSED, ALL OF A SUDDEN THERE'S AN OVERREACTION OF
18 HOW YOU'RE GOING TO ADDRESS AND DEAL WITH THAT, TO FIND A
19 BALANCED POSITION THAT THE LAWS ARE NOW PROPERLY REFERENCED AS
20 TO HOW YOU CAN SPEND MONEY, AND WE WANTED THE CONNECTION TO
21 THEN HOW YOU AUDIT THOSE, THE SAME WAY YOU WOULD NATURALLY DO
22 ON ANY PERFORMANCE SITUATION. HERE ARE THE OUTCOMES AND HERE'S
23 THE WAY WE'RE GOING TO MONITOR THOSE OUTCOMES, AND YOU'D LOOK
24 FOR THE CONNECTION. IT'S NOT TO SET UP ANY FURTHER LOOPHOLES.
25 WE BASICALLY SHORED UP THE ONE LOOPHOLE THAT STILL EXISTED,



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1 AND THAT'S THE ONE IN DEBATE THAT YOU FACE RIGHT NOW, IS
2 WHETHER OR NOT THE COUNTY HAS THE RIGHT TO RECOVER FUNDS.

3

4 **SUP. MOLINA:** MADAM CHAIR, CAN I INTERRUPT? YOU KNOW, WE CAN
5 SIT HERE AND NEGOTIATE ALL DAY LONG, AND IT'S JUST NOT GOING
6 TO WORK. WE HAVE THE RECOMMENDATIONS OF OUR DEPARTMENT OF
7 CHILDREN'S SERVICES, WE HAVE OUR AUDITOR MAKING STRONG
8 RECOMMENDATIONS. THIS IS SOMETHING WE MUST DO. WHAT WE ARE
9 SAYING UNDER THEIR RECOMMENDATION NOW IS, LET'S MOVE FORWARD.
10 IF THEY WANT TO SIT AROUND AND KNIT PICK THROUGH THIS, THEY
11 HAVE AN OPPORTUNITY TO DO SO, BUT WE START AT THE BEGINNING OF
12 GETTING OUT THE R.F.P. IN A SOLICITATION. IF THEY COME IN
13 TOMORROW AND SIT DOWN WITH MS. BELDER AND SAY "OKAY, UNCLE
14 WE'RE GOING TO DO THE FOLLOWING THINGS IN THE BEST INTERESTS
15 OF CHILDREN, THEN LET'S PROCEED," BUT WE COULD SIT HERE ALL
16 DAY LONG AND WE'RE GOING TO HAVE HONEST DISAGREEMENTS ABOUT
17 THIS.

18

19 **SUP. BURKE, CHAIR:** YOU KNOW, SOMETIMES WE TAKE CONSIDERABLE
20 TIME IN TALKING ABOUT ISSUES. I FEEL AS THOUGH THIS IS A VERY
21 IMPORTANT ISSUE, THAT ALL THE MEMBERS OF THE BOARD TOTALLY
22 UNDERSTAND. I'VE HAD THAT FEELING FROM TIME TO TIME THAT THERE
23 WAS NOT A TOTAL UNDERSTANDING BY ALL OF US IN TERMS OF HOW THE
24 F.F.A. WORKS AND WHAT OUR AUTHORITY IS TO LOOK AT IT. I WOULD
25 LIKE TO GET -- I'M GOING TO GIVE HER A CHANCE TO SPEAK AND TO



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1 RESPOND, AND THEN I THINK WE SHOULD HEAR FROM DR. SANDERS ON
2 THE WHOLE ISSUE OF THE 7 AND 30 DAYS SO THAT YOU KNOW WHAT
3 HAPPENS, AS INDIVIDUALS, OUR STAFF, AND AS SUPERVISORS, WE GET
4 INVOLVED IN SOME OF THESE NEGOTIATIONS LATER. SO I WANT TO
5 MAKE SURE EVERYONE HEARS EVERYTHING TODAY, AND THEN IF THEY
6 GET IN, IT'S NOT BECAUSE THEY HAVEN'T HEARD EVERYTHING AND
7 THAT THEY HAVEN'T HAD AN OPPORTUNITY TO GET THE INFORMATION,
8 THEY HAVE JUST MADE A DECISION THEY WANT TO DO IT IN SPITE OF
9 IT AND THEY WANT TO TRY TO PUT PRESSURE ON, WHETHER IT'S THE
10 COUNTY COUNSEL OR WHETHER IT'S DR. SANDERS. SO I WOULD LIKE TO
11 HAVE, FIRST, ALLOW YOU TO SPEAK, AND THEN I'D LIKE FOR DR.
12 SANDERS TO RESPOND TO SOME OF THE ISSUES, PARTICULARLY THE
13 CARRYOVER ISSUE AND THE 7 AND 30-DAY ISSUE.

14

15 **SUP. KNABE:** MADAM CHAIR, JUST PART OF THAT TOO THOUGH, IF THE
16 COUNTY COUNSEL COULD ADDRESS THE ISSUE OF WHEN THEY RESPOND
17 AFTER SHE SPEAKS THAT, ON 8.2 AND 8.3, IF, IN FACT, THAT WE'RE
18 SUPPORTIVE OF EXHIBIT C, THEN WHY DO WE NEED 8.2 AND 8.3, WHY
19 DID YOU RECOMMEND THAT? SO THAT WOULD BE...

20

21 **SYLVIA FOGELMAN:** I APPRECIATE YOUR INTEREST IN HAVING ME
22 SPEAK. I'M SYLVIA FOGELMAN, I'M WITH SOUTHERN CALIFORNIA
23 FOSTER FAMILY AND ADOPTION AGENCY AND I'M ALSO ON THE F.F.A.
24 COUNCIL. AND WITH REGARD TO THE 30-DAY NOTICE, I THINK THAT
25 IT'S VERY IMPORTANT FOR US TO WORK COLLABORATIVELY WITH THE



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1 DEPARTMENT IN TERMS OF WHAT IS HAPPENING IN ANY CHILD'S LIFE,
2 AND I THINK THAT WITH AN AGENCY HAVING WORKERS WHO DEAL WITH
3 ONLY 15 CASES EACH, THEY CAN CERTAINLY DO THIS, AND GENERALLY
4 DO. THE 7-DAY NOTICE IS MANDATED BY TITLE 22, AND IT'S
5 SOMETHING THAT WE HAVE ABIDED BY. IT SHOULD NOT COME AS A
6 SURPRISE TO ANY SOCIAL WORKER IN THE COUNTY THAT THERE IS A
7 PROBLEM IN THE HOME BECAUSE THERE SHOULD BE THIS COLLABORATION
8 THAT TAKES PLACE ALL ALONG. GENERALLY, I THINK THE F.F.A.'S
9 ARE VERY PATIENT WITH THE COUNTY WHEN A HOME CANNOT BE FOUND
10 AND THE 7-DAY NOTICE OFTENTIMES GOES BEYOND THE SEVEN DAYS.
11 AND AS I SAY, I THINK THAT THERE IS PATIENCE WITH THAT. WITH
12 REGARD TO THE ISSUE THAT WE'VE BEEN DEBATING NOW, I DON'T
13 THINK THERE'S ANY QUESTION ABOUT WHETHER THE AUDITOR-
14 CONTROLLER HAS THE RIGHT TO USE HIS HANDBOOK WITH THE AUDITS
15 THAT HE DOES FOR US. WE WERE ONLY SUGGESTING THAT THERE BE, IN
16 ADDITION TO THAT, SOME CONSIDERATION OF FEDERAL AND STATE
17 REGULATIONS THAT APPLY TO US AS WELL. ALSO WITH REGARD TO THE
18 REPAYMENT, WHEN IT'S FOUND THAT THERE SHOULD BE -- WHEN THE
19 AUDITOR SAYS THERE'S BEEN A MISUSE AND THERE SHOULD BE A
20 REPAYMENT, I THINK THAT WE SHOULD BE ABLE TO GO THROUGH THE
21 ENTIRE DISPUTE RESOLUTION BEFORE THE REPAYMENT IS MADE,
22 BECAUSE OFTENTIMES WHEN WE'RE ASKED ABOUT REPAYMENTS, THEY'RE
23 NOT NECESSARILY ACCURATE IN THE FIRST INSTANCE. AND FINALLY,
24 WITH REGARD TO THE -- WITH RESERVES, I THINK THAT IT'S PRUDENT
25 FOR AGENCIES TO HAVE RESERVES, AND I'M NOT CERTAIN THAT THE



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1 AMOUNT THAT'S WRITTEN IN HERE IS ENOUGH, BUT IF IT'S SOMETHING
2 THAT'S BEEN AGREED UPON, SO BE IT. BUT I THINK THAT WE -- WE
3 OFTENTIMES HAVE PLANS TO HOW WE CAN EXPAND OUR SERVICES TO THE
4 KIDS WHO ARE PLACED WITH US, AND WE HAVE IDEAS FOR NEW
5 PROGRAMS AND WE CAN PROVIDE THAT TO THE COUNTY WITH REGARD TO
6 UNEXPENDED FUNDS THAT MAY BE IN EXCESS OF THE AMOUNT THAT IS
7 IN THE CONTRACT. SO I THINK THAT PRETTY MUCH CONCLUDES WHAT I
8 HAVE TO SAY ON THIS, AND THANK YOU VERY MUCH.

9

10 **SUP. BURKE, CHAIR:** THANK YOU VERY MUCH. ALL RIGHT. DID YOU
11 HAVE ANYTHING FURTHER THAT YOU WISH TO ADD?

12

13 **ALEX MORALES:** JUST THAT I'M ASKING MAYBE SUPERVISOR MOLINA WAS
14 SUGGESTING THAT THE COUNTY GO AHEAD AND MOVE FORWARD AND
15 PREPARE TO ISSUE THE R.F.P., BUT MEANWHILE, IT BE SINCERE AT
16 THE TABLE TRYING TO CLEAN UP THESE ISSUES THAT ARE IMPORTANT
17 TO US. I THINK THEY'RE IMPORTANT TO THE CHILDREN AND THEY ARE
18 NOT -- I REALLY AM VERY HOPEFUL. I FEEL LIKE, GEE, WE'RE 98%
19 THERE, AND IF WE CAN JUST CLEAN UP THESE LAST 2%, THAT THIS
20 CAN BE DONE, AND I'M JUST LOOKING THAT WE DO NOT CURRENTLY
21 SAY, "OKAY, THIS IS THE FINAL CONTRACT, HERE'S THE ONE THAT
22 GOES OUT IN R.F.P., HERE'S THE ONE YOU NEED TO ACCEPT," THAT
23 WE STILL ALLOW THAT SHORT PERIOD OF TIME TO TRY TO SEE IF IT
24 CAN BE IMPROVED UPON REASONABLY. THAT'S ALL I'M ASKING FOR.

25



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1 **SUP. YAROSLAVSKY:** SURE. I WOULD -- FIRST OF ALL, THERE'S
2 NOTHING IN MR. SANDERS' REPORT THAT PREVENTS CONTINUED
3 DISCUSSION. IN FACT, I THINK IT CALLS FOR IT. SECONDLY, I JUST
4 WANT TO SAY, SPEAKING FOR MYSELF, I THINK THIS DISCUSSION HAS
5 BEEN VERY HELPFUL AND IT WOULD NOT HAVE HAPPENED ANY OTHER
6 WAY. AND WE'VE ALL HEARD THE SAME STUFF. SPEAKING FOR MYSELF,
7 I AM NOT NEGOTIABLE ON THE THIRD ITEM YOU RAISED. I THINK
8 BROAD AUTHORITY IS WHAT WE WANT. I THINK OUR PEOPLE ARE
9 SUSPICIOUS AND WITH SOME GOOD REASON, THAT THE REFERENCE TO
10 INCORPORATION OF 8.3 IS IN THE SECOND LINE OF 8.3, WHICH IS IN
11 ACCORDANCE WITH ALL FEDERAL, STATE AND LOCAL LAWS, AND I GUESS
12 WE HAVE SOME EXPERIENCE, SINCE WE DON'T HAVE ANY LOCAL LAWS,
13 WE HAVE SOME EXPERIENCE THAT SOME OF THESE AGENCIES HAVE USED
14 -- FEDERAL LAW IS A LIMITING FACTOR ON US AND ALSO IS AN
15 EXCUSE FOR US NOT TO DO IT, THE FEDERAL GOVERNMENT'S GOING TO
16 DO IT, SO YOU GUYS DON'T HAVE TO DO IT, WHICH IS -- SO THAT WE
17 HAVE A REASON, AND THE AUDITOR HAS A REASON, AND I HAVE A
18 REASON TO WANT TO BROADEN AND NOT LIMIT OUR AUTHORITY. SO I
19 JUST TELL YOU, I THINK -- I DON'T THINK IT'S 2% AT ALL. ON
20 THAT LAST ITEM, IT'S -- IT'S 75%. I THINK THAT'S THE NUB OF
21 THIS WHOLE ISSUE, IS WHETHER WE HAVE THE RIGHT TO GO IN AND
22 BROADLY USE OUR AUDITING POWERS TO PROTECT THE TREASURY AND,
23 MORE IMPORTANTLY, THE KIDS. THAT'S WHAT IT'S ABOUT. SO I JUST
24 GIVE YOU THAT, I DON'T WANT TO DEBATE IT, I DON'T WANT TO



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1 DISCUSS IT ANYMORE. I'M JUST TELLING YOU, I'VE HEARD YOU, I'VE
2 HEARD THEM, I AGREE WITH THEM.

3

4 **BRUCE SALTZER:** I UNDERSTAND, THAT'S FAIR ENOUGH, AND I JUST
5 WANT TO SAY FOR THE RECORD THAT WE'RE HERE IN GOOD FAITH AND
6 WE'LL ABIDE BY THAT AND, YOU KNOW, WE'RE NOT HERE --

7

8 **SUP. YAROSLAVSKY:** WELL THEN MY SUGGESTION IS, IF YOU'RE HERE
9 IN GOOD FAITH AND YOU'LL ABIDE BY THAT IS THAT YOU -- WHY
10 DON'T YOU GUYS GET TOGETHER BEFORE YOU LEAVE TODAY, SAVE YOU
11 ANOTHER TRIP DOWNTOWN, AND WORK IT OUT. 'CAUSE IF YOU CAN
12 AGREE TO THAT AND THEY CAN WORK OUT THE OTHER THINGS YOU COULD
13 PROBABLY DO IT BEFORE LUNCH IS OVER, AND THEN YOU DON'T HAVE
14 TO SEND OUR PEOPLE TO THE EXPENSE OF DOING AN R.F.P. AND GOING
15 THROUGH ALL THAT HEADACHE JUST AS A PEACOCK DANCE. SO IF
16 YOU'RE SINCERE ABOUT THAT THEN GET IT WRAPPED UP TODAY AND WE
17 CAN GET ON WITH OUR BUSINESS. 'CAUSE THIS -- NONE OF THIS IS
18 HELPING -- NONE OF THIS PAPERWORK IS HELPING KIDS.

19

20 **BRUCE SALTZER:** I UNDERSTAND THAT.

21

22 **SUP. YAROSLAVSKY:** OKAY.

23

24 **SUP. BURKE, CHAIR:** DR. SANDERS, WOULD YOU PLEASE RESPOND ON
25 THE SEVEN AND 30 DAYS?



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1

2 **DAVID SANDERS:** SUPERVISOR BURKE, THE -- I HAVE -- THERE ARE
3 TWO ISSUES THAT ARE ABSOLUTELY CRITICAL TO ME. WE HAVE TO
4 IMPROVE SAFETY OUTCOMES FOR KIDS AND WE HAVE TO IMPROVE
5 STABILITY. WE HAVE TOO MANY KIDS THAT ARE BEING HURT IN CARE.
6 IT'S NOT -- THIS IS AN ISSUE OF PRACTICE THROUGHOUT THE
7 SYSTEM. IT'S BOTH THE DEPARTMENT, IT'S F.F.A.'S, IT'S A
8 VARIETY OF OTHER PLAYERS. THAT HAS TO BE DONE, AND I THINK
9 WE'VE STRENGTHENED THE LANGUAGE IN THE CONTRACT. SIMILARLY FOR
10 STABILITY. WE HAVE TOO MANY KIDS THAT ARE BEING MOVED TOO
11 FREQUENTLY, AND AS A SYSTEM, WE ACT OFTEN AS IF IT'S OKAY FOR
12 CHILDREN TO BE MOVED WHEN THE ADULTS AREN'T DOING THEIR JOB,
13 AND I THINK THAT WHAT IS CRITICAL IN THE CONTRACT IS TO PUSH
14 THE PRACTICE ACROSS THE SYSTEM, TO ASSURE THAT CHILDREN AREN'T
15 MOVED IN ANY CIRCUMSTANCES, AND THAT'S WHAT WE'RE TRYING TO
16 SHOOT FOR, TO MOVE BEYOND WHAT THE HISTORICAL PRACTICE HAS
17 BEEN, RECOGNIZING THAT THERE MAY BE SOME INITIAL BARRIERS THAT
18 WE HAVE TO WORK WITH THE STATE ON, BUT IT'S CRITICAL THAT WE
19 PROVIDE THE KIND OF STABILITY THAT KIDS NEED.

20

21 **SUP. BURKE, CHAIR:** IS THERE ANYTHING FURTHER? ALL RIGHT, THEN.
22 IT'S BEEN MOVED WITH THE AMENDMENT, THE AMENDMENT WAS ADOPTED.
23 WITHOUT OBJECTION --

24

25 **SUP. MOLINA:** YES MOVE FORWARD THE RECOMMENDATION.



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1

2 **SUP. BURKE, CHAIR:** MOVE FORWARD THE RECOMMENDATION. WITHOUT
3 OBJECTION, SO ORDERED.

4

5 **SUP. YAROSLAVSKY:** IF THERE'S A DEVELOPMENT ON THIS, IF YOU'RE
6 ABLE TO RESOLVE THIS, YOU'RE GOING TO BRING IT BACK TO THE
7 BOARD IMMEDIATELY. RIGHT? YOU'RE AUTHORIZED TO DO IT, ANYWAY.

8

9 **SUP. MOLINA:** ALL RIGHT BUT IT'S WITH THE UNDERSTANDING THE
10 LANGUAGE AND MS. BELDER --

11

12 **SUP. YAROSLAVSKY:** I COULDN'T HEAR YOU SORRY.

13

14 **SUP. MOLINA:** IT IS WITH THE UNDERSTANDING WITHIN THE FRAMEWORK
15 OF THE LANGUAGE THAT MS. BELDER HAS PUT TOGETHER.

16

17 **SUP. YAROSLAVSKY:** ABSOLUTELY. AND THEY'RE INSTRUCTED TO
18 PROCEED WITH THE R.F.P.

19

20 **BRUCE SALTZER:** OR IS IT JUST THAT IT'S --

21

22 **SUP. BURKE, CHAIR:** AND JUST TO BE CLEAR, THAT WE ARE
23 SUPPORTING THE LANGUAGE, THAT'S --

24

25 **BRUCE SALTZER:** AS WRITTEN, WITH NO MODIFICATIONS WHATSOEVER.



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1

2 **SUP. BURKE, CHAIR:** WE ARE SUPPORTING IT. NOW, IF THE
3 DEPARTMENT OR THE AUDITOR COMES UP AND SUGGESTS THAT THERE IS
4 SOME FLAW THAT IS POINTED OUT IN THE NEXT FEW DAYS, THEN WE
5 UNDERSTAND AND THEY WILL GET BACK TO US, BUT IF THERE IS JUST
6 A REFUSAL TO GO FORWARD AND, YOU KNOW, IT'S A HARD SITUATION,
7 HARD LINE SITUATION, THEN THE R.F.P. WOULD GO. IS THAT THE
8 LAST ITEM, WAS THERE? ALL RIGHT. PUBLIC COMMENT.

9

10 **SUP. YAROSLAVSKY:** I HAVE ADJOURNING MOMENTS.

11

12 **SUP. BURKE, CHAIR:** OH, I'M SORRY. SUPERVISOR YAROSLAVSKY.

13

14 **SUP. YAROSLAVSKY:** MADAM CHAIR, I'D ASK THAT WE ADJOURN IN THE
15 MEMORY OF THE VICTIMS OF THE SANTA MONICA FARMERS MARKET
16 AUTOMOBILE ACCIDENT LAST WEEK.

17

18 **SUP. BURKE, CHAIR:** ALL MEMBERS.

19

20 **SUP. ANTONOVICH:** ALL MEMBERS.

21

22 **SUP. YAROSLAVSKY:** ALL MEMBERS. 10 PEOPLE WERE KILLED LAST
23 WEDNESDAY IN A TRAGIC ACCIDENT AND WE HAVE EIGHT OF THE NAMES,
24 TWO OF THEM ARE STILL BEING WITHHELD PENDING NOTIFICATION OF
25 NEXT OF KIN. AND THE EIGHT WHO I ASK THAT WE ADJOURN IN MEMORY



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1 OF THIS AFTERNOON IS BRENDAN SFEHANI, SEVEN MONTHS OLD, CINDY
2 PELOSIOS VIADARIS, AGED 3, MOLAK GOOLIAN, AGED 62; DIANA AND
3 KEVIN MCCARTHY, AGED 41 AND 50; MOSHA HOFMANN, AGED 78; LYNN
4 ANN WEAVER, AGED 47, AND GLORIA ALIVERO GONZALEZ, AGED 35, AND
5 I WILL GET THE CLERK THE NAMES OF THE OTHER TWO AS SOON AS
6 THEY ARE MADE PUBLIC, ALL MEMBERS.

7

8 **SUP. BURKE, CHAIR:** OKAY.

9

10 **SUP. KNABE:** ALL MEMBERS.

11

12 **SUP. YAROSLAVSKY:** I ALSO ASK THAT WE ADJOURN IN THE MEMORY OF
13 MARTY LITVACK, A LONG TIME RESIDENT OF SANTA MONICA AND CO-
14 FOUNDER AND PROPRIETOR OF THE SANTA MONICA HOMEOPATHIC
15 PHARMACY, WHO RECENTLY PASSED AWAY AT THE AGE OF 91. I'M
16 SORRY. I SAID MARTY. MARY LITVACK. SHE IS SURVIVED BY HER TWO
17 SONS DON AND BOB, AND FOUR GRANDCHILDREN. I ALSO ASK THAT WE
18 ADJOURN IN MEMORY OF MILLICENT SINGER, WHO PASSED AWAY IN HER
19 HOME IN BROOKLYN AT THE AGE OF 77 AFTER A LONG ILLNESS. SHE'S
20 THE MOTHER-IN-LAW OF MY STAFF MEMBER, JOE BELLMAN. SHE'S
21 SURVIVED BY HER DAUGHTERS, HOPE AND RACHEL, A SISTER SELMA
22 JULIUS --

23

24 **SUP. BURKE, CHAIR:** ALL MEMBERS.

25



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1 **SUP. YAROSLAVSKY:** AND A GRANDDAUGHTER JESSICA. ALL MEMBERS ON
2 THAT. THANK YOU, THAT'S ALL I HAVE.

3

4 **SUP. KNABE:** MADAM CHAIR I JUST --

5

6 **SUP. YAROSLAVSKY:** OH ONE MORE SORRY, DON, I'M SORRY.

7

8 **SUP. KNABE:** WHILE HE'S SEARCHING FOR IT, I JUST WOULD ADD, AS
9 IT RELATED TO THE TRAGEDY IN SANTA MONICA, I THINK THAT -- I'M
10 THANKFUL TO THE VOTERS OF LOS ANGELES COUNTY AND MEASURE B IN
11 THAT SHOWED THE IMPORTANCE OF OUR TRAUMA NETWORK AND ITS
12 ABILITY TO RESPOND TO VERY DIFFICULT SITUATIONS. IT HELD UP,
13 IT WORKED, AND I THINK WE JUST OWE A BIG THANK YOU TO THE
14 VOTERS OF THE COUNTY FOR THEIR SUPPORT OF MEASURE B. AND
15 THAT'S EXACTLY, YOU KNOW, BY THE GRACE OF GOD HERE GO I KIND
16 OF THING SO.

17

18 **SUP. BURKE, CHAIR:** I WOULD LIKE TO ANNOUNCE THAT WE DID NOT
19 HAVE AUTHORITY TO LOWER THE AMERICAN FLAG, THE UNITED STATES
20 FLAG, BUT WE DID LOWER THE COUNTY FLAG IN SANTA MONICA AS A
21 MATTER OF RESPECT.

22

23 **SUP. YAROSLAVSKY:** I KNOW THEY APPRECIATED THAT, MADAM CHAIR,
24 AND I DID, TOO. MADAM CHAIR, I HAD ONE OTHER ADJOURNING
25 MOTION. I ASK THAT WE ADJOURN IN MEMORY OF ROSE RHINER LORRETZ



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1 OF MIAMI, FLORIDA. SHE IS THE MOTHER OF MY TREASURER, SEYMOUR
2 LORRETZ, SY LORRETZ, WHO PASSED AWAY LAST WEEK.

3

4 **SUP. BURKE, CHAIR:** SO ORDERED. PUBLIC COMMENT. WE HAVE ALBERTA
5 WALKER, AND WE HAVE DECATHUR -- WELL, I THINK THAT WE JUST
6 HAVE ALBERTA WALKER, ALSO KNOWN AS DECATHUR WALKER.

7

8 **ALBERTA WALKER:** HELLO. FIRST, I'D LIKE TO SAY THAT WHAT I HAVE
9 TO PRESENT MAY BE PART OF SOMETHING THAT HAS ERODED OVER A
10 MANY PERIOD OF TIME, PROBABLY ABOUT 30 YEARS OR SO, AND UP TO
11 ITS PRESENT DAY, AND THERE'S NOT GOING TO BE ENOUGH TIME TO
12 COVER WHAT AGENDA I DO HAVE, BUT I WILL DO MY BEST. I HAVE TWO
13 LETTERS TO READ, AND THIS WAS SENT TO ZONING ENFORCEMENT. BY
14 THE WAY, WE LIVE IN A VERY BEAUTIFUL AREA OF LOS ANGELES
15 COUNTY CALLED MITCHELL LINDA, AND IT WAS FOUNDED BY THREE MEN
16 FROM THE EAST COAST IN 1912, AND OUR HOME WAS BUILT BY THE
17 LAND TRACK DEVELOPER IN 1912, AND MY PARENTS HAVE HAD THIS
18 HISTORICAL HOME IN OUR FAMILY SINCE 1944, BUT WE HAVE SOME
19 ISSUES IN OUR NEIGHBORHOOD THAT HAVE PRESENTED SOME SERIOUS
20 CONCERN, NOT ONLY FOR US, BUT OTHERS WHO LIVE IN THE
21 NEIGHBORHOOD AS WELL. WE ARE ANGERED BY TWO CHURCHES. I KNOW
22 THAT MAY BE CONTROVERSIAL WITH THE CHURCH ETHIC, BUT I THINK
23 THAT WITH MY STUDY THAT HAS BEEN CONDUCTED OVER A THREE-YEAR
24 PERIOD OF TIME, I JUST WANTED TO GATHER SOME RECORDS, SOME
25 FACTS. I PAID RETRIEVAL FEES FOR THE RECORDS ON BOTH THE



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1 CHURCHES, HAVE BEEN THROUGH THE NEIGHBORHOOD FILE, I SPENT
2 TIME AT THE LIBRARY, SPENT TIME WITH AT LEAST SIX LAWYERS IN
3 REGARDS TO THIS, AND I DO THINK THAT MY MOTHER, HER RIGHTS
4 HAVE BEEN GREATLY VIOLATED OVER THE COURSE OF MANY YEARS. MY
5 FATHER WAS A NEWSPAPER PUBLISHER WHO PASSED AWAY IN 1967 AND
6 KIND OF ALL THINGS BROKE LOOSE, YOU MIGHT SEE, ON THE BLOCK.
7 UP TO THE PRESENT DAY, THERE ARE A NUMBER OF ITEMS THAT
8 CONCERN US. I HAVE BROUGHT THIS TO SEVERAL COUNTY OFFICIALS
9 BEHIND THE SCENES. I THOUGHT THIS WOULD BE BEST TO TRY TO
10 RESOLVE AS MUCH OF THIS BEHIND THE SCENES AS WE COULD
11 PRIVATELY, BUT THAT DID NOT TAKE PLACE. WHAT IS UPON US AT
12 THIS TIME IS AN ISSUE REGARDING A FESTIVAL WHICH TOOK PLACE
13 NEXT TO OUR HOME LAST YEAR WITHOUT OUR KNOWLEDGE OR CONSENT.
14 THERE IS A T.U.P. CRITERIA, AND MANY OF THE ITEMS WERE OUTSIDE
15 THE T.U.P. PERIMETERS. AGAIN, I'VE HAD TO GATHER THESE FACTS
16 AND RECORDS FROM ZONING ENFORCEMENT. AGAIN OUR RIGHTS HAVE
17 BEEN GREATLY VIOLATED. AND I COULD GO THROUGH A LIST OF
18 SCENARIOS OF THE EXPERIENCES THAT WE HAD WITH THIS, BUT MORE
19 SO, I THINK IT'S VERY UNFAIR THAT ZONING ENFORCEMENT HAS NOT
20 RECOGNIZED OR ACKNOWLEDGED US, TREATING US AS INVISIBLE, EVEN
21 FROM THE ORIGINAL RECORDS THAT GO BACK TO 1949 WITH A FORMER
22 CHURCH IN THAT LOCATION, THEY RECOGNIZED PROPERTIES OVER IN
23 CHAPMAN WOODS ACROSS THE HIGHWAY 19, BUT NOT ANYONE THAT WAS
24 JUST A FEW FEET AWAY. AGAIN, THE HISTORICAL HOMES THAT'S BEEN
25 IN OUR FAMILY SINCE 1944. IT'S BEEN A VERY INTERESTING



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1 EDUCATION, I HAVE TO SAY, WITH MY DISCOVERY, BUT MORE SO, IT'S
2 BEEN A VERY INTERESTING INSIGHT INTO THE ARENA OF MONEY,
3 GREED, AND POLITICS, AND HOW OUR RIGHTS HAVE BEEN VIOLATED. MY
4 MOTHER WAS UNFORTUNATE TO NOT BE HERE TODAY. SHE HAD CANCER
5 SURGERY LAST YEAR. SHE'S ELDERLY. I DON'T LIKE TO REFER TO HER
6 AS DISADVANTAGED, BUT UNFORTUNATELY, THOSE ARE OUR
7 CIRCUMSTANCES AT THIS TIME. SHE'S 86 YEARS OLD. HER NAME IS
8 ELEANOR WALKER. SHE'S BEEN VERY MUCH A PART OF OUR COMMUNITY
9 FOR MANY YEARS, BEEN VERY MUCH A PART OF HER CHURCH, BEEN VERY
10 MUCH A PART OF YOUR AGENDA, MR. ANTONOVICH. WE STILL RECEIVE
11 YOUR INVITATIONS IN THE MAIL, AND I WOULD LIKE TO BE PRESENT
12 SOMETHING TODAY THAT MAY -- I'LL JUST READ THE LETTERS THAT I
13 HAVE JUST RECENTLY WRITTEN AND SENT ON TO ZONING ENFORCEMENT
14 REGARDING THE GREEK ORTHODOX FESTIVAL, WHICH I FEEL SHOULD GO
15 BACK TO A PUBLIC VENUE, THE SANTA ANITA RACE OR THE ARCADIA
16 PARK, AND ALSO SOMETHING ELSE THAT'S COME ABOUT REGARDING A
17 C.U.P. FOR A NEW BUILDING. THE SECOND BUILDING ON LOT TWO WAS
18 BUILT AFTER THE ZONE CHANGED IN '51, AND THEY DO NOT HAVE A
19 C.U.P. FOR THAT BUILDING, WITH ALL THAT TAKES PLACE IN THAT
20 PARTICULAR LOCATION. ABOUT 85% OF WHAT I HAVE OBSERVED IS
21 CULTURAL CENTER ACTIVITY AND ABOUT 15 TO 20%, WORSHIP. IT'S
22 MOSTLY A SOCIAL CENTER, OFTENTIMES LIKE A NIGHTCLUB ACTIVITY
23 OF IT MANY TIMES IT'S BEEN REPORTED IN THE SHERIFF'S
24 DEPARTMENT. SO I'LL JUST READ THESE LETTERS AND I'LL TRY TO
25 BREEZE THROUGH THIS. IT'S VERY DIFFICULT TO ADDRESS MUCH OF



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1 THIS. IT HAS BEEN ONGOING FOR OVER 30 YEARS. THIS IS ADDRESSED
2 TO RICHARD CLEGHORN, PLANNING ASSISTANT, GREEK FEST, LAND
3 DEVELOPMENT COORDINATING CENTER. 'MR. RICHARD CLEGHORN, I
4 APPRECIATE YOU RETURNING MY PHONE CALL LAST WEEK, ALTHOUGH, AS
5 YOU RECALL, I SENT YOU A FAX ON 6-12-03 STRONGLY DISPUTING
6 GREEK FEST AGAIN THIS YEAR, WHICH, UNTIL NOW, DID NOT HAVE A
7 RESPONSE. I DO NOT HAVE TO TELL YOU HOW DISAPPOINTED MY FAMILY
8 AND I ARE REGARDING THE CONTENT OF YOUR MESSAGE ON MY VOICE
9 MAIL LAST WEEK IN THAT YOUR OFFICES HAD ISSUED A PERMIT FOR
10 THE FESTIVAL AGAIN THIS YEAR AND THAT THE FIFTH DISTRICT WILL
11 BE MAILING A DRAFT FOR COMMENT. WHAT DIFFERENCE WILL THAT MAKE
12 IF YOUR OFFICES ARE ONLY INTERESTED IN APPEASING THE GREEDY
13 INTEREST AT 778 SOUTH ROSEMEAD BOULEVARD ADDRESS. CASE HISTORY
14 AGAINST OURSELVES --

15

16 **SUP. BURKE, CHAIR:** PARDON ME. YOU KNOW, IF YOU WOULD LIKE TO
17 MAKE AVAILABLE THE COPY OF THE LETTER, YOUR TIME EXPIRED SOME
18 TIME AGO, BUT I -- SINCE THERE ARE TWO PEOPLE HERE, I DID NOT
19 STOP YOU, BUT IF YOU HAVE A LETTER, WE WILL -- IF YOU GIVE IT
20 TO SOMEONE HERE, THEY'LL MAKE SURE ALL OF US HAVE IT. AND
21 SUPERVISOR ANTONOVICH, DO YOU HAVE SOMEONE WHO CAN MEET WITH
22 HER?

23

24 **ALBERTA WALKER:** I CAN BRIEFLY SUM THIS UP IN A NUTSHELL.
25 BASICALLY, MOST OF THE ITEMS THAT ARE IN THE T.U.P. CRITERIA,



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1 THERE WERE MANY ITEMS OUTSIDE THE T.U.P. CRITERIA. WE WERE NOT
2 GIVEN DUE PROCESS, WE WERE NOT NOTIFIED OF THIS, AND THIS IS
3 IN THE T.U.P. CRITERIA. THERE'S FOUR PAGES OF THIS, AND MANY
4 ITEMS WERE OUTSIDE OF THAT, AND BILL CROSS, WHO WAS IN CHARGE
5 OF THIS LAST YEAR, DID NOT COMPLY WITH THAT, NOR DID HE RETURN
6 MY PHONE CALLS. THAT'S WHY I CONTACTED LARRY SHEEHAN, AND SHE
7 SENT ME THIS FED EX LAST YEAR. I HAD A MEETING WITH EIGHT
8 COUNTY OFFICIALS TWO WEEKS BEFORE THE GREEK FEST AND NONE OF
9 THEM WANTED TO DISCUSS GREEK FEST. THEY ONLY WANTED TO HEAR
10 WHAT I KNEW BASED ON THE RECORDS THAT I HAVE PULLED FROM
11 ZONING ENFORCEMENT. I AM APPALLED AND DISGUSTED.

12

13 **SUP. BURKE, CHAIR:** THANK YOU VERY MUCH. AND YOU'LL STILL HAVE
14 SOMEONE TO SPEAK WITH HER RIGHT? IS THE DEPARTMENT HERE?

15

16 **SUP. ANTONOVICH:** THE DEPARTMENT'S OVER HERE.

17

18 **SUP. BURKE, CHAIR:** YES, THEY'LL BE RIGHT OVER HERE. ALL RIGHT.
19 MR. CALLIS WILL MEET WITH YOU. OKAY. I THINK THAT CONCLUDES
20 PUBLIC COMMENT. IS THERE NOTHING FURTHER? ALL RIGHT.

21

22 **CLERK VARONA-LUKENS:** IN ACCORDANCE WITH BROWN ACT
23 REQUIREMENTS, NOTICE IS HEREBY GIVEN THAT THE BOARD OF
24 SUPERVISORS WILL CONVENE IN CLOSED SESSION TO DISCUSS ITEMS
25 CS-1, CS-2, AND CS-3, CONFERENCES WITH LEGAL COUNSEL REGARDING



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1 EXISTING LITIGATION. ITEM CS-5, CONFERENCE WITH LEGAL COUNSEL
2 REGARDING INITIATION OF LITIGATION, ONE CASE. ITEM CS-6,
3 CONFERENCE WITH LEGAL COUNSEL REGARDING SIGNIFICANT EXPOSURE
4 TO LITIGATION, ONE CASE, AND ITEM CS-7, CONSIDERATION OF
5 ANNUAL DEPARTMENT HEAD PERFORMANCE EVALUATIONS AS INDICATED ON
6 THE POSTED AGENDA. THANK YOU.

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1 [NOTICE OF ACTION TAKEN IN CLOSED SESSION,
2 TUESDAY, JULY 22, 2003.]

3

4 There was no reportable action as a result of the Board of
5 Supervisors' closed session held today.

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