

Tuesday, August 19, 2003

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

9:30 AM

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

Absent: Supervisor Gloria Molina

Invocation was led by Pastor Albert Starr, Ascension Lutheran Church, Los Angeles (2).

Pledge of Allegiance was led by Manuel B. Rios, Baldwin Park Post No. 3197, Veterans of Foreign Wars of the United States of America (1).

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

Video Transcript Link for Entire Meeting (03-1075)

[Video Transcript](#)

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

NOTICES OF CLOSED SESSION

The Board met in Closed Session to discuss the following:

CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

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

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

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

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

NO REPORTABLE ACTION WAS TAKEN

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

Dick Abcarian v. Kevin Shelley, et al., United States District Court, Central District of California, Case No. CV 03 5543 (LGB)

Ted Costa v. Kevin Shelley, et al., Sacramento Superior Court, Case No. 03AS03887

Frank Partnoy v. Kevin Shelley, et al., United States District Court, Southern District of California, Case No. 3 CV 1460 (BTM)

Camille Robins, et al. v. Kevin Shelley, et al., Los Angeles Superior Court Case No. BC 299 066

These lawsuits challenge the legality of procedures for conducting the gubernatorial recall election on October 7, 2003. (03-2344)

NO REPORTABLE ACTION WAS TAKEN

CS-3. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

(Subdivision (c) of Government Code Section 54956.9)

Initiation of litigation (one case) (03-2411)

REPORT OF ACTION TAKEN IN CLOSED SESSION:

THE BOARD AUTHORIZED THE INITIATION OF A LAWSUIT; THE NATURE OF THE ACTION, THE DEFENDANTS AND OTHER PARTICULARS WILL BE DISCLOSED TO ANY PERSON UPON INQUIRY ONCE THE ACTION IS FORMALLY COMMENCED.

[See Final Action Video](#)

Absent: Supervisor Molina and Supervisor Antonovich

Vote: Unanimously carried

SET MATTERS

9:30 a.m.

Presentation of scroll honoring Rita Powell, a Stationary Engineer Helper with the Department of Internal Services, as the August 2003 County Employee of the Month, as arranged by the Chair.

Presentation of scrolls to Wells Fargo Bank, the Community College Foundation and Lori Moilov, Founder, in recognition of Kidz Biz, an innovative program dedicated to teaching foster youth skills necessary to becoming entrepreneurs, as arranged by Supervisor Knabe.

Presentation of scroll to George Ray in recognition of his 20 years of dedicated service and commitment to the Parks and Recreation Commission, as arranged by Supervisor Knabe.

Presentation of scrolls to Sheriff Deputies Melissa Sullivan and Kevin Kader congratulating them on being awarded Medals of Valor, the Sheriff Department's highest honor, for pulling an unconscious man from a car engulfed in flames, as arranged by Supervisor Antonovich.

Presentation of scroll to Captain Ron King commending him for his years of service with the County Fire Department and extending best wishes on his retirement, as arranged by Supervisor Antonovich.

Presentation of pets to the television audience for the County's Pet Adoption Program, as arranged by Supervisor Antonovich. (03-2402)

BOARD OF SUPERVISORS (Committee of Whole) 1 - 10

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

Supervisor Burke

Otis Booth Jr., Board of Governors, Department of Museum of Natural History; also waive limitation of length of service requirement, pursuant to County Code Section 3.100.030A

Dr. Sandraluz Lara-Cinisomo, Policy Roundtable for Child Care

Joseph T. Rouzan, III, Los Angeles County Law Enforcement Public Safety Facilities Corporation

Efrem Violin+, Library Commission; also waive limitation of length of service

requirement, pursuant to County Code Section 3.100.030A

Supervisor Yaroslavsky

Daniel R. Cohen, Horizons Plan Committee (Alternate)

Supervisor Knabe

Douglas S. Drummond, Fish and Game Commission

Marianne W. Hughlett, Developmental Disabilities Board (Area 10-Los Angeles)

Supervisor Antonovich

Dr. Joe Brown, Commission for Public Social Services

Doreen M. Moore+, Los Angeles County Commission on Aging; also waive limitation of length of service requirement, pursuant to County Code Section 3.100.030A

Susan Speir+, Child Support Advisory Board; also waive limitation of length of service requirement, pursuant to County Code Section 3.100.030A

Los Angeles County Ambulance Association, Inc.

David Franklin Austin+, Emergency Medical Services Commission (03-2395)

APPROVED

Absent: Supervisor Molina

Vote: Unanimously carried

2. Recommendation as submitted by Supervisor Yaroslavsky: Waive parking fees in amount of \$4,800, excluding the cost of liability insurance, at Will Rogers State Beach for the Palisades Charter High School Physical Education Program's surfing classes, to be held September 2003 through June 2004. (03-2406)

APPROVED

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

3. Recommendation as submitted by Supervisor Knabe: Instruct the Executive Director of the Community Development Commission, in consultation with the Treasurer and Tax Collector, to prepare a report on the feasibility of developing an Industrial Development Bond marketing program, specifically targeted at providing financing for small manufacturing businesses through the Commission's Office of Small Business. (03-2391)

APPROVED

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

4. Recommendation as submitted by Supervisor Knabe: Authorize the Chief Administrative Office to negotiate and execute a three-year gratis license agreement with the American Red Cross for their continued use of designated County facilities for blood drive purposes on dates and locations deemed suitable by the Chief Administrative Office. (03-2400)

APPROVED

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

5. Recommendation as submitted by Supervisor Knabe: Reduce permit fee to \$50 and waive the estimated gross receipts fee in amount of \$529, excluding the cost of liability insurance, at the Marine Avenue Volleyball Courts in Manhattan Beach for the Twenties 'N Thirties Ministry's annual charity volleyball tournament, to be held August 23, 2003. (03-2403)

APPROVED

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

6. Recommendation as submitted by Supervisor Knabe: Waive fees in amount of \$300, excluding the cost of liability insurance, for overflow parking at the South Coast Botanic Gardens for the Rolling Hills United Methodist Church's second annual Palos Verdes Classic Jazz Festival, to be held October 10 through 12, 2003. (03-2404)

APPROVED

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

7. Recommendation as submitted by Supervisor Antonovich: Waive facility rental fees totaling \$300, excluding the cost of liability insurance, for use of Farnsworth Park for the Pasadena Unified School District's candlelight vigil to be held September 11, 2003, in honor of the victims that perished in the September 11, 2001 terrorist attacks on America. (03-2371)

APPROVED

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

8. Recommendation as submitted by Supervisor Burke: Approve the simple County motto, "Enriching Lives" for use by all County departments and commissions in all communication mediums; require all County departments and commissions to use the County seal, and as appropriate the County motto, on all communication mediums, including employee badges, to be implemented as funds are available; require all County departments to display the County seal on the exterior entrances of all County facilities, and in all public meeting rooms and primary conference rooms, to be implemented as funds are available; and instruct the Chief Information Officer, the Interim Director of Internal Services, and the Chief Administrative Officer to identify and report back to the Board regarding a common County domain name for the County's Website and e-mail. (03-2399)

APPROVED

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

9. Recommendation as submitted by Supervisor Burke: Instruct Chief Administrative Officer to work with the Public Defender, Alternate Public Defender, County Counsel, and the District Attorney, on methods which will be utilized to monitor and ensure that

their staff attorneys have not been placed in any type of status which would prevent or restrict them from performing their duties as lawyers and report back to the Board within 30 days. (03-2407)

APPROVED AS AMENDED TO ALSO INSTRUCT THE CHIEF ADMINISTRATIVE OFFICER TO WORK WITH THE DIRECTOR OF CHILD SUPPORT SERVICES.

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

10. Executive Officer of the Board's recommendation: Declare Simon S. Russin elected to the office of the Third Member, Board of Retirement for the term expiring December 31, 2006; and reject the protest of the result of the election for the Third Member, Board of Investments and declare Herman B. Santos elected to that office for the term expiring December 31, 2006 (Continued from meeting of 8-12-03 at the request of the Executive Officer of the Board) (03-2323)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

ADMINISTRATIVE OFFICER (Committee of Whole) 11 - 16

11. Joint recommendation with the Chair, Child Care Planning Committee: Approve and instruct the Chair to sign a contract with the California Department of Education, in a maximum reimbursable amount of \$319,356 and a Maintenance of Effort requirements net County cost of \$64,000, to support ongoing local child care planning efforts of the Child Care Planning Committee (Planning Committee), beginning July 1, 2003 through June 30, 2004; adopt resolution authorizing the Chief Administrative Officer to act as the agent for the County to execute Federal certifications regarding lobbying, debarment, suspension, a drug-free workplace, other forms, as well as any amendments as may be deemed necessary to implement the contract; and authorize the Planning Committee, with staff support from the Office of Child Care, to implement contract. (03-2387)

ADOPTED; ALSO APPROVED AGREEMENT NO. 74589

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

12. Recommendation: Approve preliminary comments on the Draft Supplemental Environmental Impact Statement/Environmental Impact Report prepared for the Safety and Security Alternative for the Proposed Master Plan Improvements at Los Angeles International Airport; and authorize County staff and A.C. Lazzaretto & Associates to present preliminary comments at Los Angeles World Airports and Federal Aviation Administration sponsored public hearings. (03-2398)

APPROVED; AND INSTRUCTED THE CHIEF ADMINISTRATIVE OFFICER TO REPORT BACK TO THE BOARD ON THE STATUS OF THE PROPOSED MASTER PLAN IMPROVEMENTS AT LOS ANGELES INTERNATIONAL AIRPORT.

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

Absent: Supervisor Molina

Vote: Unanimously carried

13. Recommendation: Approve and instruct the Chief Administrative Officer to execute consultant services contract with Harris and Associates, at a cost not to exceed \$350,000 per year, to provide as-needed project management services to the Chief Administrative Office Real Estate Division for a term of one year with two one-year renewal options; also authorize the Chief Administrative Officer to exercise renewal options and to execute any amendments for necessary changes under the terms of the contract. (03-2375)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

14. Recommendation: Approve and instruct the Chair to sign amendment to contract with CorVel Corporation to continue to provide workers' compensation medical and disability management services for an additional two-month period, effective September 7, 2003 through November 6, 2003. (03-2376)

APPROVED AGREEMENT NO. 71668, SUPPLEMENT 4

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

15. Recommendation: Approve amendment to agreement for Reimbursement of Tax Increment Funds of June 9, 1986 between the Community Redevelopment Agency of the City of Hawthorne, the City of Hawthorne and the County of Los Angeles for the Hawthorne Redevelopment Project No. 2, in order to (1) add certain portions of the Los Angeles Air Force Base (LAAFB) to the Project Area; and (2) provide the County's statutory share of tax increment, not to exceed \$20 million, as a financial contribution toward a multi-agency, multi-faceted project to modernize and upgrade the LAAFB in an attempt to avoid it being included in the next round, or subsequent rounds, of military base closures. (03-2392)

CONTINUED ONE WEEK TO AUGUST 26, 2003

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Common Consent

16. Recommendation: Adopt resolution authorizing the Chief Administrative Office, Office of Emergency Management, to execute for and on behalf of the County, applications and documents for the purpose of obtaining financial assistance to maintain the County's eligibility and continued participation in the Federal Emergency Management Performance Grant Program and to apply for Hazard Mitigation Grant Program funds. (03-2354)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

17. Recommendation: Approve and instruct the Chair to sign cooperative agreement with the U.S. Department of Agricultural Animal and Plant Health Inspection Service, Plant Protection & Quarantine, authorizing the Agricultural Commissioner/Director of Weights and Measures to administer a \$5 million, Federal funded, pass-through Nursery Pest Mitigation Program; authorize one additional ordinance position to process disbursement, pending allocation by the Director of Personnel, 100% revenue offset; and authorize the Agricultural Commissioner/Director of Weights and Measures to amend the cooperative agreement in amount not to exceed 10% of the agreement. (03-2385)

APPROVED; ALSO APPROVED AGREEMENT NO. 74586

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

COUNTY COUNSEL (Committee of Whole) 18 - 19

18. Recommendation: Authorize County Counsel to settle case entitled County of Los Angeles v. Bertz Development, Inc., et al., in amount of \$2,350,000, plus accrued interest, for settlement of condemnation for Parcel Nos. 1-5, 1-6, 1-7 and 1-8 (3), to allow the County to acquire four parcels of property needed to augment the on-site parking for patients, visitors, and employees of the Mid-Valley Comprehensive Health Center. (03-2357)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

19. Recommendation: Adopt resolution vacating and setting aside certification of the Final Environmental Impact Report for the West Creek Project (5), suspending project activity that could adversely change or alter the physical environment, and providing for additional water supply and demand analyses to be undertaken in accordance with a court order. (03-2355)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

FIRE DEPARTMENT (3) 20

20. Recommendation: Acting as the governing body of the Consolidated Fire Protection District, award and instruct the Chair to sign a three-year contract with Solutions Safety Services, Inc., at an annual cost of \$60,000, to provide cleaning and repair services for turnouts and its accessories for all uniformed personnel; authorize Fire Chief to suspend, and/or terminate the contract, if deemed necessary and to amend the contract by way of extensions and rate increases to meet the terms and conditions of the contract; and authorize the annual contract expenditure for the first three contract years at \$180,000, representing the total annual cost based on the District's current and previous fiscal year expenditures, in addition authorize expenditures for the two additional one-year periods of \$60,000 per year, to include the Cost of Living Adjustments requests for multi-year service contracts; also find that contract is exempt from the California Environmental Quality Act. (03-2352)

APPROVED AGREEMENT NO. 74587

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

HEALTH SERVICES (Committee of Whole) 21 - 23

21. Recommendation: Authorize the Director to accept forthcoming Notice of Cooperative Agreement (NCA) from the Federal Centers for Disease Control and Prevention (CDC) which will provide for funding support in amount of \$29,987,992 from the Department of Defense and Emergency Supplemental Appropriations for Recovery from and Response to Terrorist Attacks on the United States Act, 2002, Public Law 107-117, to upgrade local public health jurisdictions' preparedness for the response to bioterrorism, outbreaks of infectious disease and other public health threats and emergencies effective August 31, 2003 through August 30, 2004; and authorize the Director to take the following related actions: (03-2358)

Accept and execute any subsequent amendments to the NCA which do not exceed 25% of the total amount of the referenced NCA for the funding period commencing on August 31, 2003, and continuing through August 30, 2004;

Select providers, and to further negotiate and execute contracts with such providers, up to an amount not to exceed \$500,000 per contract, to implement specific activities required to support the County of Los Angeles' Public Health Preparedness and Response for Bioterrorism efforts;

Fill 81 positions in excess of what is currently authorized in the Department's staffing ordinance, as allocated by the Department of Human Resources;

Execute amendment to agreement with the City of Pasadena to extend the term of the agreement from its original expiration date of August 30, 2003 to November 30, 2003, at no additional cost, to enable the City of Pasadena to complete all contracted deliverables provisions for the response support to a bioterrorist threat or other similar public health emergency in Los Angeles County;

Execute a sole source agreement with the City of Pasadena, to provide for response support to a bioterrorist threat or other similar public health emergency in Los Angeles County, for a maximum obligation of \$400,550 consisting of \$323,606 for the Public Health Preparedness and Response for Bioterrorism Program, \$46,793 for Smallpox Preparedness activities, and \$30,151 for Strategic National Stockpile activities, effective December 1, 2003 through August 30, 2004, with provision for a 12-month automatic renewal option through August 30, 2005, contingent upon receipt of CDC funding for the renewal term, with the maximum obligation to be determined by the Director after receipt of funds from the CDC;

Execute a sole source agreement with the City of Long Beach, to provide for response support to a bioterrorist threat or other similar public health emergency in Los Angeles County, for a maximum obligation of \$1,380,334 consisting of \$1,115,094 for Public Health Preparedness and Response for Bioterrorism, \$161,240 for Smallpox Preparedness activities, and \$104,000 for Strategic National Stockpile activities, effective August 31, 2003 through August 30, 2004, with provision for a 12-month automatic renewal through August 30, 2005, contingent upon receipt of CDC funding for the renewal term, with the maximum obligation to be determined by the Director after receipt of funds from the CDC; and

Accept related NCA from CDC for subsequent year funding period of August 31, 2004 through August 30, 2005 in an amount up to \$29,987,992 which will include pass through funds for the Cities of Long Beach and Pasadena to appropriate the level of funding instructed by CDC, and execute any subsequent amendments to the referenced NCA, which do not exceed 25% of the total amount of the NCA, for the funding period commencing on August 31, 2004 through August 30, 2005.

CONTINUED ONE WEEK TO AUGUST 26, 2003

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Common Consent

- 22.** Recommendation: Approve and authorize the Director to sign amendment to agreement with HLN Consulting, LLC, to increase the contract amount by \$415,800, 100% offset by the Federal Centers for Disease Control and Preventions (CDC) award, for a total maximum contract amount of \$760,800, to provide additional services and continue support of the Bioterrorism response capability for Los Angeles County; and to revise the term of the agreement to include a provision for a 12-month automatic renewal through August 30, 2005, contingent upon CDC funding, effective upon Board approval through August 30, 2004; also authorize the Director to take the following related actions: (NOTE: The Chief Information Officer recommends approval of this item.) (03-2360)

Execute amendments to agreement with HLN Consulting, LLC, up to 25% of the maximum obligation;

Execute amendment to agreement with The SIMI Group, Inc., that expands Los Angeles County's Health Alert System Training and Education Network, at an increased cost of \$1,100,538 for a maximum contract cost of \$1,336,362, 100% offset by CDC award, and to extend the term of the agreement from September 1, 2003 through August 30, 2004 with provision for a 12-month renewal through August 30, 2005, at the sole option of the County and contingent upon CDC funding; and

Execute amendments to agreement with The SIMI Group, Inc., for up to 25% of the maximum obligation.

CONTINUED ONE WEEK TO AUGUST 26, 2003

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Common Consent

- 23.** Recommendation: Authorize the Director to accept compromise offers of settlement for the following individual accounts for patients who received medical care at a County facility: (03-2361)

Account Number 8656977, in amount of \$172,000
Account Number 4695694, in amount of \$400,000
Account Number 4846296, in amount of \$123,572
Account Numbers 4155862 and 445462, in amount of \$204,412
Account Number 8254541, in amount of \$2,500
Account Numbers 3292847, 3312565 and 3364806, in amount of \$3,700

APPROVED WITH THE EXCEPTION OF ACCOUNT NOS. 3292847, 3312565 AND 33364806 IN AMOUNT OF \$3,700.00 WHICH WERE CONTINUED TWO WEEKS TO SEPTEMBER 2, 2003.

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

PUBLIC WORKS (4) 24 - 39

24. Joint recommendation with the Chief Administrative Officer: Acting as the governing body of the County Flood Control District, establish Capital Project No. 67925 for Pickens Yard Improvement Project, and approve a total project budget of \$257,000; approve appropriation adjustment in amount of \$257,000 to provide funding for the Project in the Fiscal Year 2003-04 Flood Control District Capital Project Budget; adopt plans and specifications for the construction of the Pickens Yard Improvement Project, Specs 6557, C.P. No. 67925, at an estimated construction cost between \$102,546 and \$141,000; set September 16, 2003 for bid opening; and authorize the Director to carry out the project and to award and execute consultant agreements, supplements, construction contracts and change orders related to the project. (03-2393)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

25. Recommendation: Approve and instruct the Chair to sign a ten-year lease agreement with a ten-year option to renew between the County Flood Control District and Public Works Credit Union for approximately 4,164 sq ft of general office space and space for an automated teller machine at the Department Headquarters, Parcel 1, located at 900 S. Fremont Ave., Alhambra (5), for the initial rent of \$6,620 per month; and find that transaction is exempt from the California Environmental Quality Act. (03-2388)

APPROVED; ALSO APPROVED AGREEMENT NO. 74579

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

26. Recommendation: Approve and instruct the Chair to sign cooperative agreements with the Cities of Compton and Hawthorne for a project to resurface and reconstruct the deteriorated roadway pavement on Broadway from El Segundo Blvd. to Alondra Blvd., Central Ave. from 137 ft north of 121st Street to 120 ft south of 131st Street, Central Ave. from 500 ft north of Rosecrans Ave. to Rosecrans Ave. El Segundo Blvd. from Crenshaw Blvd. to 20 ft east of Vermont Ave., Rosecrans Ave. from Broadway to San Pedro St., and Rosecrans Ave. from Avalon Blvd. to 67 ft west of Central Ave., are streets jurisdictionally shared between the County and Cities of Compton, Gardena and Hawthorne (2), for the County to perform the preliminary engineering and administer construction of the project, with the Cities to finance their respective jurisdictional shares of the project cost, at a total estimated project cost of \$3,490,000 with the City of Compton's share being \$150,000, City of Gardena's share being \$684,000, City of Hawthorne's share being \$192,000 and the County's share being \$2,464,000. (03-2370)

APPROVED AGREEMENT NOS. 74580 AND 74581

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

27. Recommendation: Acting as the governing body of the County Flood Control District, accept completed construction work; approve and accept transfer and conveyance of Miscellaneous Transfer Drain No. 1518, Tract No. 32400, City of Diamond Bar (4), to the County Flood Control District for operation and maintenance; and find that transfer is exempt from the California Environmental Quality Act. (03-2380)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

28. Recommendation: Acting as the governing body of the County Flood Control District, approve and instruct the Chair to sign agreement with the Flood Control District and the City of Santa Clarita (5), to provide for the City to pay the District all costs incurred to bring the storm drain facilities to standards acceptable to transfer into the Flood Control District, and for the District to accept the drains for operation and maintenance; also authorize the Director to accept the transfer and conveyance of Private Drain No. 1745, Tract No. 31549, to the County Flood Control District from the City of Santa Clarita; and find that transfer is exempt from the California Environmental Quality Act. (03-2366)

APPROVED; ALSO APPROVED AGREEMENT NO. 74582

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

29. Recommendation: Acting as the governing body of the County Flood Control District, approve and instruct the Chair to sign agreement between the Flood Control District and the City of Santa Clarita (5), to provide for the City to pay the District all costs incurred to bring the storm drain facilities to standards acceptable to transfer into the Flood Control District, and for the District to accept the drains for operation and maintenance; also authorize the Director to accept the transfer and conveyance of Private Drain No. 1779, Tract No. 35984, to the County Flood Control District from the City of Santa Clarita; and find that transfer is exempt from the California Environmental Quality Act. (03-2367)

APPROVED; ALSO APPROVED AGREEMENT NO. 74583

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

30. Recommendation: Acting as the governing body of the County Flood Control District, approve and instruct the Chair to sign agreement with the Flood Control District and the City of Santa Clarita (5), to provide for the City to pay the District all costs incurred to bring the storm drain facilities to standards acceptable to transfer into the Flood Control District, and for the District to accept the drains for operation and maintenance; also authorize the Director to accept the transfer and conveyance of Private Drain No. 1836, Tract No. 36496, to the County Flood Control District from the City of Santa Clarita; and find that transfer is exempt from the California Environmental Quality Act. (03-2369)

APPROVED; ALSO APPROVED AGREEMENT NO. 74584

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

31. Recommendation: Acting as the governing body of the County Flood Control District, approve and instruct the Chair to sign agreement with the Flood Control District and the City of Santa Clarita (5), to provide for the City to pay the District all costs incurred to bring the storm drain facilities to standards acceptable to transfer into the Flood Control District, and for the District to accept the drains for operation and maintenance; also authorize the Director to accept the transfer and conveyance of Private Drain No. 1589, Tract No. 37573, to the County Flood Control District from the City of Santa Clarita; and find that transfer is exempt from the California Environmental Quality Act. (03-2364)

APPROVED; ALSO APPROVED AGREEMENT NO. 74585

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

32. Recommendation: Acting as the governing body of the County Waterworks District No. 29, Malibu (3), consider and approve the Negative Declaration (ND) for construction of 16 and 12 inch diameter water mains in the unincorporated Topanga Canyon area (3), estimated at a cost of \$2,537,000; find that project will not have a significant impact on the environment or adverse effect on wildlife resource, and that the ND reflects the independent judgment of the County; authorize the Director to complete and file a Certificate of Fee Exemption; approve and authorize the Director to carry out the project. (03-2374)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

33. Recommendation: Find that Truck Traffic Impacted Intersections, Phase I, project to improve existing substandard intersections by constructing and/or reconstructing damaged sidewalk, curb and gutter, median and bus pads, widening curb radii and installing traffic signal upgrades at 28 intersections in the Gateway Cities area (1, 2 and 4) is exempt from the California Environmental Quality Act. (03-2372)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

34. Recommendation: Adopt various traffic regulation orders to provide appropriate regulations for the safe and efficient flow of traffic and to accommodate the needs of adjacent properties (1). (03-2381)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

35. Recommendation: Adopt order instructing the Director to coordinate with the California Highway Patrol to implement radar speed enforcement on Washington Blvd., between Bellford Ave., and Altadena Dr., in the unincorporated Altadena are (5). (03-2382)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

36. Recommendation: Adopt and advertise plans and specifications for Parkway Street Trimming, RD 117/517 - 2003/04, vicinities of Industry and Walnut (1 and 5), at an estimated cost between \$45,000 and \$55,000; set September 16, 2003 for bid opening; and find that project is exempt from the California Environmental Quality Act. (03-2383)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

37. Recommendation: Find that requested changes in work have no significant effect on the environment and approve the changes for the following construction contracts: (03-2396)

Project ID No. FCC0000891 - Project No. 531 Upgrade Inlet Structure and Gratian Street Drain, City of Whittier and the vicinity of East Los Angeles (1 and 4), Sol Construction, Inc., in amount of \$12,283.51

Project ID No. RDC0010973 - Palmdale Blvd., vicinity of Wilsona Gardens (5), Granite Construction Company, in amount of \$130,000

Project ID No. RDC0012296 - Telegraph Rd., vicinity of Santa Fe Springs (1 and 4), All American Asphalt, in amount of \$83,661.45

Project ID No. RDC0013357 - Ramona Blvd., et al., vicinity of Monterey Park (1), Sully-Miller Contracting Company, in amount of \$87,510

Project ID No. RMD1567041 - Barton Ln., et al., vicinities of Glendale, La Canada-Flintridge, La Crescenta, and Altadena (5), Security Paving Company, Inc., in amount of \$74,342.20

Project ID No. SMDACO0081 - Washington Blvd., et al., Sanitary Sewers, City of Commerce (1), A. D. General Engineering Construction, Inc., in amount of \$123,564.96

APPROVED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

38.Recommendation: Ratify changes and accept completed contract work for the following construction projects: (03-2397)

Project ID No. RDC0013414 - Old Topanga Canyon Rd., vicinity of Calabasas (3), Security Paving Company, Inc., with changes amounting to a credit of \$45,070.30, and a final contract amount of \$1,002,107.60

Project ID No. RDC0013656 - Mureau Rd., vicinity of Calabasas (3), Security Paving Company, Inc., with changes amounting to a credit of \$9,273.28, and a final contract amount of \$390,144.62

Project ID No. RMD5547074 - Littlerock Ranchos Rd., et al., vicinity of Palmdale (5), American Asphalt South, Inc., with changes amounting to a credit of \$16,793, and a final contract amount of \$105,144.20

APPROVED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

39. Recommendation: Approve final map for Tract No. 49240-03, vicinity of Acton (5), and accept dedications as indicated on said map. (03-2384)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

REGISTRAR-RECORDER/COUNTY CLERK (3) 40

40. Recommendation: Approve appropriation adjustment appropriating \$13.4 million in anticipated over-realized recording fee revenue to fund the October 7, 2003 Statewide Special Election for a gubernatorial recall and two Statewide measures. **4-VOTES** (03-2311)

APPROVED

[See Supporting Document](#)

[Video](#)

[Video \(motion\)](#)

Absent:

Supervisor Molina

Vote:

Unanimously carried

SHERIFF (3) 41 - 43

41. Recommendation: Send a Letter of Interest to Congresswoman Sanchez of the 47th Congressional District, signed by the Chair, expressing the Board's interest and support of the concept to pursue the necessary Federal funding to design and construct a Multi-Agency Airborne Law Enforcement Support Facility at the Joint Forces Training Bases in Los Alamitos; and authorize the Sheriff to work with representatives of the 47th Congressional District and other Federal, State and County agencies to further develop the concept. (Continued from meeting of 8-5-03 at

the request of Supervisor Yaroslavsky) (03-2211)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

42. Recommendation: Authorize the Sheriff to submit a grant application to the Federal Community Oriented Policing Services (COPS) Office requesting a maximum of \$450,000 in Federal funding, with no local match required, to advance and institutionalize large-scale police integrity projects through the Enhancing Cultures of Integrity Initiative program, effective for two years; and instruct the Chair to sign grant application documents. (03-2353)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

43. Recommendation: Transfer funds from Services and Supplies to reimburse the Sheriff's Special Appropriation Fund in amount of \$7,878.33. (03-2356)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

44. Recommendation: Award and instruct the Chair to sign agreement with Kennedy-Wilson International for real property auctioneering services related to administration of Public Administrator decedent and Public Guardian conservatee estates on a contingency fee basis of 4% commission and calling services for tax defaulted property auctions at no cost to the County, commencing upon the date of Board approval for one year with provisions for four one-year renewal periods at the option of the Treasurer and Tax Collector. (03-2351)

APPROVED AGREEMENT NO. 74588

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

MISCELLANEOUS COMMUNICATION 45 - 50

45. Los Angeles County Claims Board's recommendation: Authorize settlement of case entitled, Loraine Torres, Cynthia Torres, a minor, by and through her Guardian Ad Litem, Delia Segura, Yvonne Benavidez, Henry Torres, Sr., Ray and Mary Benavidez v. County of Los Angeles, Los Angeles Superior Court Case No. TC 014 740, in amount of \$250,000; and instruct the Auditor-Controller to draw a warrant to implement this settlement from the Sheriff's Department's budget. (03-2337)

CONTINUED TWO WEEKS TO SEPTEMBER 2, 2003

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Common Consent

46. Los Angeles County Employees Retirement Association's (LACERA) recommendation: Approve introduction of ordinance changing the title of four classifications; deleting one classification; adding and establishing the salaries of two new classifications; adding, deleting and changing classifications and the numbers of ordinance positions for LACERA; and amending the Departmental Chapter pertaining to LACERA. (Relates to Agenda No. 51) (03-2362)

APPROVED

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

47. Request from the City of Bell to render specified services relating to the conduct of a Special Municipal Election to be held on November 4, 2003. (03-2348)

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

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

48. Request from the City of Hermosa Beach to consolidate a General Municipal Election with the UDEL Election to be held November 4, 2003. (03-2389)

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

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

49. Request from the City of Inglewood to render specified services relating to the conduct of a Municipal Runoff Election to be held September 16, 2003. (03-2350)

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

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

50. Request from the City of Malibu to consolidate a Special Municipal Election with the

Statewide General Election to be held November 4, 2003. (03-2390)

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

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

ORDINANCE FOR INTRODUCTION 51

51. Ordinance for introduction amending the County Code, Title 6 - Salaries, changing the title of four classifications; deleting one classification; adding and establishing the salaries of two new classifications, adding, deleting and changing classifications and the numbers of ordinance positions for Los Angeles County Employees Retirement Association (LACERA); and amending the Departmental Chapter pertaining to LACERA. (Relates to Agenda No. 46) (03-2363)

INTRODUCED, WAIVED READING AND PLACED ON AGENDA FOR ADOPTION

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

ORDINANCES FOR ADOPTION 52 - 54

52. Ordinance for adoption amending the County Code, Title 2 - Administration, to reflect the change of the name of the Los Angeles State and County Arboretum to the Los Angeles County Arboretum & Botanic Garden. (03-2298)

ADOPTED ORDINANCE NO. 2003-0056; THIS ORDINANCE SHALL TAKE EFFECT SEPTEMBER 18, 2003

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

53. Ordinance for adoption amending the County Code, Title 5 - Personnel, to delete, add, and restate in its entirety Chapter 5.25, the Deferred Compensation and Thrift Plan (Horizons), to conform the plan to current law and regulations, which was negotiated with and agreed to by County unions, also to fully vest County matching contributions and enable the Plan Administrative Committee within specified limits to adjust administrative fees charged to participants to cover necessary plan expenses. (03-2317)

ADOPTED ORDINANCE NO. 2003-0057; THIS ORDINANCE SHALL TAKE EFFECT AUGUST 19, 2003

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

54. Ordinance for adoption amending the County Code, Title 7 - Business Licenses, relating to periodic base rate review of ambulance rates for advance and basic life support services throughout Los Angeles County and to renumber certain paragraphs; adjust the rates charged to patients by ambulance operators to reflect an increase in the base rate calculation, and annual adjustment based on the Consumer Price Index; adjust the rates charged for special ancillary services by ambulance operators to reflect annual adjustment based on the Consumer Price Index; and revise the adjustment date for base rate review and to increase the Los Angeles County rates for General Public Ambulance Rates from 85% of the Statewide average up to and consistent with the Statewide average ambulance rates. (03-2320)

ADOPTED ORDINANCE NO. 2003-0058; THIS ORDINANCE SHALL TAKE EFFECT SEPTEMBER 18, 2003

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

SEPARATE MATTER 55

- 55. Treasurer and Tax Collector's recommendation: Rescind Board Order No. 66 adopted on April 15, 2003 which authorized the issuance of Santa Monica-Malibu Unified School District 2003-04 Tax and Revenue Anticipation Notes (3), in aggregate principal amount not to exceed \$5,000,000; and adopt resolution providing for the issuance of Santa Monica-Malibu Unified School District 2003-04 Tax and Revenue Anticipation Notes in an aggregate principal amount not to exceed \$10,000,000. (03-2349)**

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

MISCELLANEOUS

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

- 56-A. Recommendation as submitted by Supervisor Antonovich: Instruct the Director of Mental Health and the Chief Administrative Officer to report back within 14 days with a corrective action plan and timeline for implementation of the recommendations made in the Fiscal Review of the Department of Mental Health conducted by the Auditor-Controller. (03-2447)**

APPROVED

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Molina

Vote: Unanimously carried

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

57-A Recommendation as submitted by Supervisor Yaroslavsky: Instruct the Chief Administrative Officer, in conjunction with the Directors of Health Services and Public Works, Interim Director of Internal Services, Sheriff and Fire Chief to report back to the Board within 30 days with an analysis of Los Angeles County's preparedness to respond to a power failure similar to the August 14, 2003 power blackout in the northeastern United States, and its ability to maintain continuous operation and public service for Los Angeles County's 10 million residents should a comparable event happen here. (03-2456)

APPROVED

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

Absent: Supervisor Molina

Vote: Unanimously carried

57-B Introduced for discussion and placed on the agenda of August 26, 2003 for consideration:

Recommendation as submitted by Supervisor Knabe: Instruct affected departments to implement recommendations made by the accounting firm of KPMG on areas where the County can improve operating efficiencies and strengthen the internal control structure; and instruct the Auditor-Controller to coordinate the affected department's response and report back to the Board within 120 days on the status of each recommendation.

Recommendation as submitted by Supervisor Antonovich: Reschedule the regularly scheduled Tuesday, October 7, 2003 Board of Supervisor's Meeting to Wednesday, October 8, 2003 to allow Department Heads and their employees to participate in the County Pollworker Program for the Statewide Special Election and to encourage Board of Supervisors staff to assist in the Election; instruct the Chief Administrative Officer to remind Department Heads of their commitment to participate in the County Pollworker Program as one of their Management Appraisal and Performance Plan goals, with a request that Department Heads recruit experienced pollworkers from their staff to travel and serve in hard-to-recruit precincts; approve the enhancement of a Split-Shift Option for County Employee Pollworkers, which allows all County Employee Pollworkers, including Fair Labor Standard Act non-exempt employees, to split a pollworker stipend as community-based pollworkers do; also allow County employees to receive training bonuses even when training occurs on County time; and instruct the Registrar-Recorder/County Clerk to take the following actions: (03-2478)

Provide each Department Head the list of the 2417 County Pollworkers who served in November 2002 with the placement status of each, with instruction to the Department Personnel Officers to facilitate distribution of County Pollworker Applications to experienced County Pollworkers who have not yet provided information on their willingness to serve in October 2003, and encourage quick turnaround in obtaining supervisor signatures of approval where lacking;

Continue the process of giving County Employee Pollworkers "Proof of Service Cards" for supervisors to verify that employees reported to their poll location on Election Day as well as providing Department-specific post-election service reports; and

Establish a Roving Troubleshooter Program to allow high-level County managers and new County Employee Pollworkers to observe, troubleshoot and report any problems to a designated hotline number or comment on the smooth operation of visited polls.

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

STEVEN GALLEGOS ADDRESSED THE BOARD. (03-2459)

[Video](#)

61. Adjourning Motions

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

Supervisor Burke

Mary Haynes
Howard Johnson
Tom Shopshire
Damon Walker, Jr.

Supervisor Yaroslavsky

Dr. Walter Ackerman

Supervisor Knabe and Antonovich

William Davidson Bugbey
Jack R. Tillery

Supervisor Antonovich

Ruth Barnes
Alfred Cimaglia
Katherine Margaret Gurash
Kenji Ito
Sean Michael "Rubio" Lopez
William G. Plumtree

John Marsh Sadler
Richard William Sprouse
Ed Townsend (03-2464)

ITEMS CONTINUED FROM PREVIOUS MEETINGS FOR FURTHER

DISCUSSION AND ACTION BY THE BOARD

- A-2.** Continue local emergencies as a result of the discovery of an infestation of fruit flies, as proclaimed on August 8, 1989 and May 10, 1990; also continue local emergency as a result of a fire started on September 22, 2002 in the Williams Canyon Area in the foothills of the eastern San Gabriel Valley, as proclaimed by the Chair on September 25, 2002 and ratified by the Board on October 1, 2002. **Documents on file in Executive Office.**

REVIEWED AND CONTINUED

CLOSING 62

- 62.** Open Session adjourned to Closed Session at 11:54 a.m. following Board Order No. 61 to:

CS-1.

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

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

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

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

CS-2.

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

Dick Abcarian v. Kevin Shelley, et al., United States District Court,
Central District of California, Case No. CV 03 5543 (LGB)

Ted Costa v. Kevin Shelley, et al., Sacramento Superior Court,
Case No. 03AS03887

Frank Partnoy v. Kevin Shelley, et al., United States District Court,
Southern District of California, Case No. 3 CV 1460 (BTM)

Camille Robbins, et al. v. Kevin Shelley, et al., Los Angeles Superior Court
Case No. BC 299 066

CS-3.

Conferring with legal counsel regarding initiation of litigation (one case), pursuant to subdivision to (c) Government Code Section 54956.9.

Closed Session convened at 11:54 a.m. Present were Supervisors Zev Yaroslavsky, Don Knabe and Yvonne Brathwaite Burke, Chair presiding. Absent were Supervisors Gloria Molina and Michael D. Antonovich.

Closed Session adjourned at 12:40 p.m. Present were Supervisors Zev Yaroslavsky, Don Knabe, Michael D. Antonovich (arrived at 12:03 p.m.) and Yvonne Brathwaite Burke, Chair presiding. Absent was Supervisor Gloria Molina.

The meeting adjourned following Board Order No. 61 at 12:40 p.m. The next regular meeting of the Board will be Tuesday, August 26, 2003, at 9:30 a.m. (03-2477)

The foregoing is a fair statement of the proceedings of the meeting held August 19, 2003, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

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