STATEMENT OF PROCEEDINGS FOR THE

PUBLIC HERING AND CLOSED SESSION 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

Tuesday, June 13, 2023

9:30 AM

Present: Supervisor Solis, Supervisor Mitchell, Supervisor Horvath, Supervisor Barger and Supervisor Hahn

Video Link for the Entire Virtual Meeting (03-1075)

Attachments: Video Transcript

I. PUBLIC HEARINGS 1 - 4

1. Hearing on Ordinance Amending County Code, Title 8 - Consumer Protection, Business and Wage Regulations

Hearing on ordinance for adoption amending County Code, Title 8 - Consumer Protection, Business and Wage Regulations, to establish new and updated public health permit, plan check, and service fees related to requirements for compact mobile food operations, mobile food facilities, and commissaries to align with recent changes to the California Retail Food Code, pursuant to Senate Bill 972 (All Districts). **(Department of Public Health)** (Continued from the meeting of 5-23-23) (23-1813)

Correspondence was received.

On motion of Supervisor Solis, seconded by Supervisor Mitchell, this item was continued to September 19, 2023.

Ayes: 4 - Supervisor Solis, Supervisor Mitchell, Supervisor Barger and Supervisor Hahn

Absent: 1 - Supervisor Horvath

Attachments: Board Letter
Public Comment/Correspondence

2. Hearing on the Annual Assessments for County Lighting Districts for Fiscal Year 2023-24

Hearing on the levying of annual assessments in County Lighting District Landscaping and Lighting Act-1 (CLD LLA-1) (All Districts) for street lighting purposes for Fiscal Year (FY) 2023-24, at the same rates as FY 2022-23, in all zones identified in the FY 2023-24 Engineer's Report and on a resolution confirming the diagram and assessment and order the levying of assessments in CLD LLA-1; find that property tax assessment revenues collected from benefited properties will meet operating expenses and financial reserve needs and requirements, purchase supplies, equipment, or materials, and provide funds for capital improvement projects, including construction of additional streetlights and the repair and replacement of obsolete equipment with new modern equipment necessary for the operation of lighting facilities. **(Department of Public Works)** (23-1606)

The Department of Public Works submitted a written statement for the record.

All persons wishing to testify were sworn in by the Executive Officer of the Board. Anthony Nyivih, Assistant Director, Department of Public Works was present. Opportunity was given for interested persons to address the Board. Eric Preven and Arnold Sachs addressed the Board. Correspondence was received.

On motion of Supervisor Barger, seconded by Supervisor Mitchell, the Board closed the public hearing and took the following actions:

1. **Authorized changes, if needed, in any of the matters provided in the Engineer's Report, including changes in the improvements, any zones within County Lighting District Landscaping and Lighting Act-1 (CLD LLA-1), the diagram that shows the District's boundaries, and the proposed assessment as described in the Engineer's Report;**

2. **Made a determination to levy assessments in any amount not to exceed the recommended amounts listed in the Engineer's Report for each assessment zone;**

3. **Adopted a resolution confirming the diagram and assessment, and ordering of assessments in CLD LLA-1 for Fiscal Year (FY) 2023-24;**

4. **Made a finding that the property tax and assessment revenues collected from benefited properties will meet operating expenses and financial reserve needs and requirements, purchase supplies, equipment, or materials, provide funds for capital improvement projects, including construction of additional streetlights and the repair and replacement of obsolete equipment with new modern equipment necessary for the proper operation of lighting facilities in accordance with the provisions of the Improvement Act of 1911 and the Landscaping and Lighting Act of 1972; and in the amount shown for each maintenance District and assessment zone listed in Appendix E of FY 2023-24 Engineer's Report; and**

5. **Made a determination that it is just and equitable and in the public's interest that the additional cost for the expenses of the installation and maintenance of additional lights be made a charge upon the existing Districts as a whole in FY 2023-24, pursuant to Section 5843.5 of the California Streets and Highways Code.**

Said motion was duly carried by the following vote:

Ayes: 4 - Supervisor Solis, Supervisor Mitchell, Supervisor Barger and Supervisor Hahn

Absent: 1 - Supervisor Horvath

Attachments: Board Letter
Departmental Statement
Public Comment/Correspondence
Audio

3. Hearing on Proposed Billing Rates for Inpatient, Outpatient, and Other Services

Hearing on new or updated all-inclusive rates to be charged by the Department of Health Services for inpatient, outpatient and other services provided at various health facilities (All Districts), effective July 1, 2023; itemized charges, that had been previously assigned Undesignated Procedure Codes (UPCs); and authorize the Director of Health Services, to establish additional temporary itemized rates for newly added services or existing services with newly established billing codes from the list of new or current UPC levels, effective July 1, 2023. **(Department of Health Services)** (23-1950)

All persons wishing to testify were sworn in by the Executive Officer of the Board. Ferris Lang, Chief Financial Planning and Program, Department of Health Services and Matthew Marlowe, Deputy County Counsel responded to questions posed by the Board. Robyn Laigo, Chief, Fiscal Programs, Department of Health Services was also present. Opportunity was given for interested persons to address the Board. Eric Preven, Arnold Sachs and Dr. Genevieve Clavreul addressed the Board. Correspondence was received.

After discussion, on motion of Supervisor Mitchell, seconded by Supervisor Solis, the Board closed the public hearing and took the following actions:

1. **Approved the new or updated all-inclusive charges for services rendered at the Department of Health Services' health facilities, effective for service dates on or after July 1, 2023;**

2. **Approved the psychiatric service-related charges, effective for service dates on or after July 1, 2023;**

3. **Approved the itemized charges previously assigned Undesignated Procedure Codes (UPC);**

4. **Approved the UPC rate levels to supplement those already approved by the Board in 2014; and**

5. Authorized the Director of Health Services to establish additional temporary itemized rates for newly added services, or existing services with newly established billing codes, from the list of new or current UPC levels, so the rates for such services approximate either the rates for other services that use equivalent Department of Health Services' resources, or the cost of providing such services plus a reasonable margin above such cost; or are set at a reasonable margin above the negotiated rate with a health plan or other entity, if applicable, effective for service dates on or after on July 1, 2023.

Said motion was duly carried by the following vote:

Ayes: 5 - Supervisor Solis, Supervisor Mitchell, Supervisor Horvath, Supervisor Barger and Supervisor Hahn

Attachments: Board Letter
Public Comment/Correspondence
Audio

4. Hearing on Ordinance Amending County Code, Title 12 - Program Permit Fees Amendment

Hearing on ordinance for adoption amending County Code, Title 12 - Environmental Protection, acting as the Governing Body of the County Consolidated Fire Protection District, to adjust the annual permit fees for Hazardous Waste Generator/Tiered Permitting, Hazardous Materials Handler, Aboveground Petroleum Storage Tank, and California Accidental Release Prevention Programs; adjust the cost recovery fees for Emergency Operations and Site Mitigation hourly rates, Reinspection Fees, and Late Submittal Fees for Fiscal Year 2023-24, in accordance with the annual adjustment provisions of the County Code, as delineated in Sections 12.52.070, 12.56.070, 12.60.080, and 12.64.070, and approved by the Interim Auditor-Controller; make other technical changes consistent with the State statute and regulations; grants the District the authority to apply the administrative penalties, including fees, allowable under State law to violations of the County Code; and find that the adjustment of the annual fees are exempt from the California Environmental Quality Act. **(Fire Department)** (23-1924)

All persons wishing to testify were sworn in by the Executive Officer of the Board. Anthony Marrone, Fire Chief, addressed the Board, and Mario Tresierras, Chief of Health Hazardous Materials, Fire Department, was also present. Opportunity was given for interested persons to address the Board. Eric Preven, Arnold Sachs and Dr. Genevieve Clavreul addressed the Board. No correspondence was received.

Supervisor Solis made a motion to instruct the Fire Chief and County Counsel, along with the Los Angeles County Certified Unified Program Agency, the Directors of Public Health, Public Works and Regional Planning, and any other regulatory agency, to report back to the Board in writing in 60 days on how local permitting processes can be strengthened to address environmental injustices and incorporate any best practices from other municipalities.

After discussion, on motion of Supervisor Barger, seconded by Supervisor Horvath, the Board, acting as the Governing Body of the Consolidated Fire Protection District, closed the public hearing and took the following actions:

1. **Adopted Ordinance No. 2023-0029 entitled, "An ordinance amending Title 12 - Environmental Protection of the Los Angeles County Code, to increase the annual fees for hazardous materials, hazardous waste generator aboveground petroleum storage tank facilities, and California Accidental Release Prevention Programs; cost recovery of hourly rates for emergency operations and site mitigation; and to establish administrative authority to apply penalty fees, as allowed under State law, for non-compliance with violations of the Los Angeles County Code, Title 12, Chapters 12.50, 12.52, 12.64 and 12.70." This ordinance shall take effect on July 13, 2023;**

2. **Approved and adopted an ordinance that adjusts the annual permit fees for Hazardous Waste Generator/Tiered Permitting, Hazardous Materials Handler, Aboveground Petroleum Storage Tank and California Accidental Release Prevention Programs; adjusts cost recovery fees for Emergency Operations and Site Mitigation hourly rates, Reinspection Fees, and Late Submittal Fees for Fiscal Year 2023-24, as delineated in Sections 12.52.070, 12.56.070, 12.60.080 and 12.64.070, and approved by the Interim Auditor-Controller; and makes other technical changes consistent with the State statute and regulations;**

3. **Approved and adopted an ordinance that grants the District the authority to apply the administrative penalties, including fees, allowable under State law to violations of the County Code; and**

4. **Made a finding that the proposed adjustment of the annual fees adopted for the purpose of meeting operational expenses and the levying of administrative penalties are exempt from the California Environmental Quality Act.**

Said motion was duly carried by the following vote:

Ayes: 5 - Supervisor Solis, Supervisor Mitchell, Supervisor Horvath, Supervisor Barger and Supervisor Hahn

After further discussion, on motion of Supervisor Solis, seconded by Supervisor Hahn, Supervisor Solis' motion to instruct the Fire Chief and County Counsel along with the Los Angeles County Certified Unified Program Agency, the Directors of Public Health, Public Works and Regional Planning, and any other regulatory agency, to report back to the Board in 60 days on how local permitting processes can be strengthened to address environmental injustices and incorporate any best practices from other municipalities was duly carried by the following vote:

Ayes: 5 - Supervisor Solis, Supervisor Mitchell, Supervisor Horvath, Supervisor Barger and Supervisor Hahn

Attachments:
Board Letter
Motion by Supervisor Solis
Certified Ordinance
Report
Public Comment/Correspondence
Audio
Audio II

STATEMENT OF PROCEEDINGS FOR THE MEETING OF
NEWHALL RANCH SANITATION DISTRICT
OF LOS ANGELES COUNTY
TUESDAY, JUNE 13, 2023
9:30 A.M.

SD-1. County Sanitation District Newhall Ranch Sanitation District Wastewater Revenue Program

Recommendation: Re: Wastewater Revenue Program (Newhall Ranch Sanitation District) (5)

(a) Hold Public Hearings on Service Charge Report; and

(b) Adopt Service Charge Report (23-1918)

All persons wishing to testify were sworn in by the Executive Officer of the Board. Navnit Padival, Supervising Engineer, and Jessica Lienau, General Counsel, Newhall Ranch Sanitation District were present. Opportunity was given for interested persons to address the Board. Eric Preven and Arnold Sachs addressed the Board. No correspondence was received.

On motion of Supervisor Barger, seconded by Supervisor Horvath, the Board closed the public hearing adopted the Newhall Ranch Sanitation District (5) of Los Angeles County Wastewater Revenue Program Service Charge Report for Fiscal Year 2023-24.

Said motion was duly carried by the following vote:

Ayes: 5 - Supervisor Solis, Supervisor Mitchell, Supervisor Horvath, Supervisor Barger and Supervisor Hahn

Attachments: Board Letter
Public Comment/Correspondence
Audio

II. CLOSED SESSION MATTERS FOR JUNE 13, 2023

CS-1. DEPARTMENT HEAD PERFORMANCE EVALUATIONS
(Government Code Section 54957)

Department Head performance evaluations

No reportable action was taken. (11-1977)

Attachments: Public Comment/Correspondence

CS-2. CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)

Agency designated representatives: Fesia Davenport, Chief Executive Officer and designated staff

Employee Organization(s) for represented employees: All individual member unions of the Coalition of County Unions, AFL-CIO; Local 721, SEIU; All affiliated member unions of AFSCME Council 36; Association of Deputy District Attorneys; Los Angeles County Association of Environmental Health Specialists; Los Angeles County Public Defenders; and

Unrepresented employees (all).

No reportable action was taken. (17-0363)

Attachments: Public Comment/Correspondence

III. GENERAL PUBLIC COMMENT 5

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

Eric Preven, Marsha and Arnold Sachs addressed the Board. Interested person(s) also submitted written testimony.

In addition, Eric Preven and Dr. Genevieve Clavreul addressed the Board on the matters of CS-1, Department Head Performance Evaluations pursuant to Government Code Section 54957 and CS-2, Conference with Labor Negotiators pursuant to Government Code Section 54957.6, prior to the Board adjourning into Closed Session. (23-2285)

Attachments: Public Comment/Correspondence

Closing 6

6. Open Session adjourned to Closed Session at 10:27 a.m. following general public comment:

CS-1.
Consider Department Head performance evaluations, pursuant to Government Code Section 54957.

CS-2.
Confer with Labor Negotiators, pursuant to Government Code Section 54957.6:

Agency designated representatives: Fesia Davenport, Chief Executive Officer and designated staff

Employee Organization(s) for represented employees: All individual member unions of the Coalition of County Unions, AFL-CIO; Local 721, SEIU; All affiliated member unions of AFSCME Council 36; Association of Deputy District Attorneys; Los Angeles County Association of Environmental Health Specialists; Los Angeles County Public Defenders; and

Unrepresented employees (all).

Closed Session convened at 10:30 a.m. Present were Supervisors Hilda L. Solis, Holly J. Mitchell, Lindsey P. Horvath, Kathryn Barger and Janice Hahn, Chair presiding.

Closed Session adjourned at 11:01 a.m. Present were Supervisors Hilda L. Solis, Holly J. Mitchell, Lindsey P. Horvath, Kathryn Barger and Janice Hahn, Chair presiding.

Open Session reconvened at 11:04 a.m. for the purpose of reporting actions taken in Closed Session. Present were Supervisors Hilda L. Solis, Holly J. Mitchell, Lindsey P. Horvath, Kathryn Barger and Janice Hahn, Chair presiding.

The Board of Supervisors of the County of Los Angeles, and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts, adjourned its meeting at 11:05 a.m.

The next Meeting of the Board will be the Budget Deliberations Meeting, to be held Monday, June 26, 2023 at 1:00 p.m.

The next Regular Meeting of the Board will be Tuesday, June 27, 2023 at 9:30 a.m. (23-2284)

Report of Closed Session (CSR-23)

Attachments: Audio Report of Closed Session 6/13/2023

The foregoing is a fair statement of the proceedings of the public hearing and closed session meeting held June 13, 2023, 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.

Celia Zavala, Executive Officer
Executive Officer-Clerk
of the Board of Supervisors

By 

Carmen Gutierrez
Chief, Board Services Division