CITY OF LOS ANGELES
BOARD OF FIRE COMMISSIONERS

MINUTES
TUESDAY, JUNE 20, 2006 AT 3:00 P.M.

The Regular Meeting of the Board of Fire Commissioners convened Tuesday, August 1, 2006 at 3:05 p.m. in the Fire Commission Meeting Room, City Hall East, 200 N. Main Street, Los Angeles.

Present: President Dalila Sotelo, Vice President Jill Furillo and Commissioners Andrew Friedman and Genethia Hudley-Hayes. Fire Chief William Bamattre and Deputy City Attorney Janet Jackson.

Absent: Commissioner Casimiro U. Tolentino

The flag salute was followed by a moment of silence in honor of past and present members of the Los Angeles Fire Department who devote their lives to the protection of the community.

1. **PUBLIC COMMENT**

Ms. Donna Dougherty commented on Griffith Observatory Access.

2. **COMMISSION BUSINESS**

A. Approval of the Minutes:

1. Regular meeting of March 7, 2006
2. Regular meeting of March 21, 2006
3. Special meeting of March 28, 2006
4. Special meeting of April 11, 2006

ACTION: Adopted (Hudley-Hayes/Friedman)

MOTION (Hudley-Hayes/Furillo): Commissioner Hudley-Hayes Moved to change the format of future minutes. The new format should meet the minimal legal requirement, be concise, and capture the action items only.

AYES: 3 (Hudley-Hayes, Furillo, Sotelo)  NAYS: 1 (Friedman)

B. [BFC 06-041-S] Continued discussion and further consideration of the Board of Fire Commissioners’ Action Plan relative to the Fire Department audits:

Ms. Emily Williams, Sr. Policy Advisor, Human Relation Commission provided an overview of the workgroup meetings that were conducted to facilitate the development of the preliminary vision and statement goals.

PUBLIC COMMENT: Mr. Pat McOsker, President, UFLAC, commented on the matter.

ACTION: None
C. Board of Fire Commissioners Committee Reports:
   1. Report from the Fire Commission HRDC Committee. [Commissioners Sotelo/Hudley-Hayes]
      - Status report from the Fire Administrator on the Fiscal Year 2005-2006 HRDC Budget.

   ACTION: Considered under the General Manager’s Report, Budget status report.

3. GENERAL MANAGER’S REPORT

   A. Significant Incidents/Activities

   PUBLIC COMMENT: Pat McOsker, President, UFLAC commented on an incident deployment activity that involved LAPD and LAFD.
   ACTION: None

   B. Budget status report

   Georgia Mattera, Fire Administrator, provided a status report on the HRDC 2005-06 FY Account. The Board considered forming of a Fire Commission Ad Hoc Committee to oversee the 2007-08-budget process.
   MOTION: Commissioner Tolentino Moved to create a Fire Commission Budget Ad Hoc Committee to review the budget process and report back to the Board.
   SECONDED: Commissioner Furillo
   AYES: 4   NAYS: 0
   Commissioners Sotelo and Friedman were appointed to serve on the Fire Commission Budget Ad Hoc Committee.
   PUBLIC COMMENT: Pat McOsker, President, UFLAC commented on the Cleveland lawsuit.

   C. Verbal presentation - Driving policy

   Battalion Chief Wilcox, Bureau of Training & Risk Management provided an overview of the driving policy. The Board instructed the Department to provide a follow up report on the subject matter; and, that the Department meet with UFLAC and COA to obtain feedback on the policy. The Department’s report is to be forwarded through the Fire Commission’s EMS Committee.

4. CONSENT ITEMS - All items were called special.

5. ITEMS CALLED SPECIAL (FROM THE CONSENT ITEMS)


   Fire Chief Bamattre provided an overview of the program. Vice President Furillo instructed that a follow up report be forwarded to the EMS Committee.
PUBLIC COMMENT: Mr. Pat McOsker, President, UFLAC, commented on the matter.
ACTION: Received and Filed

B. [BFC 06-056] - Fire Department transmittal dated May 25, 2006, submitting the recommendations to award contracts for the performance of medical examinations for sworn members of the Los Angeles Fire Department.

Department’s Recommendation: The Board: 1) Approve the recommendations of the Evaluation Committee to award contracts to three medical service providers: Intercare Medical Group, Kaiser Permanente, and Westchester Medical Group. 2) Authorize the Fire Chief to negotiate terms and award contracts to each of the three medical providers, subject to funding availability and to approval by the Equal Employment Executive Employee Relations Committee, City Council, and Mayor. 3) Forward the report to the Mayor and City Council for approval.

MOTION: Commissioner Furillo Motioned to adopt the report as corrected.
SECOND: Commissioner Tolentino
AYES: 4 NAYS: 0

C. [BFC 06-057] - Fire Department transmittal dated May 23, 2006, submitting the First Amendment to the following weed and refuse abatement contracts:

AAA Landscape Maintenance
ABC Brush Clearance
Avalon Landscape, Inc.
Brian Walsh Brush Clearance
International Environmental Corporation
Pan American Brush Clearance, Inc.
Pepo Weed Abatement, Inc.
Ray Byers & Company
Ross Tree & Landscape Company
Silent Fire, Inc.
Van Gogh Landscaping, LLC
Waste Unlimited

Department’s Recommendation: The Board: 1) Approve the extension of the agreement as outlined in the First Amendment to cover the 2006-07 fiscal year. 2) Forward the First Amendment to the City Council for review and approval and to the Mayor for review in accordance with Executive Directive No. 16.

MOTION: Commissioner Furillo Motioned to adopt the report as corrected.
SECOND: Commissioner Tolentino
AYES: 4 NAYS: 0

Department’s Recommendation: The Board adopts the organization chart for Fiscal Year 2006-2007.

MOTION: Commissioner Friedman Motioned to adopt the report as corrected.
SECOND: Commissioner Furillo
AYES: 4  NAYS: 0


Department’s Recommendation: The Board: 1) Approve the Hearing Officers’ 2005 Brush Clearance Assessment Hearing Report. 2) Direct the Department to mail notification of the 2005 Brush Clearance Assessment Hearing Report to each appellant as delineated in the LAMC, Section 57.21.07. 3) Transmit the 2005 Brush Clearance Assessment Hearing Report to the City Attorney for notification. 4) Transmit the 2005 Brush Clearance Assessment Hearing Report to the Mayor for placement on the City Council calendar for action. 5) Upon City Council action, direct the Department to forward the Report to the Los Angeles County Tax Collector for placement on the Los Angeles County Property Tax rolls.

PUBLIC COMMENT: Mr. Habib Rene Shbeyr, property owner, APN 2384015004 requested reconsideration of the Hearing Officer’s assessment findings and recommendations.

Captain Knight, Brush Clearance Unit, provided pertinent information on the assessment of Mr. Shbeyr’s property.

MOTION: Commissioner Tolentino Motioned to adopt the report as submitted.
SECOND: Commissioner Friedman
AYES: 4  NAYS: 0


Department’s Recommendation: The Board: 1) Approve the Hearing Officers’ 2005 Noncompliance Inspection Fee Written Appeals Report, Proposed Decisions and Recommendations. 2) Direct the Department to mail property owners notification letters (granted/denied) to each appellant to inform them of the results of their appeal. 3) Direct the Department to complete all accounting transactions. 4) Direct the Department to forward
the unpaid noncompliance inspection fees to the Los Angeles County Tax Collector for placement on the Los Angeles County Property Tax rolls.

MOTION: Commissioner Tolentino Motioned to adopt the report as submitted.
SECOND: Commissioner Furillo
AYES: 4  NAYS: 0

6. REGULAR ITEMS

A. Status report from Steven F. Loy, Ph. D., Wellness Coordinator on the LAFD Wellness Program.

ACTION: Postponed

B. [BFC 06-058] - Fire Department transmittal dated June 8, 2006, submitting the First Amendment to Contract No. C-108766 – Steven F. Loy, Ph. D., to serve the LAFD Wellness Coordinator.

Department’s Recommendation: The Board: 1) Approve the First Amendment to Agreement No. C-108766 with Steven F. Loy, Ph. D., extending the term of the Agreement for one (1) one-year period; July 1, 2006 to June 30, 2007. 2) Authorize the Fire Chief to execute the amendment. 3) Instruct the Board Office to submit the First Amendment to Contract No. C-108766 to the Mayor’s Office for review in accordance with Executive Direction No. 3.

MOTION: Commissioner Friedman Motioned to approve the first amendment as stated in the report and that the Fire Chief report back in 30 -days on the funding authority and status of the program.
SECOND: Commissioner Tolentino
AYES: 4  NAYS: 0

7. CLOSED SESSION

Pursuant to Government Code Section 54956.9(a), the Board convened with legal counsel in closed session at 5:37 p.m.

A. Conference with Legal Counsel pursuant to Government Code Section 54956.9(a) – Pending Litigation of the following cases:
1. Cedrick Cleveland, etc, et al., vs. City of Los Angeles, Case No. CV99-09175
2. Tennie Pierce v. City of Los Angeles, Case No. BC 345845. Claim File No. C05-4714

Deputy City Attorney Janet Jackson reported that no action had been taken in closed session.
B. Conference with Legal Counsel pursuant to Government Code Section 54956.9(b)(3)(A) - Public Employee Discipline/Dismissal/Release reports.

Deputy City Attorney Janet Jackson reported on the action taken in closed session.

MOTION: Commissioner Tolentino made a Motion to direct the corrective action and discipline reports to the Fire Commission Personnel Committee; and, that such reports become a standing item on the Fire Commission Personnel Committee Agenda.

SECOND: Commissioner Friedman

AYES: 4  NAYS: 0

6. ADJOURNMENT

The meeting was adjourned at 6:40 p.m. (Friedman/Tolentino)

ATTEST BY:

DALILA T. SOTELO, President

BLANCA GOMEZ-REVELLES
Commission Executive Assistant II

Date: August 15, 2006

Note: Actions of the Board shall become final at the expiration of the next five meeting days of the City Council during which the Council has convened in regular session, unless the Council acts within that time by two-thirds vote to bring the action before it or to waive review of the action.