

CITY OF LOS ANGELES  
BOARD OF FIRE COMMISSIONERS  
MINUTES  
TUESDAY, MAY 3, 2011

**DRAFT**

The Regular Meeting of the Board of Fire Commissioners convened at 9:11 a.m. in the Fire Commission Meeting Room, City Hall East, 200 N. Main Street, Room 1820, Los Angeles.

▪ **ROLL CALL**

Present: President Genethia Hudley-Hayes  
Vice President Casimiro Tolentino  
Commissioner Diana Bontá  
Commissioner Andrew Friedman  
Commissioner Jill Furillo  
Fire Chief Millage Peaks  
Deputy City Attorney Janet Jackson

▪ **FLAG SALUTE AND MOMENT OF SILENCE**

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**

Dr. Clyde Williams, LA-32 Neighborhood Council, stated brushed clearance is underway; however, there seems to be problems again. Last year and this year's a mess, even within today's agenda items there are some inconsistencies. The real issue is, we have the most stringent fire brush requirements in the United States and we are looking at redeploying. Presumably redeployment has begun as brush fires have occurred. If you follow the requirements in this document [Dr. Williams had at the lectern] and if they are enforced consistently, you will not have that requirement and you can leave engines in structure areas in South Central, Boyle Heights, and other parts where we need the fire suppression. Why do we have to send them to the brush areas? What are the brush areas – the hillsides; maybe it's to protect the residents who don't clear their brush. Even the illustrations on the front of this document [Dr. Williams had at the lectern] shows lack of proper clearance in regard to the document itself. How can it be a good example? There is a lot of non-compliance, it has been there for a long time, Mt. Washington – it is going to burn one of these days. He has been told don't tell people, on the blogs, where the brush is best because somebody might set it.

2. **COMMISSION BUSINESS**

- A. Announcements/Meetings/Events  
Considered jointly with Items 3.A. and 3.B.
- B. [BFC 11-053] - Approval of Meeting Minutes for April 5, 2011  
**MOTION** (Furillo/Friedman): That the Board approve the minutes as submitted.  
**ADOPTED:** AYES – 5

3. **GENERAL MANAGER'S REPORT**

- A. Announcements/Meetings/Events  
Items 2.A., 3.A. and 3.B. considered jointly. Fire Chief Peaks stated last year's Brush Inspection Program and \$13 collection fee was started without having a process in place for the collection fee; it was confusing to the public. This year, in collaboration with ASB, Sal Martinez' staff, ITA staff, Mariana Rivera, Captain Rob Knight, Captain Tony Valdez and Judy Chu there is an automated collection system to collect brush inspection fees. The program is now up and running and will be the model for the collections going forward. Fire Chief Peaks acknowledged all of the participants, commended them for their hard work and expressed appreciation for

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coming up with the new process. Mr. Sal Martinez, Acting Fire Administrator, noted that when they started this process they were using an old vegetation management system and they needed to respond quickly and it required the collaboration efforts of Fire Prevention, ASB and ITA staff. Staff was under a tight deadline, but now they have a new VMS system. Now they have laptops that inspectors will have to automate that process and collect the data much faster. Now all property owners in the City that are impacted have the ability to make payments through Master charge, American Express, Visa. This automates the process and stands as a goal and sample to use on other collection efforts within their fee structure.

Mr. Martinez commended staff, especially Mariana Rivera, as well as ITA staff members, Judy Chu and Sandy Eng who were instrumental in bringing it together. Fire Chief Peaks and Mr. Martinez presented the certificates to the participants. Assistant Chief Mark Stormes accepted the certificate on behalf of the Brush Clearance Unit.

Fire Chief Peaks noted the events he attended since the last meeting: April 6 – Firefighter of the Year Luncheon, April 12 – Funeral Services for Retired Firefighter William Winchester who was appointed to the Fire Department on October 22, 1946, April 21 – Z Awards (Recognized Captain John Holtby from Fire Station 93) and CORO Annual Crystal Eagle Award and on April 28 – 17<sup>th</sup> Annual Treasures of Los Angeles Awards Ceremony along with Commissioner Bontá.

Fire Chief Peaks referenced the Calendar of Events provided, and highlighted the following events; Dalai Lama LA Visit, CATF1-MOBEX, Revlon Run/Walk, Pancake Breakfast, Fiesta Broadway, CicLAVia, Fire Service Day Pancake Breakfast, Fire Service Recognition Day in L.A.

B. Calendar of Events  
Considered jointly with Item 3.A.

C. Significant Incidents/Activities:

1. [BFC 11-055] – Significant Incident Summary report for the period of March 28 through April 3, 2011.  
Recommendation: Receive and file.  
ACTION: RECEIVED AND FILED.
2. [BFC 11-056] – Significant Incident Summary report for the period of April 4 through April 10, 2011  
Recommendation: Receive and file.  
ACTION: RECEIVED AND FILED.
3. [BFC 11-060] – Significant Incident Summary report for the period of April 11 through April 17, 2011  
Recommendation: Receive and file.  
ACTION: RECEIVED AND FILED.

Deputy Chief Rueda reported that due to this past weekend's unusual weather pattern they saw an offshore wind event very early in the year similar to the year of the Griffith Park fire in May. As a result of the weather pattern and due to the number of events in the Southland, the MCP was partially suspended on Sunday to staff back six basic life support ambulances, 5 engine companies, and one Battalion Chief. The events resulting in a pre-deployment included the May Day marches that were to occur downtown and the holocaust remembrance event in the Battalion 18 area, also a concert in the

Coliseum park area and the normal Sunday workload expected with hot weather. Crowds they anticipated did not materialize to the degree anticipated although they did see 11 patients on Sunday in the downtown area as a result of the march.

Deputy Chief Rueda commented this does point out one of the difficulties in predicting when spikes might be seen in activity and trying to pre-position things on the day before for those events. Additionally, with the Osama Bin Laden announcement, our Homeland Security Division has been reaching out to local law enforcement and federal partners. A notice was put out reminding people although there is no local threat to remain vigilant. Intelligence agencies are telling them they are still assessing what this means to the United States and the southland.

President Hudley-Hayes commended staff regarding the newspaper article in the L.A. Times which stated how quickly LAFD responded to the brush fire in Tujunga. Additionally, the City should realize that is why LAFD needs all the resources they have and do not want them to take any more away. It was a great story and indication even though LAFD is sharing their part of the sacrifice; they do not want any more sacrifice.

Deputy Chief Rueda stated that yesterday was a busy day, one of the refineries lost power and put some black smoke in the air and caused the community of San Pedro concern and there was another grass fire in Ballona Creek.

President Hudley-Hayes emphasized her gratefulness to “the boots on the ground people” for the continued excellent service being given to the City and to the residents.

#### **4. OLD BUSINESS**

- A. [BFC 10-045] – Fire Department response to the Assessment of the Department Disciplinary Process and Professional Standards Division conducted by the Office of the Independent Assessor [BFC 10-027]
  - 1. [BFC 10-091] – LAFD Implementation Action Plan (IAP) – Department’s response to the 2010 Independent Assessor Audit (Revised 08/31/2010; Supersedes BFC 10-085)

Battalion Chief Richmond reported on the action items which were updated since the last meeting:

Action Items 4 and 6, labor management agreements and Fire Commission oversight, assigned to Battalion Chief Rudolph Hill. Battalion Chief Hill is working to make a distinction between how to define the Custodian of Records. Currently, the Arson Section is the custodian of records, but as a management tool in this process that may not be the best option. He will be working with the City Attorney’s Office to work on a recommendation.

PSD Staffing update, the item is currently working its way through City Council. It is important to note that the Chief of Staff Office and Battalion Chief Trevor Richmond’s office are actively working with the Council offices to educate them on the importance of the PSD staffing.

President Hudley-Hayes commented a notification from Assistant Chief Brian Cummings was received regarding the PSD staffing item. Assistant Chief Cummings confirmed the item was scheduled for City Council today, but is being continued and will be heard as part of the budget process.

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President Hudley-Hayes asked if this provided more time to educate Council members. Fire Chief Peaks stated it is delaying our ultimate goal which is to get the staffing, but at the recommendation from Councilman Smith was that they wanted to further discuss the staffing along with the allocation in this year and next year's budget and what the whole package will look like. They will have that conversation, it has not been calendared in Budget and Finance yet, but they will need the assistance of the Commission when they go. Last time they went to Personnel Committee, unfortunately, they did not have a lot of support in terms of understanding the stakeholders; Captain Alicia Mathis was the only stakeholder member present. He is hopeful that next time the Independent Assessor will be there, the Commission will be represented and other stakeholders will also be in the room to make a presentation.

President Hudley-Hayes asked for as much lead time as possible because she would be willing to come. Everybody's calendar is backed-up, but they would certainly want to be there to be supportive of the Department and the work done by the stakeholders. Fire Chief Peaks confirmed they would inform her as soon as they find out when it is calendared.

- B. Verbal report from Department on status of the Modified Coverage Plan (MCP), including discussion of introduction of policy changes regarding hard closures, seasonal variances and temporary suspensions based on departmental needs.

Captain Mark Woolf, Planning Section, reported we are on day 305 of the Modified Coverage Plan with estimated savings \$32.2 million. The modified coverage plan has been suspended for 55 days. The one day of suspension since the last meeting was the one day referenced by Deputy Chief Rueda.

With regard to the proposed deployment model, the Fire Chief has established an implementation work group that is looking at all the possible procedures, equipment, and what it will take to facilitate the hard closures. The group is convening today and everything will be pre-loaded and in place in the eventuality of the plan being successful and adopted.

President Hudley-Hayes commented hard closures had not begun. Fire Chief Peaks confirmed the hard closures would begin July 5<sup>th</sup> with the new deployment model. President Hudley-Hayes commented not only would it be a cost savings, but will stabilize the Department, i.e. from keeping to move people around. She expressed concern regarding conversations which are occurring and is aware UFLAC is pushing back on this. While they need to be objective, she worries when there is negativity about the plan and there is no other solution proposed. It seems the Mayor and Fire Chief Peaks, painful though it may be, are trying to do the best thing to keep the services going. Are they getting a good message out to the public about the fact that this is a solution that they have carefully looked at amongst solutions, and this is the best solution to have by way of a cost savings while making sure that the level of service being offered is going to be the same?

Fire Chief Peaks stated that there are two conversations occurring, he is talking to the Daily News, the Los Angeles Times, editorial review boards, politicians – they have sat down with every Council office, had numerous discussions with the Mayor, UFLAC's position – they are making certain presentation trying to come up with a solution. How does it conflict with their plan, at the end of the day the City Council will vote. President Hudley-Hayes asked if another plan is being offered, Fire Chief Peaks stated not from the Fire Department. The alternative is the modified coverage plan, which everyone has said is what they need to end, including the Union has said they need to end it.

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Fire Chief Peaks stated they are going from 22 companies closed every day to 18 companies a day; from 122 fewer firefighters on the street every day to 106 firefighters a day; not \$41 million in savings through the MCP, but \$54 million through a redeployment plan; structural change, restoring stability to the fire service, but the problem is that once you identify which resources you are going to close its 'don't mess with my cheese'.

Commissioner Friedman commented that the L.A. Times, April 28th issue, half of the article has excellent quotes from Fire Chief Peaks, they speak about why the Chief thinks it is necessary to do what he is proposing. He thanked the Chief for putting it so succinctly and explaining both the Mayor's and his position. He commended the Chief for this and other interviews he has been giving.

President Hudley-Hayes asked if there is anything the Commission can do to help strengthen that message. She added if there is no other plan being offered, the Commission may want to think of what they can do to applaud the Fire Chief and this plan.

Commissioner Jill Furillo had several questions; is the workgroup still meeting with UFLAC and the Chief Officers Association to try to work out whatever the issues might be in conflict so that there would be a unity coming in the Department.

Fire Chief Peaks stated he met six times with UFLAC on this plan. Not only with the President, but at the sixth meeting they went to the UFLAC office as sat down with the entire Executive Board. At that time the Department had not released which resources they were planning on placing out of service. They do not want the MCP or the Redeployment Plan, but still someone needs to come up with \$54 million to make us whole. Initially, they tried to sit down with both the Chief Officers and UFLAC, UFLAC refused to meet – they had one meeting together, and then they refused to sit down at the same table with the Chief Officers.

Fire Chief Peaks stated the Department is currently in the meet-and-confer process with both organizations in terms of the practical consequences relative to the redeployment. The Department is moving forward in the absence of some other direction; on July 5<sup>th</sup> they are planning on implementing the Redeployment Plan.

Fire Chief Peaks confirmed the reason it rises to the level of meet-and-confer for practical consequences, i.e. transfer issues, items in the plan that will impact people's working conditions, workload.

Commissioner Diana Bontá commented that the MCP at the time that it was pulled together, we were looking at a budget crisis in the City, but still had a hope that things would improve. Right now they are looking at a long-term structural change that is being put forth. It is difficult because it does impact people and makes a sense of longevity to what would be put into place, but it is a reality of the fact that our economy has not improved to the point where that hope could be conceived of in this fiscal year coming up. It is an attempt to get to the hard issues and be able to staff looking to the protection of the people of Los Angeles and doing the best we can under these circumstances.

Commissioner Friedman requested that each Commissioner be provided, prior to the next meeting, a comparison between the modified and hard closing because there will be fewer companies out and fewer individuals affected. Fire Chief Peaks stated the fact sheet may be provided before the end of the meeting.

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Commissioner Furillo commented that she would like to hear from UFLAC, she would like to ask them to attend the meeting to hear from them what their concerns are and she thinks their concerns are that even the modified coverage plan and the new plan, their concern has to do with their analysis/studies which they believe it is ultimately it is not a safe, not the desired plan for the City of Los Angeles. She would like to hear from them to have an understanding of what those studies are that they have that would show backup of their assertion that it is not something we should do.

Vice President Casimiro Tolentino stated he agreed with both Commissioners, maybe if the Department would highlight what the objections are and indicate these are the areas of disagreement so the Commission could focus on those. He encouraged, although it is tough meeting with an advocacy group, to try to keep meeting with UFLAC and the Chief Officers to see if we could get them at the table. He noted that was one of the difficulties when they started the stakeholders, but at some point people at least came together.

Fire Chief Peaks commented that everyone assumes that there is some adversarial relationship between department management and labor and there is not. Pat McOsker and he talk every day. Fire Chief Peaks stated he calls John Miller, President, Chief Officers Association, at least once a week to ask him about various concerns and departmental negotiators have on going dialogue in the meet-and-confer process. He added that they are not ignoring each other and most of UFLAC's concerns have been voiced in the public, they have not brought the department anything in writing and said what they object to and in the absence of some alternative he is pushing forward. If someone has a better plan, he is open to it.

President Hudley-Hayes commented that the Commission can invite, but cannot force UFLAC to come, let's invite them for the meeting on May 17<sup>th</sup>. She asked if a decision on the new deployment plan would be made by then. Fire Chief Peaks stated potentially. He is getting some conflicting information relative to when the item is going to be heard in full Council, either the 16<sup>th</sup> or the 18<sup>th</sup>.

President Hudley-Hayes stated should the Department still be working on this and should there still negotiations going on, we can invite UFLAC, if they would like to give the Commission a presentation on May 17<sup>th</sup> if this is still an issue. She understands management and labor issues having been the President of the school board with 90 billion labor unions. She understands studies, but if the study does not lead to an alternative plan, she has a problem with it. She would like to know that if they are invited that they will share with the Commission their plan in the same way they ask the Department, to share what their alternative solution would be. Again, if this is still going on and we invite them to speak, she would like to invite them to speak and ask them as they come to present to the Commission, do they have an alternate plan and can the Commission hear it? She understands the objections, but given the objections, given the reality of where we are in terms of finances in the City, what would be the alternatives they are suggesting. She also would understand if it is a negotiation piece for labor, that they might say they would like to come and present, but not going to provide you with our plan. She believes it should be asked in that context. Otherwise, we give another forum without a relief of a solution and she personally is not interested in being a part of that.

Commissioner Friedman commented that Pat McOsker has been here at every meeting he wanted to be here or could make, the item is on the agenda for today. If they wanted to be heard they could be here today, public notice has been given specifically stated that under 4.B. there will be a report on modified coverage plan, etc. including the hard closure. He is surprised they are not here because Pat has given the Commission input in the past. His only point is that

the Commission will be happy to invite them as they are invited to every other meeting of the Commission.

President Hudley-Hayes stated to honor Commissioner Furillo's question, let's reach out to them and ask them.

Commissioner Bontá stated it is also a validation that they were not present today and the Commission is asking for an opportunity to have some feedback.

**PUBLIC COMMENT:** Dr. Clyde Williams, LA-32 Neighborhood Council, commented they are interested in the modified closure plan especially for their EMS and Fire Department. Seasonal variance, one of the problems with verbal reports, he does not blame the union for not coming today, when he sees a verbal report how can he prepare comments? He cannot. The presentation today, he received one notice of his \$26 bill, but he has two lots, they are adjacent, they are both in the fire brush area, why didn't he receive two? The problem is if they do not know what is going on, a verbal report, how can he comment to a verbal report if he does not know what it is going to be talking about. There are some Brown Act implications there. The basics, they want a plan, he can take the brush area off the map and impose it. If you have 100,000 parcels, they can have a special assessment district if they know what is being proposed they can propose constructive alternatives, he has never said no, he wants the brush cleared, but wants it done uniformly, applied to everybody. Those 100,000+ lots should pay the bill, why not? When they start talking about always being against it, he is for good full cost recovery, for prevention rather than remediation like yesterday. How did those lots that were burning yesterday burn, if they had been cleared? He does not know how.

## 5. NEW BUSINESS

### A. Verbal report concerning Motorola portable radios safety concern.

President Hudley-Hayes stated this item was agendaized because the Commission received correspondence regarding this item and did not sufficiently understand.

Fire Chief Peaks commented that there was a subject matter expert on the issue at the meeting. They have been aware of this problem for quite some time and he believes the correspondence was generated out of the person's perceived belief that nothing was being done when in fact the Department has been meeting with both the City Attorney and General Services who oversees the contract with the vendor. The Department has also been meeting with the vendor. They are of the opinion that they are doing everything they should be doing in terms of trying to fix this problem and they are trying to do it the right way. The City Attorney is doing a good job representing the Department.

Deputy City Attorney Janet Jackson clarified that General Services did enter into a contract with Motorola for some radios and although the Fire Department is on the 'user' end of that, in order to address concerns that the Department had regarding some 'glitch' with the radios, it required General Services and the City Attorney's Office to come together with the Fire Department to negotiate some modifications to the scope of work of that contract which is just about completed. Currently they are finalizing the negotiations.

### B. [BFC 11-059] – Approval of LAFD Agreement with California Environmental Protection Agency to Accept Grant Monies for the Purpose of Implementing the State Electronic Reporting Requirements

Recommendation: That the Board approve the report and recommendations.

**MOTION** (Furillo/Tolentino): That the Board approve the minutes as submitted.  
**ADOPTED:** AYES – 5

**6. NEW BUSINESS – CONSENT ITEMS**

- A. [BFC 11-049] – In-Kind Donation for a BBQ and BBQ Equipment  
Recommendation: That the Board approve the report and recommendations.  
ACTION: APPROVED.
- B. [BFC 11-050] – In-Kind Donation for a Washing Machine  
Recommendation: That the Board approve the report and recommendations.  
ACTION: APPROVED.
- C. [BFC 11-051] – In-Kind Donation for Vending Machine, BBQ and Kitchen Utensils  
Recommendation: That the Board approve the report and recommendations.  
ACTION: APPROVED.
- D. [BFC 11-052] – In-Kind Donation for (2) Webbed Round Sling Tool  
Recommendation: That the Board approve the report and recommendations.  
ACTION: APPROVED.
- E. [BFC 11-057] – Quarterly Report – Forecast Exits of DROP Enrollees  
Recommendation: Receive and file.  
ACTION: RECEIVED AND FILED.
- F. [BFC 11-054] – Monthly Disciplinary Action Summary – February 2011  
Recommendation: Receive and file.  
ACTION: RECEIVED AND FILED.
- G. [BFC 11-063] – Monthly Disciplinary Action Summary – March 2011  
Recommendation: Receive and file.  
ACTION: RECEIVED AND FILED.
- H. [BFC 11-064] – Corrective Action Summary – Notice of Discharge, Suspension, or Probationary Termination reports filed with the Board of Fire Commissioners – March 25 through April 21, 2011.  
Recommendation: Receive and file.  
ACTION: RECEIVED AND FILED.

**MOTION** (Furillo/Tolentino): That the Board approve 6.A. through 6.D. and recommendations and receive and file 6.E. through 6.H.  
**ADOPTED:** AYES – 5

**7. ITEMS CALLED SPECIAL**

None.



**8. ITEMS REQUIRING PUBLIC HEARING**

- A. [BFC 11-058] - Fiscal Year 2011-12 Annual Cost of Special Services Fee Adjustments report. Change of the following fees\*:
1. Division 4 – Continuing Permits (L.A.M.C., Section 57.04.12C - Attachment A).
  2. Division 5 - Non-Continuing Permits and Emergency Inspections (L.A.M.C., Sections 57.05.31 and 57.05.32 - Attachment B).
  3. Miscellaneous Fees (L.A.M.C., Sections 57.01.28, 57.01.30, 57.05.14, 57.05.15 and 57.06.15 - Attachment C).
  4. Construction and Plan Review Inspection Services (L.A.M.C., Section 57.15 – Attachment D)
  5. Brush Administrative Cost Fee (L.A.M.C., Section 57.21 – Attachment E)
  6. High-Rise Building Annual Inspection and Permit Fees (L.A.M.C., Section 57.119 – Attachment F)
  7. Final Clearance Inspection Fee (L.A.M.C., Section 57.113.16B – Attachment G)

\*Note: Please refer to the report for detailed fee changes.

Recommendation: The Board directs the Commission Executive Assistant to schedule a Board of Fire Commissioners public hearing and publish the required notices relative to the proposed fee enactment.

President Hudley-Hayes asked regarding the decreases in Inspector Hourly Rate and Brush Administration Cost Fee.

Deputy City Attorney Jackson clarified that this item is to give authority to the Commission secretary to set it for a hearing. There will be a hearing, if the Commission so votes, where the specifics will be discussed at the hearing. President Hudley-Hayes confirmed she would ask the question at the hearing.

**PUBLIC COMMENT:** Dr. Clyde Williams, El Sereno, commented after 30-40 years in engineering a full-cost recovery was a real requirement for any of their projects. However, at \$23 a lot, that allows a total of 9 minutes of review. One of his lots gets reviewed; one of his lots does not get reviewed. Does he get a 9 minute rebate? The basic element is that this subject is difficult for most people to deal with, however, you have the lots, you have the requirements for those lots and if you are going to tell me they are still a fire hazard when you cut everything down to about 3 or 4 inches above the ground – he does not believe it. He did fire work in Mongolia because they had some real problems, they had satellite images, they were able to deal with it, but it was being paid for. Right now you get what you pay for; he does not believe that this item should be done this way. He can give them a plan, but the basic element is you have the specification, you have the requirements, enforce the requirements, have those 100,000 lots pay for the enforcement, effective enforcement – full-cost recovery. What they did this year, he does not know, did not even see it, and it was not actually indicated that it would be presented in the presentations. There are a lot of things that can be done. Two years ago he proposed 43 lots in Sunland/Tujunga area needed to be cleared; they have not been cleared for a very long time. However, there are ways of getting the documentation, assigning the risks and dealing with it in a cost effective and full-cost recovery manner.

Commissioner Bontá stated she clarified with Deputy City Attorney Jackson whether or not a conflict exists because hospitals and other health care facilities are listed in the report. She added that Deputy City Attorney Jackson opined that there is not a conflict, this item is asking for a hearing and it is general in nature. Deputy City Attorney Jackson stated there is no conflict and it is acceptable for Commissioner Bontá to vote on this item.

**MOTION** (Friedman/Furillo): That the Board direct the Commission Executive Assistant to schedule a Board of Fire Commissioners public hearing and publish the required notices relative to the proposed fee enactment.

**ADOPTED:** AYES – 5

**9. REQUEST FOR FUTURE AGENDA ITEMS**

- Comparison between modified and hard closing handout. Invitation of UFLAC to next Board meeting, to share alternative solutions and concerns. Department to highlight UFLAC concerns, if still exist by May 17<sup>th</sup> meeting. – See Item 4.B. (Friedman, Furillo, Tolentino)

**10. IDENTIFICATION OF THE BOARD'S MEET AND CONFER NEGOTIATORS REGARDING DISCIPLINARY GUIDELINES**

Fire Chief Peaks confirmed negotiator Battalion Chief Chuck Butler would be present during the Closed Session.

**11. CLOSED SESSION**

- A. Conference with negotiators pursuant to Government Code Section 54957.6(a) – To permit the Board to review its negotiating position and instruct its negotiators concerning the conduct of negotiations regarding disciplinary guidelines.
- B. Conference with Legal Counsel pursuant to Government Code Section 54956.9(a) to discuss Pending Litigation of the following cases:

Bressler, Lee & Mellinger v. City of Los Angeles - Case No. BC 336783  
Mapstead v. City of Los Angeles - Case No. VNO 0394939  
Achan/Haro v. City of Los Angeles - Case No. CV 04-433  
Cleon Lawson v. City of Los Angeles - Case No. BC 404521  
Devin Gales v. City of Los Angeles - Case No. BC 417070  
Don Jee v. LAFD - Case No. BC 384525  
Mattson v. City of Los Angeles - Case No. BC 341677  
Miller & Rueda v. City of Los Angeles - Case No. BC 416479  
Robinson v. City of Los Angeles - Case No. BC 427150  
Tomassi/King v. City of Los Angeles - Case No. CV 08-0185

Deputy City Attorney Jackson stated the Board would move into Closed Session on Item 11.A. and 11.B.

The regular meeting recessed at 10:13 a.m., the Board went into closed session.

Deputy City Attorney Jackson called the regular meeting to order at 10:35 a.m. and indicated the Board met in closed session with its Chief Negotiator and provided direction to the negotiator and the course of action to take pursuant to section 11.A. The Board also met on 11.B. to discuss pending litigation and no action was taken on this matter. Deputy City Attorney Jackson also noted that Vice President Tolentino left at the end of closed session, but participated in closed session.

Commissioner Friedman stated that Commissioners were provided, by the Fire Chief, the comparison between the modified plan and hard closings handout requested during Item 4.B.

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**12. ADJOURNMENT**

The meeting was adjourned at 10:36 a.m. (Friedman/Furillo).

ATTEST BY:

\_\_\_\_\_  
GENETHIA HUDLEY-HAYES  
President

\_\_\_\_\_  
LETICIA GOMEZ  
Commission Executive Assistant

Date: May 5, 2011

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.