

Members of the public may observe this meeting via Channel 36 or via city website streaming services at www.comptoncity.org, or offer comments at this meeting telephonically by leaving a voicemail at (310) 605-6335, or electronically by emailing your comments to contactcityclerk@comptoncity.org, by 4:00 p.m., the day of the meeting. If you are an individual with a disability and need a reasonable modification or accommodation pursuant to the American with Disabilities Act ("ADA") please contact the City Clerk's Office at (310) 605-5530 or email contactcityclerk@comptoncity.org prior to the meeting for assistance.

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Meeting ID: 84315312539

Passcode: 629883

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COMPTON CITY COUNCIL

AGENDA

11/24/2020

5:30 PM

Closed Session 4:30 P.M.

Public Meeting 5:30 P.M.

**CITY COUNCIL CHAMBERS
205 SOUTH WILLOWBROOK AVENUE
COMPTON, CALIFORNIA 90220**

CALL TO ORDER

ROLL CALL

PUBLIC COMMENTS ON CLOSED SESSION AGENDA ITEMS

(Persons wishing to address the City Council on the Closed Session items may do so at this time. Comments are limited to one (1) minute per speaker and shall be limited to Closed Session agenda items)

CLOSED SESSION – 4:30 p.m.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Sims v. City of Compton, LASC Case No. BC711257

Pursuant to California Government Code Section 54957.9(a)

RECESS TO CLOSED SESSION

PUBLIC MEETING – 5:30 P.M.

OPENING

REPORT ON CLOSED SESSION ACTION(S)

INTRODUCTION OF SPECIAL GUESTS

PUBLIC COMMENTS ON AGENDA ITEMS AND NON-AGENDA MATTERS

CONSENT AGENDA

Consent items are routine and expected to be non-controversial. They will be acted upon by the Council at one time without discussion unless a Council Member requests an item be removed or discussed.

APPROVAL OF MINUTES

1. NOVEMBER 10, 2020

REGULAR AGENDA

CITY MANAGER'S REPORT

2. ORAL REPORT - TRAFFIC STUDY AND PARKING STUDY UPDATE
3. POWER POINT PRESENTATION - REQUEST FOR PROPOSAL STATUS UPDATE

CITY ATTORNEY'S REPORTS

4. POWER POINT PRESENTATION - CAMPAIGN RESTRICTIONS (Contribution Limits - AB 571)
5. CONSIDERATION OF ACTION UNDER AB 571 REGARDING LOCAL CAMPAIGN CONTRIBUTION LIMITS (**Action Item**)

UNFINISHED BUSINESS

6. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTER II OF THE COMPTON MUNICIPAL CODE SECTION 2-1.2 (REGULAR MEETINGS) AND SECTION 2-1.7 (ORDER OF BUSINESS) TO ESTABLISH COUNCIL STUDY SESSIONS (**Second Reading**)

NEW BUSINESS

7. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE 2020-2021 FISCAL YEAR BUDGET AND DECLARING A 2005 COMPTON FIRE DEPARTMENT AERIAL LADDER TRUCK AS SURPLUS AND AUTHORIZING THE SALE THEREOF TO FIRETRUCKS UNLIMITED (\$90,000)
8. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING THE FIRST QUARTERLY BUDGET AMENDMENT TO THE 2020-2021 FISCAL YEAR BUDGET AND TRANSFERRING FUNDS BETWEEN VARIOUS ACCOUNTS
9. AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON FIXING THE COMPENSATION FOR THE ELECTED POSITION OF CITY ATTORNEY, EFFECTIVE AS OF JULY 1, 2021 (\$214,601)
10. AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON FIXING THE COMPENSATION FOR THE ELECTED POSITION OF CITY CLERK, EFFECTIVE AS OF JULY 1, 2021 (\$150,215)
11. AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON FIXING THE COMPENSATION FOR THE ELECTED POSITION OF CITY TREASURER, EFFECTIVE AS OF JULY 1, 2021 (\$150,000)

COUNCIL COMMENTS

ADJOURNMENT

NEXT REGULAR MEETING: 12/1/2020 @ 5:30 PM

Visit our website at <http://www.comptoncity.org>

NOVEMBER 10, 2020

The Compton Closed Session City Council Meeting was called to order at 5:40 p.m. in the Council Chambers of City Hall by Mayor Aja Brown. The Pledge of Allegiance and Moment of Silence ceremonies were also led by Mayor Brown.

ROLL CALL

Council Members Present – Chambers, Galvan McCoy, Sharif, Brown *(Via Zoom Teleconference)*

Council Members Absent – None

Other Officials Present: D. Brown, A. Godwin, D. Sanders, C. Cornwell

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City Manager Craig Cornwell reviewed the mandate regarding public comments which are guided by Government Code Section 54954.3 which states that every agenda for regular meetings shall provide an opportunity for members of the public to directly address the legislative body on any item of interest to the public, before or during the legislative body’s consideration of the item, that is within the subject matter jurisdiction of the legislative body. City Manager Cornwell offered his recommendation that public comments be provided directly to the City Council.

PUBLIC COMMENTS REGARDING CLOSED SESSION AGENDA ITEM

City Clerk Alita Godwin indicated that the City received an email from **Robert Ray** regarding the closed session item, which was forwarded directly to the City Council.

CLOSED SESSION AGENDA ITEMS

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Portillo v. City of Compton, LASC Case No. 20STCV07842, Pursuant to California
Government Code Section 54957.9(a)

City Attorney Damon Brown requested a closed session to discuss a conference with legal counsel regarding existing litigation - Portillo v. City of Compton, LASC Case No. 20STCV07842, Pursuant to California Government Code Section 54957.9(a)

On motion by McCoy, seconded by Sharif, the City Council recessed to closed session at 5:48 p.m. by the following vote on roll call:

AYES: Council Members - Chamber, Galvan, McCoy, Sharif, Brown

NOES: Council Members - None

ABSENT: Council Members - None

RECONVENE TO OPEN SESSION

On motion by Sharif, seconded by Chambers, the City Council reconvened at 6:56 p.m. by the following vote on roll call:

AYES: Council Members - Chambers, Galvan, McCoy, Sharif, Brown

NOES: Council Members - None

ABSENT: Council Members - None

REPORT OUT OF CLOSED SESSION

City Attorney Damon Brown reported that there was no reportable action taken during closed session.

PUBLIC COMMENTS ON AGENDA ITEMS AND NON-AGENDA ITEMS

City Clerk Godwin provided the City Council with copies of the public comments submitted by the following individuals:

Robert Ray, B. Shields, Ann Overton, Anna Franklin, James Clarkson, Resident Tired of Corruption, Appalled and Offended Resident, Terry Brown

CONSENT AGENDA

APPROVAL OF MINUTES

1. OCTOBER 27, 2020 (*Approved*)

On motion by McCoy, seconded by Chambers, the consent agenda was approved by the following vote on roll call:

AYES: Council Members - Chambers, Galvan, McCoy, Sharif, Brown
NOES: Council Members - None
ABSENT: Council Members - None

REGULAR AGENDA

REPORTS OF OFFICERS, BOARDS, COMMISSIONS AND COMMITTEES AND CITY COUNCIL

2. APPOINTMENT(S) OF OFFICERS, COUNCIL MEMBERS, BOARDS/COMMISSIONS AND COMMITTEES

LAW ENFORCEMENT REVIEW BOARD - (Councilpersons Galvan and McCoy)

Councilmember Galvan nominated Shannon Stewart to be his representative on the Law Enforcement Review Board.

Mayor Brown nominated David Colbert to replace Mustafa Muhammad as member of the Law Enforcement Review Board.

Councilmember McCoy nominated Mark Smith to serve on the Board.

On motion by McCoy, seconded by Chambers, **Shannon Stewart, David Colbert** and **Mark Smith** were appointed to the **Law Enforcement Review Board** by the following vote on roll call:

AYES: Council Members - Chambers, Galvan, McCoy, Sharif, Brown
NOES: Council Members - None
ABSENT: Council Members - None

CITY MANAGER'S REPORTS

3. ORAL REPORT - FINANCIAL UPDATE (Sharon Navizadeh, City Controller)

City Controller Sharon Navizadeh presented an update to the City Council indicating that she is happy to assist the City in addressing the financial issues and challenges during this uncertain financial atmosphere in light of the pandemic. Ms. Navizadeh indicated that every day she conducts daily Staff workshops and training on the following topics:

- Internal control
- Audit worksheet preparation
- Proper accounting of transactions
- Proper usage of the existing financial software
- Translating to Staff what the State Auditors require in response to inquiries

- How to avoid future audit findings
- Proper clean-up of inappropriate accounting performed in the past
- Allocating work amongst the departments to be the most efficient and effective

Ms. Navizadeh indicated that during Staff meetings, she includes a combination of training; identifying weaknesses in internal controls; recommending improvements to internal controls and plans to improve reporting and internal controls with other City Departments.

Ms. Navizadeh indicated that City Controller’s computer software is becoming outdated, so in the next couple of weeks she will be conducting an upgrade of the software for functional support and will institute regular reporting to the City Council.

Mayor Brown thanked Ms. Navizadeh for her exemplary efforts in implementing changes to stabilize the Controller’s Office and instituting checks and balances to create a pathway forward to a healthy financial future for the City of Compton.

4. **ORAL REPORTS – LaTonya Clark, Captain LASD**
OCTOBER CRIME STATISTICS REPORT
OPERATION SAFE STREET BUREAU REPORT
BODY CAMERA PROGRAM UPDATE

Los Angeles County Sheriff’s Captain LaTonya Clark offered a presentation on the crime statistics and law enforcement procedures provided to the City of Compton, announcing that Compton deputies made a total of 214 arrests in October, comprised of 86 Felonies and 128 misdemeanors. Captain Clark further indicated that, so far this year, Compton Deputies have made 212 Firearm arrests and 269 weapons arrests for 2020. The City’s Special Assignment Officers (SAO) Team of Deputies will continue to proactively work to eradicate crimes involving gangs, juveniles, and narcotics activities, while also working to combat Human Trafficking.

COMPTON CRIMES AND CLEARANCE RATES

	2019	2020	Percentage Change	Clearance Rates 2019 - 2020	
Homicides	17	19	10.53%	31%	11%
Rapes	34	36	6%	62%	75%
Robberies	329	225	-32%	33%	37%
Aggravated Assaults	466	558	16.48%	50%	47%
Burglaries	266	175	-34%	14%	13%
Larceny-Thefts	958	920	-4%	11%	8%
GTA’s	546	573	5%	10%	5%
Arsons	36	32	-11%	14%	6%
Grand Total	2,651	2,537	-4%	22%	20%

Captain Clark informed the Council that Deputy Personnel responded to 3,626 calls for service for the Month of October and provided the response times for calls for assistance:

<u>TYPE OF CALL</u>	<u>NUMBER OF CALLS</u>	<u>AVERAGE ETA TO CALL</u>	<u>L.A.S.D. RECOMMENDED RESPONSE TIME</u>
EMERGENT	192	5.3 MINUTES	WITHIN 10 MINUTES
PRIORITY	433	8.3 MINUTES	WITHIN 20 MINUTES
ROUTINE	2,256	62.6 MINUTES	WITHIN 60 MINUTES

Lt. Daren Diviak, who commands the Compton OSS Team reported a spike in gang activity and Homicides in Compton and across the Nation due in part to the effects of the Covid-19 pandemic. Many individuals involved in illegal activity are wearing face masks which creates a problem in identifying those involved with crimes. Often, individuals are arrested, ticketed and released, whereby they return to criminal activity. Lt. Diviak assured the Council and community that the Department is committed to eradicating crime.

Captain Clark indicated that in October of 2019, the City of Compton had 29 illegal marijuana dispensaries operating within the City, further indicating that as of today, there are 23 active marijuana dispensaries operating within the City. In 2020, the Compton SAO Team, along with the Sheriff's Department Narcotics Bureau served more than 20 marijuana dispensary search warrants in the City of Compton. Captain Clark explained the steps and issues associated with closing down the illegal dispensaries, adding that often times the dispensaries are re-opened within days of the closure. Captain Clark suggested that the City create a task force comprised of 8 Deputies, Code Enforcement and a representative of the City Attorney's Office to collaborate and coordinate the permanent closure of illegal marijuana dispensaries.

Councilmember Sharif stated that the community is requesting a meeting with the Sheriffs and the City to address the illegal marijuana dispensaries, and further indicated that she is looking forward to the meeting.

Councilmember McCoy commented that she had received numerous communications from residents regarding the high volume of gang activity in her district, however she had not received any complaints recently and further thanked Captain Clark.

Mayor Brown raised concerns regarding the exorbitant amount of City funds that have been utilized to close down the illegal marijuana dispensaries, asserting that the illegal dispensaries often re-open the following day or within the next few days. Mayor Brown expressed that the City must make a policy decision regarding these closures, noting that there is no return of expended funds utilized for these closures, once the facilities are shut down. Mayor Brown indicated that the City Council must be responsible stewards of the taxpayers' dollars, particularly within the context of the current financial crises caused by the coronavirus. Moreover, the State has determined that cannabis delivery services may continue to deliver in the City, therefore, it is completely irresponsible to keep dumping money down the drain to execute these closures, when all illegal dispensaries will undoubtedly never be completely shut down, and further added that the City do not have the funds to support a task force of this magnitude.

City Attorney Brown asserted that it is very costly for the City to continue to close the marijuana dispensaries in Compton, particularly in light of the fact that the City has limited funding resources to follow up on the administrative process of the closures due to the pandemic. Attorney Brown indicated that the City has filed lawsuits against the property owners of the dispensary locations; however, it is a daunting task, as the dispensaries are well-financed and employ legal teams to fight the closures with numerous delays and unsavory legal maneuvers. Attorney Brown indicated that the City must embrace a sense of realism that the closure of dispensaries cannot be acted upon in the way that other issues are settled, nonetheless, he will continue to utilize every resource available to the City to enforce the Compton Municipal Code relative to illegal dispensaries.

Captain Clark concluded by announcing that Sheriff's Deputy Body-worn Cameras are now available to the City of Compton. Deputies are currently receiving training for the devices, adding that all Compton Deputies will be trained by the end of November and are mandated to wear and turn on the cameras anytime during Deputies interact with the public. Captain Clark indicated that the Body-worn Camera system will assist in correcting behavior and improve accountability.

The Mayor and City Council thanked Captain Clark for her informative presentation and wholeheartedly supported the use of the Body-worn Camera System.

5. ORAL REPORT - AUDIENCE PARTICIPATION UPDATE

City Manager Cornwell discussed audience participation during the City Council meetings, indicating that the Los Angeles County Department of Public Health has announced that Covid-19 cases have increased significantly and at an alarming rate. City Manager Cornwell further indicated that the City Council previously discussed allowing citizens to address the Council in-person at the Council Chambers, however, this scenario could potentially and unnecessarily expose City Personnel to the virus.

City Manager Cornwell suggested that the City provide the alternative for citizens to participate during the City Council meetings via Zoom.

After considerable discussion, the Council agreed to provide the citizens with an opportunity to participate in the meetings via Zoom within the guidelines associated with audience comments during the City Council meetings.

6. POWER POINT PRESENTATION - ALL MAIL BALLOT ELECTION

City Clerk Alita Godwin offered a power point presentation regarding the All-Mail Ballot Election option, stating that on October 6, 2020 the Council voted to amend Section 6-23 of the Compton Municipal Code (CMC) which granted the City the authority to hold an All-Mail Election. City Clerk Godwin detailed the key components of an All-Mail Election:

- Every registered voter will receive their voter Information Guide (Sample Ballot) and official ballot along with instructions by mail
- All returned voted ballots will be verified by the County Registrar-Recorder's Office voter data base

The City will utilize the following locations as drop-off sites for the upcoming 2021 elections:

- Lueders Park – (1500 Rosecrans Avenue)
- Compton Library – (240 W. Compton Blvd.)
- East Rancho Dominguez Library – (4420 E. Rose St.)

City Clerk Godwin highlighted the advantages to All-Mail balloting for the community and the City:

- No need for residents to wait until election day to cast your ballot
- Vote in the comfort of your home
- No more dealing with parking
- No need to wait in line at the polls
- Ballots are pre-stamped for voter convenience
- Ballot Can be given to your mail carrier, dropped off at your Post Office or dropped off at one of the permanent drop-off locations
- All-Mail voting allows for a more accurate picture of eligible voters by keeping voting roster current
- Increased voter participation and turn-out

Mrs. Godwin further indicated that the City can choose to conduct an All-Mail Election (only) with no in person voting and utilize the three (3) permanent drop off ballot boxes in the City of Compton for a cost estimate of \$385,000; or the City can choose to conduct an All-Mail Election with limited in-person voting at vote centers (\$703,000).

City Clerk Godwin also detailed the process required to conduct the 2021 Elections, indicating that the City Council must adopt an ordinance calling for the Primary and General Elections by December 8, 2020. In addition, the City must adopt a resolution requesting that the Los Angeles County Registrar/Recorder render election services to the City of Compton and also adopt a resolution calling for an All-Mail Election in the year 2021. The following is a list of City Officers up for election for the 2021 Primary and General Elections:

- Mayor – Four (4) year term (City Wide)
- City Council, District 2 – Four (4) year term (District only)
- City Council, District 3 – Four (4) year term (District only)
- City Attorney – Four (4) year term (City Wide)
- City Clerk – Four (4) year term (City Wide)
- City Treasurer – Four (4) year term (City wide)

City Clerk Godwin also indicated by announcing that the City will be required to pay for the 2021 Primary Election costs.

City Manager Cornwell commented that the City must budget for the Primary and the General Elections, indicating that the invoice from Los Angeles County for the General Election typically arrives in July,

after the fiscal year has closed on June 30th. City Manager requested an opinion from the City Controller relative to the methodology of payment of an invoice, once the fiscal year's budget is closed.

There was considerable discussion regarding the budgetary shortfalls as a result of the Covid-19 pandemic and the constraints associated with the Council's earlier action/inaction relative to the election financing dilemma that was previously presented to the City Council.

City Controller Navizadeh stated that if the election expenses are incurred before June 30, 2020, the City is allowed to charge the expense back to that Fiscal Year's Budget in which the expense occurred. Ms. Navizadeh also indicated that any unspent funds may also be carried over to the next fiscal year.

The City Council discussed the merits of an All-Mail Election and suggested that City provide additional ballot drop-off locations for the convenience of the residents, as well as a traditional in-person voting location.

City Manager Cornwell indicated that he will budget the Primary and General Elections in this current 2020 Fiscal Year's Budget, further adding that he will bring back a recommendation on how to proceed forward.

COUNCIL COMMENTS

Councilmember Chambers offered the following communications/announcements:

- Announced that the testing hours have changed for the free COVID-19 testing at Gonzales Park and urged residents to schedule testing appointment by calling (888) 634-1123 or visiting the website at: LHI.CARE/COVIDTESTING.
- Announced the \$20,000 reward for information leading to the arrest/conviction of the person(s) involved in the murder of Cymundi Demetrius Bracken – please call (800) 222-TIPS (8477) or visit : <http://lacrimestoppers.org>.
- Wished everyone a Happy Veteran's Day and thanked all those who served Our Country.
- Congratulated **President-Elect Joseph Biden** and **Vice President-Elect Kamala Harris**.
- Requested that the meeting be adjourned in memory of **Joyce Stagg**.

(Councilman Galvan exited the meeting at 9:07 p.m. and Councilmember Chambers exited the meeting at 9:15 p.m.)

Councilperson McCoy offered the following communications/announcements:

- Congratulated **President-Elect Joseph Biden** and **Vice President-Elect Kamala Harris**.
- Announced that November is National Native American Heritage Month which is observed to honor the legacy of indigenous people across the Country.
- Announced the unveiling of the Compton Creek Park Design on Saturday, November 14, 2020 from 10:00 a.m. until 12:00 noon.
- Wished everyone a Happy Veterans' Day!

Councilmember Sharif offered the following communications/announcements:

- Invited everyone to participate in the Hub City Clean-up schedule to be held on November 14, 2020 at Unity Christian Church, beginning at 8:00 a.m. Chic-fil-A and Jimmy Johns restaurants will sponsor lunch for all participants.

- Invited all residents to participate in the District 4 Townhall Meeting on Wednesday, November 18, 2020 at 6:00 p.m. Guest Speakers will be City Manager Craig Cornwell and Los Angeles County Sheriff Deputy Rafer Owens.
- Encouraged the residents to be tested for COVID-19 at Gonzales Park, 1101 S. Cressey, Compton and also urged the community to visit the City's website: comptontcity.org for further information regarding assistance.
- Announced that the next Grab and Go Food Giveaway will be held on November 20, 2020 at Mt. Pilgrim Church, 400 S. Santa Fe Avenue, Compton.
- Requested that the meeting be adjourned in memory of **Marvin Hunt, Sr.**

Mayor Brown offered the following communications/announcements:

- Mayor Brown announced that there are 4,711 confirmed cases of the coronavirus in the City to date with 82 fatalities attributed to the virus. Mayor Brown urged the residents to control the spread of the coronavirus by wearing a face mask whenever in public, practicing physical distancing of at least 6 feet, and perform frequent hand washing. Mayor Brown emphasized that the coronavirus pandemic is very serious and deadly and encouraged the residents to remain vigilant and protect themselves and their families from the virus. Please visit: comptontcity.org to access the Resource Guide to receive vital information regarding food distribution centers and other programs.
- Mayor Brown commented on the alarming increase in Covid-19 cases across the Nation and encouraged Compton residents to get tested for the coronavirus at Gonzales Park, 1101 W. Cressey Street, Compton. The hours of operation are Sunday thru Thursday from 7:00 a.m. until 6:00 p. m., and the location is open to all Los Angeles County residents. Walk-ins are accepted or appointments can be scheduled by visiting: LHI.CARE/COVIDTESTING, or by calling: (888) 634-1123. Mayor Brown encouraged everyone to utilize this free service and establish testing as part of a regular health care routine.
- Mayor Brown thanked and commended the community partners in conjunction with the Compton Chamber of Commerce for providing food and crucial essentials to the residents of Compton. Food delivery services are available to Seniors, Veterans and individuals with disabilities.
- Mayor Brown congratulated **President-Elect Joseph Biden** and **Vice President-Elect Kamala Harris**, **Los Angeles County Board of Supervisor Second District-Elect Holly Mitchell** and **Los Angeles County District Attorney-Elect George Gascon**. Mayor Brown expressed that she remains uplifted and hopeful for a return to truth in Leadership, positive family values, personal and financial health and well-being, as well as economic, political and social justice for all.

ADJOURNMENT

On motion by Sharif, seconded by McCoy, the meeting was adjourned in memory of **Joyce Stagg, Barbara Campbell** and **Marvin Hunt, Sr.** and **Victor Ford** at 9:33 p.m. by the following vote on roll call:

AYES: Council Members - McCoy, Sharif, Brown
NOES: Council Members - None
ABSENT: Council Members - Chambers, Galvan

CITY CLERK OF THE CITY OF COMPTON

MAYOR OF THE CITY OF COMPTON

November 24, 2020

TO: MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: CITY CLERK/LOCAL ELECTIONS OFFICIAL

**RE: CONSIDERATION OF ACTION UNDER AB 571 REGARDING
LOCAL CAMPAIGN CONTRIBUTION LIMITS**

SUMMARY:

This is a report providing background and information about AB 571, which amended the 1974 Political Reform Act to create a default campaign contribution limit for elective city or county office candidates (i.e., the same as the limit for certain elective state office candidates), but does not affect a city or county's ability to set its own campaign contribution limits higher or lower than the default limit. This report does not make a recommendation as to which option the City should choose or at what level a limit should be established (if the City decides to establish a limit), but rather merely sets forth the three (3) options and the legal and administrative ramifications of each option:

1. Set **no** city campaign contribution limit and default to the state limit;
2. Set a city campaign contribution limit that is lower than the state limit;
- or
3. Set a city campaign contribution limit that is higher than the state limit.

BACKGROUND:

AB 571 was promulgated based on several findings, among them: (1) most cities and counties in California do not have independently imposed limitations on contributions to candidates for elective office in those jurisdictions; (2) in cities and counties without campaign contribution limitations, candidates for elective office sometimes raise 40 percent or more of their total campaign funds from a single contributor; (3) where people can make unlimited contributions to a candidate for elective city or county office, there is a "risk and the perception that elected officials in those jurisdictions are beholden to their contributors and will act in the best interest of those contributors at the expense of the people", and; (4) finally, the state has a statewide interest in "preventing actual corruption and the appearance of corruption at all levels of government." (AB 571, Sec. 1, findings (b), (d), (e) and (f).)

AB 571 was approved by the Governor on October 8, 2019 and becomes effective on January 1, 2021. AB 571 accomplishes its above salutary goals by allowing cities and counties with no independently imposed local campaign

contribution limits the discretion to either set limits or default to the state's limitations. The current state limit on contributions from an individual per calendar year is \$4,700 (effective January 1, 2019 – December 31, 2020). This amount is subject to change by the Fair Political Practices Commission (FPPC) in 2021, pursuant to Government Code Section 83124.

Such contribution limits become the default in counties or cities that do not have their own established contribution limits for local elective office. A city or county may undertake the limitation of campaign contributions by ordinance or resolution. (See, Government Code Section 85702.5.) These limits are separate and apart from the restrictions placed on small contributor or political party committees. Under AB 571, the FPPC will have expanded administration and enforcement authority regarding the default contribution limits for cities and counties without their own local contribution limits, and makes violations of default contribution limits within the FPPC's purview punishable as a misdemeanor. Cities and counties that wish to adopt local contribution limits in light of AB 571 must consider how their own agency will enforce such restrictions, as AB 571 does not provide the FPPC with authority to administer or enforce locally set contribution limits.

Other characteristics of AB 571:

- Extends contribution restrictions for elective county or city office regarding personal loans and for committees created to oppose recall measures;
- Allows a candidate for county or city office to carry over campaign expenditures in connection with a subsequent election for that same office, except in instances where a city and county has barred that practice in light of its own local contribution restrictions; and
- Does not impact how much a local candidate may lend to their own campaign, from their personal funds.

STATEMENT OF ISSUE:

As noted in the Summary above, the City Council may decide to go in one of three directions:

Do Nothing. Under this scenario, as of January 1, 2021, assuming the City has not established its own local limitations, the statewide campaign contribution restriction of \$4,700 from one individual per calendar year shall be imposed, by default, on those running for elective City office. The FPPC will take responsibility for enforcing the restriction.

Set Its Own Limit - Whether Higher or Lower. As noted above, if the City follows this route, it will need to determine the cost of enforcement and how it will pay such an expenditure within the budget. AB 571 does not permit the FPPC jurisdiction to enforce locally established campaign contribution limitations.

FINANCIAL IMPACT:

There would be no direct fiscal impact to the City in selecting one of the options below with regard to establishment of limits on local campaign contributions in City elections. However, depending on the enforcement action adopted, there is a potential costs associated with said action.

RECOMMENDATION:

It is recommended that, by no later than December 31, 2020, the City Council determine a course of action with regard to local campaign contribution limits for elective City office candidates - i.e., either do nothing and rely on the State default restrictions or establish limitations that are higher or lower than the State default amounts.

ALITA GODWIN
CITY CLERK/LOCAL ELECTIONS OFFICIAL

APPROVED FOR FORWARDING:

CRAIG J. CORNWELL
CITY MANAGER

November 24, 2020

TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY ATTORNEY

SUBJECT: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTER II OF THE COMPTON MUNICIPAL CODE SECTION 2-1.2 (REGULAR MEETINGS) AND SECTION 2-1.7 (ORDER OF BUSINESS) TO ESTABLISH COUNCIL STUDY SESSIONS

SUMMARY

The City Attorney has brought before the City Council for consideration and action a proposed ordinance that will amend the Compton Municipal Code ("Municipal Code") to incorporate study sessions into the current structure of regular meetings to be conducted on the first (1st) and third (3rd) Tuesdays of each month. Adoption of the attached proposed ordinance will amend Section 2-1.2 ("Regular Meetings; Adjournment") and Section 2.17 ("Order of Business") of Chapter II of the Municipal Code.

BACKGROUND

The Institute of Local Governance (ILG) states that open and public meetings are central to democratic decision-making, and exceptional councils are those that routinely master the art of effective meetings by spending the time planning and organizing the agenda.¹ In addition, the International City/County Management Association (ICMA) advises that the likelihood that a meeting is successful depends on the preparation that goes into planning the meeting rather than the meeting itself. The ICMA recommends utilizing study sessions as a way to allow City Council to review and discuss significant topics in advance of when they will actually need to make a decision regarding issues. Utilizing the concept of study sessions has two significant advantages: (1) allows City Council members to become more comfortable with the issues; and (2) provides valuable information for staff to prepare its final recommendation or proposal.²

A study session is a meeting in which items are presented to City Council to familiarize Council members with detailed aspects of topics on upcoming agenda items which will save valuable time in a subsequent regular meeting. Study sessions are noticed and agendized as regular meetings of the Council, but Council does not take action on items discussed during a study session. While various cities, counties, boards and special districts utilize the study session model in their current structure of regular meetings, the City of Compton does not currently hold study sessions.

Section 603 of the City Charter requires the City Council to hold at least four (4) regular meetings each month. Pursuant to Municipal Code Section 2-1.2, these regular meetings

¹ Attributes of Exceptional Councils. Institute of Local Governance.

https://www.ca-ilg.org/sites/main/files/file-attachments/exceptional_councils_6.21.pdf?1497853394 (2016)

² Duggan, Kevin and Conduff, Mike. Making It Work: The Essentials of Council-Manager Relations https://icma.org/sites/default/files/308329_E-44010%20Making%20It%20Work.pdf (2016)

of the City Council are to be held on the first four (4) Tuesdays of each month at a standard meeting time at 4:30 p.m. for purposes of conducting scheduled closed sessions, if any, and commencement of the public session of the meeting at 5:30 p.m. Municipal Code Section 2-1.7 establishes the order of business for meetings of the City Council.

STATEMENT OF THE ISSUE

On a weekly basis, the City Council is presented with challenging and complex issues it must consider. The residents are best served when Council has a meaningful opportunity to have robust and thorough discussions about these issues after being presented with information from City staff, and where the public has the opportunity to observe and participate in these deliberations, as provided under law. An article by the Municipal Research and Services Center states that highly effective governing bodies will hold two study sessions monthly, between regularly scheduled public sessions. Not doing so pushes “learning into the formal public hearing, which is not designed to promote much in-depth analysis of complex issues.”³ If adopted, study sessions would allow Council members to meet with staff and discuss any challenging or complex issues as it relates to an item on a future agenda. Council would also be able to ask questions, propose alternatives or give direction on items that are subject to a vote in a future regular meeting. Study sessions also increase transparency as they allow members of the public to observe and participate in briefings and deliberations between City staff and their elected officials.

Establishing study sessions and incorporating them into Municipal Code Sections 2-1.2 and 2-1.7 will not violate any provision of the City Charter or Ralph M. Brown Act. As stated in the Brown Act, regular meetings are those meetings occurring at the date, time, and location set by resolution, ordinance, or other formal action by the legislative body and are subject to 72 hour posting requirements.⁴ In accordance to the Brown Act, a study session requires 72 hours advance notice, a majority of the City Council to be present, and must be open to the public.

Examples of cities that have applied the study session format into their regular meetings are listed in the chart below.

City	Format
Costa Mesa	Study session is held on the 2 nd Tuesday of each month. Regular meetings are held on 1 st and 3 rd Tuesday of each month.
Moreno Valley	Study session is held on the second Tuesday of each month. Regular meetings are held on 1 st and 3 rd Tuesday of the month.
Monterey	Study session is held on the 4 th Wednesday of each month. Regular meetings are held on the 1 st and 2 nd Tuesday of each month.

³ Neu, Carl H. “Why Do Our Meetings Take So Long”

<http://mrsc.org/Home/Stay-Informed/MRSC-Insight/Archives/Why-Do-Our-Meetings-Take-So-Long.aspx> (3/1/12)

⁴ Government Code Section 54954.

**Staff Report – Ordinance Amending CMC Sections
2-1.2 & 2-1.7/Establish Regular meeting Study Sessions
November 24, 2020, page 3 of 3**

San Leandro	Work Sessions (same as study sessions) of the City Council are held at 7:00 p.m. on the 2 nd Monday of each month, with an additional Work Session scheduled on the 4th Monday, if needed. Regular meetings are held on the first and third Monday of each month at 7:00 p.m.
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The attached proposed ordinance follows the examples of these cities listed above that regularly schedule their study sessions for the same day and time each month. The proposed ordinance would revise Municipal Code Section 2-1.2 so that a regularly scheduled study session would take place on the 1st and 3rd Tuesdays of each month. Municipal Code Section 2-1.7 would also be revised so that a study session would be included in the order of business for a regular City Council meeting.

FISCAL IMPACT

None anticipated.

RECOMMENDATION

It is the recommendation of this Office that the Council adopt the attached ordinance, as it will enable staff and City Council to engage in meaningful discussions about upcoming items, and save valuable time in subsequent meetings. Utilizing study sessions to prepare for upcoming meetings will improve productivity overall and result in an added layer of transparency for the community.

**DAMON BROWN
CITY ATTORNEY**

APPROVED FOR FORWARDING:

**CRAIG J. CORNWELL
CITY MANAGER**

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON
AMENDING CHAPTER II OF THE COMPTON MUNICIPAL CODE SECTION 2-
1.2 (REGULAR MEETINGS) AND SECTION 2-1.7 (ORDER OF BUSINESS) TO
ESTABLISH COUNCIL STUDY SESSIONS**

WHEREAS, Section 603 of the Compton City Charter requires the City of Compton ("City") to hold at least four (4) regular meetings each month and authorizes the City Council, by ordinance or resolution, to set the time and days for City Council regular meetings; and

WHEREAS, Section 2-1.2 of Chapter II of the Compton Municipal Code ("Municipal Code") establishes the days (first four Tuesdays of each month) and sets a standard meeting time of 4:30 p.m. for closed session, and 5:30 p.m. for public session of the meeting; and

WHEREAS, Section 2-1.7 of Chapter II of the Municipal Code establishes an order of business for meetings of the City Council; and

WHEREAS, the residents are best served when the City Council has a meaningful opportunity to have robust and thorough discussions about challenging and complex issues after being presented with information from City staff; and

WHEREAS, allowing members of the public to observe and participate in these briefings and deliberations between City staff and their elected officials, as provided under law, results in increased transparency of government; and

WHEREAS, the City does not currently hold study sessions in advance of any regular scheduled City Council meeting; and

WHEREAS, City Council believes incorporating study sessions into the current structure of regular meetings will provide valuable opportunities for staff and City Council to engage in meaningful discussions about upcoming agenda items and save valuable time in subsequent meetings; and

WHEREAS, establishing study sessions on the first (1st) and third (3rd) Tuesdays of each month will result in a more informed City Council and ensure meetings are conducted in a more organized and efficient manner; and

WHEREAS, study sessions shall be regular meetings of the City Council for all purposes and shall be noticed, agendaized and conducted in compliance with state laws governing regular meetings of the Council.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMPTON DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. That Section 2-1.2 (Regular Meetings; Adjournment) of Chapter II of the Compton Municipal Code is hereby amended in its entirety to read as follows:

2-1-2. Regular Meetings; Adjournment.

Regular meetings of the Council shall be held on the first four Tuesdays of each month as follows:

- A. Study sessions shall be held on the first (1st) and third (3rd) Tuesdays of each month. Study sessions are regular meetings in which upcoming agenda items are presented to City Council for discussion. All items to be discussed during a study session shall be specifically listed on the agenda for that meeting. Except for closed session items, no formal action or votes shall be taken on any item during the study session. The study session shall be a regular meeting of the City Council for all purposes.

- B. All regular City Council meetings wherein Closed Session item(s) are to be considered and discussed shall be scheduled to begin at 4:30 p.m. for the sole purpose of convening and recessing for Closed Session(s) by the City Council. Public Sessions of regular meetings of the City Council shall be scheduled to commence at 5:30 p.m.
- C. Regular meetings falling on days of primary or general municipal elections shall be held on the next succeeding business day at the same hour and place. (For purposes of clarification, this exception shall not constitute a City holiday.) Regular meetings may be adjourned or readjusted to a date certain, which date shall be specified in the order of adjournment, and, when so specified in the order of adjournment, and, when so adjourned, each adjourned meeting shall be a regular meeting for all purposes.

SECTION 2. That Section 2-1.7 (Order of Business) of Chapter II of the Compton Municipal Code is hereby amended in its entirety to read as follows:

2-1.7 Order of Business. The order of business of City Council meetings shall be as follows (please note that the order of agenda items may be changed during the Council meeting at the discretion of the City Council):

- a. Closed Session Items (if applicable):
 - 1. Roll Call.
 - 2. Public Comments on Closed Session Agenda Items Only (comments limited to 1 minute per speaker).
 - 3. Recess to Closed Session.
- b. Study Session:
 - 1. Call to Order
 - 2. Roll Call
 - 3. Moment of Silence.
 - 4. Pledge of Allegiance.
 - 5. Report on Closed Session Actions.
 - 6. Introduction of Special Guests.
 - 7. Commendatory Resolutions/Presentations.
 - 8. Public Comments on Agenda Items and Non-Agenda Matters within the jurisdiction of the City Council (comments limited to 3 minutes per speaker).
 - 9. Regular Agenda Items:
 - a) Reports of Officers, Boards, Commissions, Committees and City Council.
 - b) City Manager Reports.
 - c) City Attorney Reports.
 - d) City Treasurer Reports.
 - 10. Items for Review and Discussion.
 - 11. Council Comments.

12. Adjournment.

c. Public Meeting:

1. Call to Order
2. Roll Call
3. Moment of Silence.
4. Pledge of Allegiance.
5. Report on Closed Session Actions.
6. Introduction of Special Guests.
7. Commendatory Resolutions/Presentations.
8. Public Comments on Agenda Items and Non-Agenda Matters within the jurisdiction of the City Council (comments limited to 3 minutes per speaker).
9. Public Hearings (except for an applicant, owner and/or appellant; comments limited to 2 minutes per speaker).
10. Consent Agenda Items (Consent Agenda consists of routine items which will be approved by one motion and one vote unless removed for separate discussion):
 - a) Approval of minutes of previous meetings.
 - b) Reports of Officers and Commissions.
 - c) City Manager/City Attorney/City Treasurer/City Controller Reports.
 - d) Resolutions/Other Action Items.
11. Regular Agenda Items:
 - a) Items Withdrawn from Consent Agenda.
 - b) Reports of Officers, Boards, Commissions, Committees and City Council.
 - c) City Manager Reports.
 - d) City Attorney Reports.
 - e) City Treasurer Reports.

12. Unfinished Business.

13. New Business.

14. Approval of Warrants.

15. Council Comments.

16. Adjournment.

SECTION 3. That if any provision of this Ordinance is determined by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such invalidity shall not affect the remaining provision of this Ordinance which can be implemented without the invalid provisions, and, to this end, the provisions of this Ordinance are declared to be severable.

SECTION 4. That a copy of this Ordinance shall be filed in the office of the City Clerk and each department and agency of the City.

SECTION 5. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Ordinance and shall cause the same to be published as required by law.

SECTION 6. That this Ordinance shall take effect on January 1, 2021.

ADOPTED this _____ day of _____, 2020.

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss
CITY OF COMPTON)

I, Alita Godwin, City Clerk of the City of Compton, do hereby certify that the foregoing Ordinance was adopted by the City Council of the City of Compton, signed by the Mayor and attested by the City Clerk at a regular meeting thereof held on the _____ day of _____, 2020.

That said Ordinance was adopted by the following vote, to wit:

AYES: COUNCILMEMBERS-
NOES: COUNCILMEMBERS-
ABSENT: COUNCILMEMBERS-
ABSTAIN: COUNCILMEMBERS-

CITY CLERK OF THE CITY OF COMPTON

**AN ORDINANCE OF THE
CITY COUNCIL OF THE
CITY OF COMPTON
AMENDING CHAPTER II
OF THE COMPTON
MUNICIPAL CODE
SECTION 2-1.2 (REGULAR
MEETINGS) AND SECTION
2-1.7 (ORDER OF
BUSINESS) TO
ESTABLISH COUNCIL
STUDY SESSIONS**

Presented by:
Damon Brown,
City Attorney
City of Compton
November 17,
2020

WHAT IS A COUNCIL STUDY SESSION?



- A study session is a forum for information sharing and discussion.
- Items will be introduced to City Council to familiarize them with detailed aspects of topics on upcoming agenda items.
- City Council may ask questions, propose alternatives or give direction on items that are subject to a vote in a future regular meeting.
- City Council hears reports by Staff and other invited guests.
- City Council does not take action on items discussed during a study session.

WHY ARE STUDY SESSIONS IMPORTANT?



- Many items before City Council are complex and require careful analysis.
- The concept of study sessions has two significant advantages:
 - (1) allows City Council members to become more comfortable with the issues; and
 - (2) provides valuable information for Staff to prepare its final recommendation or proposal.¹
- Public has the opportunity to observe and participate in robust and thorough discussions about upcoming agenda items.

¹ DUGGAN, KEVIN AND CONDUFF, MIKE. MAKING IT WORK: THE ESSENTIALS OF COUNCIL-MANAGER RELATIONS
[HTTPS://ICMA.ORG/SITES/DEFAULT/FILES/308329_E-44010%20MAKING%20IT%20WORK.PDF](https://icma.org/sites/default/files/308329_E-44010%20MAKING%20IT%20WORK.PDF) (2016)

IS A STUDY SESSION CONSIDERED A REGULAR MEETING?

■ Yes. A meeting, as defined by the Ralph M. Brown Act, is “any congregation of a majority of the members of a legislative body at the same time and place to hear, discuss or deliberate upon any item that is within the subject matter jurisdiction of the legislative body” (Government Code 54952.2 (a)).

■ The main components for a meeting are quorum and discussion, hearing or deliberation of issues.

■ The meeting does not need to be formally convened in order for it to be subject to the Brown Act.

■ The terms: “informal”, “study”, “discussion”, “informational” are all gatherings of a quorum and thus, considered a regular meeting subject to the Brown Act.



REQUIREMENTS UNDER THE RALPH M. BROWN ACT

- Study sessions are to occur at the date, time and location set by resolution or other formal action by the legislative body.
- Study sessions will be subject to 72 hour posting requirements.
- A majority of the City Council must be present.
- Meetings must be open to the public.



EXAMPLES CALIFORNIA CITIES THAT UTILIZE A STUDY SESSION

Beverly Hills	Rancho Palos Verdes	Norwalk	Huntington Beach	Newport Beach
Santa Barbara	Covina	Garden Grove	Palo Alto	Bell
Menlo Park	Saratoga	Apple Valley	Rancho Mirage	Rosemead
Los Altos	Richmond	Fresno	Campbell	Oxnard
Bell Gardens	Santa Rosa	Stockton	San Mateo	Paso Robles

CONTINUED

EXAMPLES - CALIFORNIA CITIES THAT UTILIZE A STUDY SESSION

Costa Mesa	Study session is held on the 2nd Tuesday of each month. Regular meetings are held on 1st and 3rd Tuesday of each month.
Moreno Valley	Study session is held on the second Tuesday of each month. Regular meetings are held on 1st and 3rd Tuesday of the month.
Monterey	Study session is held on the 4th Wednesday of each month. Regular meetings are held on the 1st and 2nd Tuesday of each month.
San Leandro	Work Sessions (same as study sessions) of the City Council are held at 7:00 p.m. on the 2nd Monday of each month, with an additional Work Session scheduled on the 4th Monday, if needed. Regular meetings are held on the first and third Monday of each month at 7:00 p.m.
Atherton	Study session is held on the first Wednesday of each month at 4:00 p.m. Regular meetings are held on the third Wednesday of each month at 7:00 p.m.

CURRENT STRUCTURE OF REGULAR MEETINGS AS CODIFIED IN THE COMPTON CITY CHARTER & MUNICIPAL CODE



City Charter, Section 603. Regular Meetings:

- The City Council shall hold at least four regular meetings each month, at such times as it shall fix by ordinance or resolution.

Compton Municipal Code Section:

- 2-1.2 Regular Meetings:
 - Regular meetings are held on the first four (4) Tuesdays of each month.
 - Closed sessions (if any) are to be scheduled at 4:30 p.m.
 - Public session of the meeting at 5:30 p.m.
- 2-1.7 Order of Business sets forth the sequence of items to be presented at the regular meeting.

PROPOSED CHANGES

- The proposed ordinance would revise Municipal Code 2-1.2 so that a regular scheduled study session would take place on the 1st and 3rd Tuesday of each month.
- The proposed ordinance would also revise Municipal Code Section 2-1.7 so that the order of business would include a study session.





November 24, 2020

TO: MAYOR AND COUNCIL MEMBERS

FROM: FIRE CHIEF

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE 2020-2021 FISCAL YEAR BUDGET AND DECLARING A 2005 COMPTON FIRE DEPARTMENT AERIAL LADDER TRUCK AS SURPLUS AND AUTHORIZING THE SALE THEREOF TO FIRETRUCKS UNLIMITED (\$90,000)

SUMMARY

Adoption of this resolution will declare that a 2005 Pierce Arrow XT Aerial Ladder Truck in the inventory of the Compton Fire Department as surplus, authorize the City Manager to provide for the sale thereof to FireTrucks Unlimited (Henderson, Nevada) for the negotiated amount of Ninety Thousands Dollars (\$90,000.00), and amend the 2020-2021 Fiscal Year budget to deposit the proceeds of the proposed sale.

BACKGROUND

Due to the high volume of emergency responses, the costs of repair to an aging number of firefighting fire engines and trucks are continuing to increase, resulting in the need of the Fire Department ("Department") to asset its inventory for purposes of determining those vehicles which are no longer needed by or useful to the Department.

STATEMENT OF ISSUE

Staff has inspected the fire vehicle in question; a 2005 Pierce Arrow XT Aerial Ladder Truck; and determined that it is in the best interest of the City to declare this firefighting vehicle as surplus. It is proposed to sell this vehicle to FireTrucks Limited at the negotiated price of \$90,000.00.

Section 4-11.7 of the Compton Municipal Code authorizes the sale of City-owned personal property and provides as follows:

"Whenever the City has any materials, supplies, equipment, or other personal property which it no longer needs for municipal purposes, or which has become unfit for use for municipal purposes, the City Manager shall provide for the sale of materials, supplies, equipment, or other personal property by such means as he shall find most advantageous to the City. In the event such materials, supplies, equipment, or other personal property has a sale value of more than five hundred (\$500.00) dollars, the City Manager shall obtain the consent and approval of the Council before offering the same for sale."

**Staff Report – Resolution Authorizing Declaration of/
Sale of Surplus City-owned Equipment (Fire Dept.)
November 24, 2020, page 2**

If Council declares the vehicle surplus and authorizes the sale thereof, the plan is to use the \$90,000.00 negotiated sale price towards the purchase of several fire vehicles from the City of Vernon.

FINANCIAL IMPACT

The 2020-2021 Fiscal Year Budget will be amended to allocate and deposit the proceeds from the sale into Account No. 6000-690-000-3969.

RECOMMENDATION

It is staff recommendation that the City Council adopt the attached Resolution.

**RONERICK SIMPSON, FIRE CHIEF
COMPTON FIRE DEPARTMENT**

APPROVED FOR FORWARDING:

**CRAIG J. CORNWELL
CITY MANAGER**

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON
AMENDING THE 2020-2021 FISCAL YEAR BUDGET AND DECLARING A
2005 COMPTON FIRE DEPARTMENT AERIAL LADDER TRUCK AS
SURPLUS AND AUTHORIZING THE SALE THEREOF TO FIRETRUCKS
UNLIMITED (\$90,000)**

WHEREAS, Section 4-11.7 of the Compton Municipal Code authorizes the sale of City-owned personal property and provides that the City Manager may sale materials, suppliers, equipment, or other person property no longer needed or which has become unfit for use for municipal purposes by such means as found to be most advantageous to the City; and

WHEREAS, Section 4-11.7 further provides that if such materials, supplies, equipment, or other personal property has a sale value of more than five hundred (\$500.00) dollars, the City Manager shall obtain the consent and approval of the Council before offering the same for sale; and

WHEREAS, due to the high volume of emergency responses, the costs of repair to an aging number of Compton Fire Department ("Department") firefighting fire engines and trucks are continuing to increase, resulting in the need of the Department to asset its inventory for purposes of determining those vehicles which are no longer needed by or useful to the Department; and

WHEREAS, staff has inspected the fire vehicle in question; a 2005 Pierce Arrow XT Aerial Ladder Truck; and determined that it is in the best interest of the City to declare this firefighting vehicle as surplus and proposes to sell this vehicle to FireTrucks Limited at the negotiated price of \$90,000.00; and

WHEREAS, staff believes that it is in the best interest of the City for the City Council to declare the below-specified City-owned property as unfit for or no longer needed for municipal purposes and therefore authorize the City Manager to sale the property in a manner advantageous to the City.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMPTON DOES
HEREBY RESOLVE AS FOLLOWS:**

Section 1. That the following City-owned equipment and personal property is hereby declared to be surplus in that it is no longer needed for or has become unfit for municipal purposes:

- One (1) 2005 Pierce Arrow XT Aerial Ladder Truck (VIN #4P1CA01H96A005674)

Section 2. That the City Manager is hereby authorized to provide for the sale of the property specified in Section 1 above to FireTrucks Unlimited of Henderson, Nevada for the negotiated price of Ninety Thousand Dollars (\$90,000.00) in an "AS IS" condition.

Section 3. That the 2020-2021 Fiscal Year Budget is amended to allocate and deposit the proceeds received for the sale of the property specified in Section 1 above to Account No. 6000 690 000 3060.

Section 4. That a certified copy of this Resolution shall be filed in the offices of the City Clerk, City Manager, City Controller and Compton Fire Department.

Resolution No. _____
Page 2

Section 5. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Resolution.

ADOPTED this _____ day of _____, 2020.

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON: ss

I, Alita Godwin, City Clerk of the City of Compton, hereby certify that the foregoing Resolution was adopted by the City Council, signed by the Mayor, and attested by the City Clerk at a regular meeting thereof held on the _____ day of _____, 2020.

That said Resolution was adopted by the following vote to wit:

AYES: COUNCIL MEMBERS-
NOES: COUNCIL MEMBERS-
ABSENT: COUNCIL MEMBERS-
ABSTAIN: COUNCIL MEMBERS-

CITY CLERK OF THE CITY OF COMPTON

EXHIBIT A

CITY OF COMPTON

FIRE DEPARTMENT

DECLARATION OF SURPLUS VEHICLES

1

VIN #	MAKE	MODEL	YEAR	LICENSE
4P1CA01H96A005674	Pierce	Arro XT	2005	None

November 24, 2020

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: CITY MANAGER

**SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON
APPROVING THE FIRST QUARTERLY BUDGET AMENDMENT TO THE
2020-2021 FISCAL YEAR BUDGET AND TRANSFERRING FUNDS
BETWEEN VARIOUS ACCOUNTS**

SUMMARY

Adoption of this resolution will authorize amendments to the Fiscal Year 2020-2021 Adopted Budget which was adopted by the City Council on June 23, 2020. Consistent with its commitment to prudence, the Council will review the Fiscal Year 2020-2021 first quarter expenditures.

Based on this review, Council will consider a resolution to amend expenditure appropriations to address budgetary issues that arose between the adoption of the budget and the end of the first quarter of Fiscal Year 2020-2021. The City Manager is recommending salary savings to be transferred to various department accounts to supplement funds for areas that are currently in need of additional funding. All of these transactions are “cost neutral” (i.e. they do not increase or decrease net Budget appropriations).

BACKGROUND

The annual budget is a planning document used to fund policies and programs as directed by Council, and is based on assumptions and projections. As a result of the first quarter monitoring, staff revised expenditures to address the addition of new positions to improve levels of service and to make necessary budget corrections.

STATEMENT OF THE ISSUE

Budget Adjustment for Fiscal Year 2020-2021

The proposed budget amendments for the first quarter are all cost neutral and do not affect the total revenues and expenditures balances projected for the Fiscal Year 2020-2021 Adopted Budget. The proposed changes specifically focus more on additional positions added to increase the level in services provided.

The following budget transactions are necessary in order to balance all expenditures, correct any inadvertent errors, and increase the City's level of service

1) Additional Positions and Increase Level of Services

The City Manager has identified positions that can be funded using salary savings that was realized in the first quarter of Fiscal Year 2020-2021. In order to increase level of services provided, some vacant positions had to be removed in order to deliver a cost-neutral effect.

Community Development Department – Grants Division:

The Grants Division of Community Development Department has a budget of \$8.15 million and financial assistance is needed therefore, the City Manager is recommending that we remove one (1) Senior Administrative Analyst and add one (1) Financial Analyst. Both positions have the same salary range therefore, this change is cost-neutral and does not require any accounts to be amended. The following are the proposed changes:

Delete Positions:

- One (1) 1.0 FTE Senior Administrative Analyst

Add Positions:

- One (1) 1.0 FTE Financial Analyst

City Controller's Office:

Financial assistance is needed in the City Controller's Office therefore, Staff is recommending that we remove one (1) Administrative Specialist and add one (1) Accounting Specialist. Both positions have the same salary range therefore, this change is cost-neutral and does not require any accounts to be amended. The following are the proposed changes:

Delete Positions:

- One (1) 1.0 FTE Administrative Specialist

Add Positions:

- One (1) 1.0 FTE Accounting Specialist

**Staff Report – Resolution Approving 1st Quarter
FY 2020-21 Budget Amendments/Transferring
Funds between Various Accounts
November 24, 2020, page 3**

Public Works Street Maintenance:

There has been a surge in graffiti activity and focus assistance in graffiti abatement is needed. The City Manager is recommending we remove one (1) Street Maintenance Worker I and add two (2) Anti-Graffiti Painter in order to address this issue. The following are the proposed changes:

Delete Positions:

- One (1) 1.0 FTE Street Maintenance Worker I

Add Positions:

- Two (2) 1.0 FTE Anti-Graffiti Painter

Decrease Budget Accounts:

• 1001-720-000-4101	Salary Savings	\$ 19,570.00
• 2300-710-000-4101	Salary Savings	\$ 33,658.00
	Total	\$ 53,228.00

Increase Budget Accounts:

• 1001-720-000-4101	Permanent Salaries	\$ 19,570.00
• 2300-720-000-4101	Permanent Salaries	\$ 33,658.00
	Total	\$ 53,228.00

Public Works Street Maintenance – Facility Maintenance Division:

A) The City Manager is recommending we add one (1) Facility Maintenance Worker II and remove one (1) Facility Maintenance Worker III. This change would create a salary savings of \$4,242 that will be used to fund the Custodian position in section “B”. The following are the proposed changes:

Delete Positions:

- One (1) 1.0 FTE Facility Maintenance Worker III

Add Positions:

- One (1) 1.0 FTE Facility Maintenance Worker II

B) COVID-19 cases are still increasing and hourly sanitizing of City facilities is needed. The City Manager is recommending we use salary savings to add one (1) Custodian in order to address this issue. The following are the proposed changes:

**Staff Report – Resolution Approving 1st Quarter
FY 2020-21 Budget Amendments/Transferring
Funds between Various Accounts
November 24, 2020, page 4**

Add Positions:

- One (1) 1.0 FTE Custodian

Decrease Budget Accounts:

• 1001-780-000-4101	Salary Savings	\$ 18,956.00
• 1001-720-GS0-4101	Salary Savings	\$ 4,242.00
Total		\$ 23,198.00

Increase Budget Accounts:

• 1001-720-GS0-4101	Permanent Salaries	\$ 23,198.00
Total		\$ 23,198.00

Community Improvement Services:

COVID-19 is still very active, many of our facilities and parks required monitoring for public health order compliance, and therefore, additional security is required. The City Manager is recommending we use salary savings to add two (2) Security Officers in order to address this issue. The following are the proposed changes:

Add Positions:

- Two (2) 1.0 FTE Security Officer

Decrease Budget Accounts:

• 1001-620-000-4101	Salary Savings	\$ 43,239.00
• 1001-780-000-4101	Salary Savings	\$ 10,324.00
Total		\$ 53,563.00

Increase Budget Accounts:

• 1001-670-000-4101	Permanent Salaries	\$ 53,563.00
Total		\$ 53,563.00

2) Severance Pay Correction

The Fiscal Year 2020-2021 Budget has allocated funds for severance pay in the wrong account number. The City account for severance pay is actually 4183 and not 4181 (Stand-By). This account was incorrectly listed in the budget and therefore the budget needs to be corrected to accurately reflect the following changes:

**Staff Report – Resolution Approving 1st Quarter
FY 2020-21 Budget Amendments/Transferring
Funds between Various Accounts
November 24, 2020, page 5**

Decrease Budget Accounts:

• 1001-610-000-4181	Stand-By	\$200,000.00
	Total	\$200,000.00

Increase Budget Accounts:

• 1001-610-000-4183	Severance Pay	\$200,000.00
	Total	\$200,000.00

3) Public Works Street Maintenance Stand-by Correction

The Fiscal Year 2020-2021 Adopted Budget did not allocate funds for stand-by in the Public Works Street Maintenance Department, Parks Maintenance Division. Stand-by is an obligatory payment and therefore it needs to be budgeted. The budget needs to be corrected to accurately reflect the following changes:

Decrease Budget Accounts:

• 1001-780-BSF-4101	Salary Savings	\$ 18,000.00
	Total	\$ 18,000.00

Increase Budget Accounts:

• 1001-720-PKO-4181	Standby	\$ 18,000.00
	Total	\$ 18,000.00

4) Grants Division Additional Funding

The Fiscal Year 2020-2021 Adopted Budget did not allocate enough funding for the Grants division in the General Fund. Estimates used during the budget process were further affected by COVID-19. Therefore, the budget needs to be corrected to accurately reflect the following changes:

Decrease Budget Accounts:

• 1001-620-IT0-4101	Salary Savings	\$ 11,882.00
• 1001-710-000-4101	Salary Savings	\$ 33,658.00
	Total	\$ 45,540.00

Increase Budget Accounts:

• 1001-780-GRT-4101	Permanent Salaries	\$ 45,540.00
	Total	\$ 45,540.00

**Staff Report – Resolution Approving 1st Quarter
FY 2020-21 Budget Amendments/Transferring
Funds between Various Accounts
November 24, 2020, page 6**

The proposed Budget Amendments transfer First Quarter Salary Savings to various accounts with no net changes to the 2020-2021 Fiscal Year Budget. They correct any inadvertent errors and increase the City's level of service. All changes are to take effect on the approval of this resolution.

FISCAL IMPACT

As outlined in this report, given the anticipated salary savings identified in the first quarter, the City of Compton has a balanced budget and the recommendations are cost neutral and does not have a negative impact on the City's balanced budget for FY 2020-2021.

ALTERNATIVE

The budget amendments are critical adjustment necessary to ensure that the City continues with a balanced Fiscal Year 2020-2021 Adopted Budget meanwhile providing constituents with the best quality level of services. However, the Council has the option of considering the recommendation individually, collectively, or in the numbered groups.

RECOMMENDATION

Staff recommends that the City Council adopt the attached Resolution authorizing the City Manager to make the Budget Amendments to the Fiscal Year 2020-2021 Budget.

**CRAIG J. CORNWELL
CITY MANAGER**

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING THE FIRST QUARTERLY BUDGET AMENDMENT TO THE 2020-2021 FISCAL YEAR BUDGET AND TRANSFERRING FUNDS BETWEEN VARIOUS ACCOUNTS

WHEREAS, pursuant to Resolution No. 25,302, the City Council of the City of Compton adopted the Fiscal Year 2020-2021 budget on June 23, 2020; and

WHEREAS, it is necessary to make amendments to the 2020-2021 Fiscal Year Adopted Budget to transfer First Quarter salary savings from Combined Funds in order to fund new positions that will increase level of services provided with no net change in Budget costs to the City; and

WHEREAS, the Fiscal Year 2020-2021 Adopted Budget has allocated funds for severance pay in the wrong account number. The City account for severance pay is actually 4183 and not 4181 (Stand-By). This account was incorrectly listed in the budget and therefore the budget needs to be corrected to accurately reflect the changes in the amount of \$200,000 with no net change in Budget costs to the City; and

WHEREAS, the Fiscal Year 2020-2021 Adopted Budget did not allocate funds for stand-by in the Public Works Street Maintenance Department, Parks Maintenance Division. Stand-by is an obligatory payment and therefore it needs to be budgeted. The budget needs to be corrected to accurately reflect the changes in the amount of \$18,000 with no net change in Budget costs to the City; and

WHEREAS, the Fiscal Year 2020-2021 Adopted Budget did not allocate sufficient funding for the Grants division. The estimates used during the budget process were further affected by COVID-19. Therefore, the budget needs to be corrected to accurately reflect the changes in the amount of \$45,540 with no net change in Budget costs to the City; and

WHEREAS, the proposed Budget Amendments transfer First Quarter Salary Savings to various accounts with no net changes to the 2020-2021 Fiscal Year Budget. They correct any inadvertent errors and increase the City's level of services.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMPTON DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. That the City Manager is hereby authorized to make the following budget amendment to the Fiscal Year 2020-2021 Adopted Budget for Additional Positions and Increase Level of Services:

Add Positions:

- One (1) 1.0 FTE Financial Analyst
- One (1) 1.0 FTE Accounting Specialist
- Two (2) 1.0 FTE Anti-Graffiti Painter
- One (1) 1.0 FTE Facility Maintenance Worker II
- One (1) 1.0 FTE Custodian
- Two (2) 1.0 FTE Security Officer

Delete Positions:

- One (1) 1.0 FTE Senior Administrative Analyst
- One (1) 1.0 FTE Administrative Specialist
- One (1) 1.0 FTE Street Maintenance Worker I
- One (1) 1.0 FTE Facility Maintenance Worker III

Increase Budget Accounts:

• 1001-720-000-4101	Permanent Salaries	\$ 19,570.00
• 2300-720-000-4101	Permanent Salaries	\$ 33,658.00
• 1001-670-000-4101	Permanent Salaries	\$ 53,563.00
• 1001-720-GS0-4101	Permanent Salaries	\$ 23,198.00
TOTAL		\$129,989.00

Decrease Budget Accounts:

• 1001-720-000-4101	Salary Savings	\$ 19,570.00
• 2300-710-000-4101	Salary Savings	\$ 33,658.00
• 1001-780-000-4101	Salary Savings	\$ 18,956.00
• 1001-620-000-4101	Salary Savings	\$ 43,239.00
• 1001-780-000-4101	Salary Savings	\$ 10,324.00
• 1001-720-GS0-4101	Salary Savings	\$ 4,242.00
TOTAL		\$129,989.00

SECTION 2. That the City Manager is hereby authorized to make the following budget amendment to the Fiscal Year 2020-2021 Adopted Budget for Severance Pay Correction:

Increase Budget Accounts:

• 1001-610-000-4183	Severance Pay	\$200,000.00
Total		\$200,000.00

Decrease Budget Accounts:

• 1001-610-000-4181	Stand-By	\$200,000.00
Total		\$200,000.00

SECTION 3. That the City Manager is hereby authorized to make the following budget amendment to the Fiscal Year 2020-2021 Adopted Budget for Public Works Street Maintenance Stand-by Correction:

Increase Budget Accounts:

• 1001-720-PKO-4181	Standby	\$ 18,000.00
Total		\$ 18,000.00

Decrease Budget Accounts:

• 1001-780-BSF-4101	Salary Savings	\$ 18,000.00
Total		\$ 18,000.00

SECTION 4. That the City Manager is hereby authorized to make the following budget amendment to the Fiscal Year 2020-2021 Adopted Budget for Grants Division Additional Funding:

Increase Budget Accounts:

• 1001-780-GRT-4101	Permanent Salaries	\$ 45,540.00
Total		\$ 45,540.00

Decrease Budget Accounts:

• 1001-620-IT0-4101	Salary Savings	\$ 11,882.00
• 1001-710-000-4101	Salary Savings	\$ 33,658.00
Total		\$ 45,540.00

SECTION 5. That all changes are to take effect immediately.

SECTION 6. That a certified copy of this Resolution shall be filed in the Offices of the City Clerk, City Attorney, City Manager and City Controller.

SECTION 7. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Resolution.

ADOPTED this _____ day of _____, 2020.

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON: ss

I, Alita Godwin, City Clerk of the City of Compton, hereby certify that the foregoing Resolution was adopted by the City Council, signed by the Mayor, and attested by the City Clerk at a regular meeting thereof held on the _____ day of _____, 2020.

That said Resolution was adopted by the following vote, to wit:

AYES: COUNCIL MEMBERS-
NOES: COUNCIL MEMBERS-
ABSENT: COUNCIL MEMBERS-
ABSTAIN: COUNCIL MEMBERS-

CITY CLERK OF THE CITY OF COMPTON

November 24, 2020

TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY ATTORNEY

SUBJECT: AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON FIXING THE COMPENSATION FOR THE ELECTED POSITION OF CITY ATTORNEY, EFFECTIVE AS OF JULY 1, 2021 (\$214,601)

SUMMARY

Adoption of the attached ordinance will fix the compensation for the elected position of City Attorney, subject to the restrictions contained within Section 504 of the Compton City Charter, based on the salary prescribed by law and as adjusted by law for judges of the Superior Court of the State of California.

BACKGROUND

Article VII of the Compton City Charter sets forth specific officers of the City and corresponding powers and duties. As concerns the elected position of City Attorney, a brief synopsis of this office's responsibilities includes:

Article VII, Section 702. City Attorney:

- Represent and advise the City Council and all City officers in all matters of law;
- Represent and appear for the City and any officer or employee in any proceedings in which the City or such officer or employee is concerned or a party;
- Attend all regular meetings of the City Council and give advice or opinion when requested by the City Council or any boards or officers of the City;
- Approve the form of all bonds and contracts made by the City;
- Prepare or review all proposed ordinances or resolutions;
- Prosecute criminal cases for violations of the Charter, City ordinances or misdemeanor offenses for violations of the laws of the State as warranted; and

Devote his/her *full time* during business hours to the duties of the office

The California Constitution grants charter cities the power to provide for the compensation of its elected officers. Section 504 of the Compton City Charter provides that the compensation of elective officers, other than the Council members, shall be fixed by ordinance adopted by the City Council; however, the compensation of a non-City Council elective officer shall not be increased or diminished after his/her election or appointment, during his/her term of office or within thirty (30) days prior to the date when nomination papers may be filed.

STATEMENT OF ISSUE

In addition to the enumerated duties of the City Attorney under the City Charter, the duties and responsibilities of the City Attorney have expanded and intensified since the Council last increased the salary for this position 16 years ago. Since that time, the complexity and volume of the work has expanded, while the amount of legal work assigned to outside counsel has decreased, and the City Attorney has assumed the added responsibilities of the City's Risk Manager.

There are eleven (11) elective City Attorney offices in the State of California. Other than one (1) city wherein the City Attorney position is part-time, the City of Compton compensation for this position is the lowest in the State (see attachment).

The current salary for the elective position of City Attorney is One Hundred Seventy Thousand Nine Hundred Dollars (\$170,900.00), established by the City Council in 2004. During this sixteen (16) year time span since 2004, other City employee positions have received a number of City approved salary increases and/or cost-of-living salary increases.

Adoption of the attached ordinance will fix the annual compensation for the elective position of City Attorney, effective July 1, 2021, to the amount prescribed by law for the position of judges of the Superior Court of the State of California, i.e. presently \$214,601.00. However, in compliance with Section 504 of the Compton City Charter, any adjustments (whether a salary increase or decrease) made by law to the salary of judges of the Superior Court will not become effective for the City of Compton position of City Attorney during the current term of the individual occupying the position.

At least two (2) other California cities (i.e. San Diego and Chula Vista) with elected City Attorney positions utilize this method of fixing the salary of this position. It tends to be a more neutral and objective method of establishing the compensation for a non-voting elective office; devoid of political subjectivism and persuasion.

The current term of the office of City Attorney expires on June 30, 2021, and nomination papers may be filed commencing December 28, 2020; thus, pursuant to the requirements of Section 504 of the Compton City Charter, there is an urgent need to adopt the proposed ordinance at least thirty (30) days prior to the date when nomination papers may be filed in December 2020.

FISCAL IMPACT

There is no fiscal impact to the City's General Fund or Fiscal Year budget for 2020-2021. The change in compensation amount for the elected position of City Attorney will not be implemented until the end of the current term of the office, i.e. July 1, 2021. The compensation amount of \$214,601.00 for the elected position of City Attorney will be allocated in the 2021-2022 Fiscal Year budget.

RECOMMENDATION

In light of the numerous and varied duties and responsibilities placed on the elected position of City Attorney, the fact that the office is paid the lowest salary for a full-time elected City Attorney in the State and that the compensation for this position has not had an increase for at least 16 years, staff recommends that the City Council adopt the attached Ordinance.

**DAMON M. BROWN
CITY ATTORNEY**

APPROVED FOR FORWARDING:

**CRAIG J. CORNWELL
CITY MANAGER**

ORDINANCE NO. _____

**AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
COMPTON FIXING THE COMPENSATION FOR THE ELECTED POSITION OF
CITY ATTORNEY, EFFECTIVE AS OF JULY 1, 2021 (\$214,601)**

WHEREAS, the California Constitution grants charter cities the power to provide for the compensation of its elected offices; and

WHEREAS, Section 504 of the Compton City Charter provides that the compensation for the elective officers, other than the Council members, shall be fixed by ordinance adopted by the City Council; however, the compensation of a non-City Council elective officer shall not be increased or diminished after his/her election or appointment, during his/her term of office or within thirty (30) days prior to the date when nomination papers may be filed; and

WHEREAS, the City Attorney is an elected official of the City whose duties are delineated in Section 702 of the Compton City Charter; which include, but are not limited to (a) representing and advising the City Council and all City officers in all matters of law, (b) representing and appearing for the City and any officer or employee in any proceedings in which the City or such officer or employee is concerned or a party; (c) attending all regular meetings of the City Council and give advice or opinion when requested by the City Council or any boards or officers of the City; (d) approving the form of all bonds and contracts made by the City; (e) preparing or reviewing all proposed ordinances or resolutions; (f) prosecuting criminal cases for violations of the Charter, City ordinances or misdemeanor offenses for violations of the laws of the State as warranted; and (g) devoting his/her *full time* during business hours to the duties of the office; and

WHEREAS, there are eleven (11) elective City Attorney offices in the State of California and other than one (1) city wherein the City Attorney position is part-time, the City of Compton compensation for this position is the lowest in the State; and

WHEREAS, the current salary for the elective position of City Attorney is \$170,900.00, established by the City Council in 2004, while during this sixteen (16) year time span since 2004, other City employee positions have received a number of City approved salary increases and/or cost-of-living salary increases; and

WHEREAS, the City Council desires to establish and fix the compensation of the elected position of City Attorney, subject to the restrictions contained within Section 504 of the Compton City Charter, based on the salary prescribed by law and as adjusted by law for judges of the Superior Court of the State of California, effective as of July 1, 2021; and

WHEREAS, there is no fiscal impact to the City's General Fund or Fiscal Year budget for 2020-2021. The change in compensation amount for the elected position of City Attorney will not be implemented until the end of the current term of the office, i.e. July 1, 2021; and

WHEREAS, the current term of the office of City Attorney expires on June 30, 2021, and nomination papers may be filed commencing December 28, 2020; thus, pursuant to the requirements of Section 504 of the Compton City Charter, there is an urgent need to adopt the proposed ordinance at least thirty (30) days prior to the date when nomination papers may be filed in December 2020.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMPTON DOES
HEREBY ORDAIN AS FOLLOWS:**

Section 1. That the annual base salary for the elected position of the City Attorney shall, effective July 1, 2021, be fixed and based, subject to the restrictions contained within Section 504 of the Compton City Charter, on the salary prescribed by law and as adjusted by law for judges of the Superior Court of the State of California.

Section 2. That effective July 1, 2021, the annual base salary for the elected position for the City Attorney shall be fixed at current salary prescribed by law for judges of the Superior Court of the State of California of Two Hundred Fourteen Thousand Six Hundred One Dollars (\$214,601.00), payable in bi-weekly installments.

Section 3. That the base salary for the elected position of the City Attorney shall be payable from the General Fund salaries account with the budgets of the City Attorney's Office.

Section 4. That all previous ordinances and resolutions establishing compensation for the elected position of City Attorney are hereby rescinded.

Section 5. That if any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of any competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each and every section, subsection, sentence, clause, or phrase not declared invalid or unconstitutional without regard to whether any portion of the Ordinance would be subsequently declared invalid or unconstitutional.

Section 6. That a copy of this Ordinance shall be filed in the offices of the City Clerk, City Manager, City Controller and the City Attorney.

Section 7. That the City Council finds and declares that there is an urgent need to adopt this Ordinance for the reasons set forth above and thus still take immediate effect.

Section 8. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Ordinance and shall cause same to be published as required by law.

ADOPTED this _____ day of _____, 2020.

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON: ss

I, Alita Godwin, City Clerk of the City of Compton, hereby certify that the foregoing Ordinance was adopted by the City Council, signed by the Mayor, and attested by the City Clerk at a regular meeting thereof held on the _____ day of _____, 2020.

That said Ordinance was adopted by the following vote to wit:

AYES: COUNCIL MEMBERS-
NOES: COUNCIL MEMBERS-
ABSTAIN: COUNCIL MEMBERS-
ABSENT: COUNCIL MEMBERS-

CITY CLERK OF THE CITY OF COMPTON

City	Salary	Notes
\$130,291	San Rafael	Part Time City Attorney. Information from City website.
\$170,900	Compton	Adopted Budget 2020
\$190,746	San Bernardino	Information from 2018 – 2019. In 2020, the City Council voted to lower the salary of the City Attorney and City Clerk which ended up in litigation as of August, 2020. The City Attorney is now appointed after voters approved changes to the City's Charter in 2016.
\$204,516	San Diego	Effective December 10, 2020, the salary paid to the City Attorney will be equal to the salary prescribed by law and as adjusted by law for judges of the Superior Court for the State of California, provided that the salary of the City Attorney may not be decreased during a term of office (City Charter)
\$205,800	Chula Vista	The salary for City Council and City Attorney is determined by external benchmarks. In this case, the salary of the City Attorney is to be the same of a Superior Court Judge.
\$229,254.72	Oakland	As of 12-15-18 City Charter: The salary of the elected City Attorney shall be set by the Council, which shall be not less than 70% nor more than 90% of the average salaries of City Attorneys of California cities within the three immediate higher and the three immediate lower cities in population to Oakland, and may not be reduced during the City Attorney's term of office, except as part of a general reduction of salaries of all officers and employees in the same amount or proportion.
\$244,671	Huntington Beach	Resolution from 2019
\$248,908.91	Los Angeles	Information from Controller Data
\$274,455	Redondo Beach	Resolution from 2018 – amount reflects incremental increases through April, 2020
\$283,099	San Francisco	Information from City Website/Openbooks.com
\$305,745	Long Beach	Information from: Adopted Budget 2020-2021

November 24, 2020

TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY CLERK

SUBJECT: AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON FIXING THE COMPENSATION FOR THE ELECTED POSITION OF CITY CLERK, EFFECTIVE AS OF JULY 1, 2021 (\$150,215)

SUMMARY

Adoption of the attached ordinance will fix the compensation for the elected position of City Clerk for the elected term of July 1, 2021 – June 30, 2025, subject to the restrictions contained within Section 504 of the Compton City Charter.

BACKGROUND

Article VII of the Compton City Charter sets forth specific officers of the City and corresponding powers and duties. As concerns the elected position of City Clerk, a brief synopsis of this office's responsibilities include:

Article VII, Section 700. City Clerk:

- attend all meetings and be responsible for the recording and maintaining of a full and true record of all proceedings;
- Maintain ordinances and resolutions and publish or post in accordance with the Charter;
- custodian of the city seal;
- administer oaths, take affidavits and depositions pertaining to the affairs and business of the City and certify copies of official records;
- have charge of all city elections; and
- Devoting his/her *full time* during business hours to the duties of the office.

The California Constitution grants charter cities the power to provide for the compensation of its elected officers. Section 504 of the Compton City Charter provides that the compensation of elective officers, other than the Council members, shall be fixed by ordinance adopted by the City Council; however, the compensation of a non-City Council elective officer shall not be increased or diminished after his/her election or appointment, during his/her term of office or within thirty (30) days prior to the date when nomination papers may be filed.

STATEMENT OF ISSUE

The responsibilities of the City Clerk position have increased over and beyond the City Charter requirements.

The total compensation for the elective position of City Clerk is One Hundred Twenty-Three Thousand Seven Hundred Fifty-Three Dollars (\$123,753.00), established by the City Council in 2004. During this sixteen (16) year time span since 2004, other City employee positions have received a number of City approved salary increases and/or cost-of-living salary increases.

Adoption of the attached ordinance will fix the annual compensation for the elective position of City Clerk, effective July 1, 2021, to \$150,215.00. However, in compliance with Section 504 of the Compton City Charter, any adjustments (whether a salary increase or decrease) will not become effective for the City of Compton position of City Clerk during the current term of the individual occupying the position.

The current term of the office of City Clerk expires on June 30, 2021, and nomination papers may be filed commencing December 28, 2020; thus, pursuant to the requirements of Section 504 of the Compton City Charter, there is an urgent need to adopt the proposed ordinance at least thirty (30) days prior to the date when nomination papers may be filed in December 2020.

FISCAL IMPACT

There is no fiscal impact to the City's General Fund or Fiscal Year budget for 2020-2021. The change in compensation amount for the elected position of City Clerk will not be implemented until the end of the current term of the office, i.e. July 1, 2021. The compensation amount of \$150,215.00 for the elected position of City Clerk will be allocated in the 2021-2022 Fiscal Year budget.

RECOMMENDATION

In light of the numerous and varied duties and responsibilities placed on the elected position of City Clerk, and that the compensation for this position has not had an increase for at least 16 years, staff recommends that the City Council adopt the attached Ordinance.

**ALITA L. GODWIN, MMC
CITY CLERK**

APPROVED FOR FORWARDING:

**CRAIG J. CORNWELL
CITY MANAGER**

ORDINANCE NO. _____

**AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
COMPTON FIXING THE COMPENSATION FOR THE ELECTED POSITION OF
CITY CLERK, EFFECTIVE AS OF JULY 1, 2021 (\$150,215)**

WHEREAS, the California Constitution grants charter cities the power to provide for the compensation of its elected offices; and

WHEREAS, Section 504 of the Compton City Charter provides that the compensation for the elective officers, other than the Council members, shall be fixed by ordinance adopted by the City Council; however, the compensation of a non-City Council elective officer shall not be increased or diminished after his/her election or appointment, during his/her term of office or within thirty (30) days prior to the date when nomination papers may be filed; and

WHEREAS, the City Clerk is an elected official of the City whose duties are delineated in Section 700 of the Compton City Charter; which include, but are not limited to (a) attend all meetings and be responsible for the recording and maintaining of a full and true record of all proceedings; (b) Maintain ordinances and resolutions and publish or post in accordance with the Charter; (c) custodian of the city seal; (d) administer oaths, take affidavits and depositions pertaining to the affairs and business of the City and certify copies of official records; (e) have charge of all city elections; (f) devoting his/her *full time* during business hours to the duties of the office; and

WHEREAS, the total compensation for the elective position of City Clerk is \$123,753.00, established by the City Council in 2004, while during this sixteen (16) year time span since 2004, other City employee positions have received a number of City approved salary increases and/or cost-of-living salary increases; and

WHEREAS, the City Council desires to establish and fix the compensation of the elected position of City Clerk, subject to the restrictions contained within Section 504 of the Compton City Charter, effective as of July 1, 2021; and

WHEREAS, Staff compared city clerk salaries of ten (10) surrounding cities, the highest being \$180,441.00 and the lowest being \$120,208.00, and staff is proposing the salary of \$150,215.00 for the position of Compton City Clerk; and

WHEREAS, there is no fiscal impact to the City's General Fund or Fiscal Year budget for 2020-2021. The change in compensation amount for the elected position of City Clerk will not be implemented until the end of the current term of the office, i.e. July 1, 2021; and

WHEREAS, the current term of the office of City Clerk expires on June 30, 2021, and nomination papers may be filed commencing December 28, 2020; thus, pursuant to the requirements of Section 504 of the Compton City Charter, there is an urgent need to adopt the proposed ordinance at least thirty (30) days prior to the date when nomination papers may be filed in December 2020.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMPTON DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. That the annual base salary for the elected position of the City Clerk shall, effective July 1, 2021, be fixed and based, subject to the restrictions contained within Section 504 of the Compton City Charter.

Section 2. That effective July 1, 2021, the annual base salary for the elected position for the City Clerk shall be fixed at One Hundred Fifty Thousand Two Hundred Fifteen Dollars (\$150,215.00), payable in bi-weekly installments.

Section 3. That the base salary for the elected position of the City Clerk shall be payable from the General Fund salaries account within the budget of the City Clerk's Office.

Section 4. That all previous ordinances and resolutions establishing compensation for the elected position of City Clerk are hereby rescinded.

Section 5. That if any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of any competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each and every section, subsection, sentence, clause, or phrase not declared invalid or unconstitutional without regard to whether any portion of the Ordinance would be subsequently declared invalid or unconstitutional.

Section 6. That a copy of this Ordinance shall be filed in the offices of the City Clerk, City Manager and City Controller.

Section 7. That the City Council finds and declares that there is an urgent need to adopt this Ordinance for the reasons set forth above and thus still take immediate effect.

Section 8. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Ordinance and shall cause same to be published as required by law.

ADOPTED this _____ day of _____, 2020.

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON: ss

I, Alita Godwin, City Clerk of the City of Compton, hereby certify that the foregoing Ordinance was adopted by the City Council, signed by the Mayor, and attested by the City Clerk at a regular meeting thereof held on the _____ day of _____, 2020.

That said Ordinance was adopted by the following vote to wit:

AYES: COUNCIL MEMBERS-
NOES: COUNCIL MEMBERS-
ABSTAIN: COUNCIL MEMBERS-
ABSENT: COUNCIL MEMBERS-

CITY CLERK OF THE CITY OF COMPTON

<u>CITY</u>		<u>TOTAL COMPENSATION</u>
BELLFLOWER		\$124,971
BURBANK		\$152,962
CARSON		\$143,355
COMPTON		\$123,753
HUNTINGTON BEACH		\$155,294
INGLEWOOD		\$120,208
LAKEWOOD		\$138,031
PARAMOUNT		\$180,441
REDONDO BEACH		\$156,971
TORRANCE		\$156,368

November 24, 2020

TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY TREASURER

SUBJECT: AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON FIXING THE COMPENSATION FOR THE ELECTED POSITION OF CITY TREASURER, EFFECTIVE AS OF JULY 1, 2021 (\$150,000).

SUMMARY

Adoption of the attached ordinance will fix the compensation for the elected position of City Treasurer, subject to the restrictions contained within Section 504 of the Compton City Charter.

BACKGROUND

Article VII of the Compton City Charter sets forth specific officers of the City and corresponding powers and duties. As concerns the elected position of City Treasurer, a brief synopsis of this office's responsibilities include:

Article VII, Section 701. City Treasurer:

- Shall be the custodian of all public funds belonging to or under the control of the City, or of any office, department or agency thereof, and to that end shall have power and required to;
- Receive and have custody of all monies receivable by City from any source;
- Deposit all monies received in compliance with all of the provision of the State Constitution and laws of the State, governing the handling, depositing and securing of public funds;
- Disburse monies on demands properly audited in the manner provided for in this Charter;
- Prepare and submit to the City Controller monthly written reports of all receipts, disbursement and fund balances, copies of which shall be filed with the City Manager;
- Devote his/her *full time* during business hours to the duties of the office.

The California Constitution grants charter cities the power to provide for the compensation of its elected officers. Section 504 of the Compton City Charter provides that the compensation of elective officers, other than the Council members, shall be fixed by ordinance adopted by the City Council; however, the compensation of a non-City Council elective officer shall not be increased or diminished after his/her election or appointment, during his/her term of office or within thirty (30) days prior to the date when nomination papers may be filed.

STATEMENT OF ISSUE

The current City Treasurer was elected in July 1, 1993 and this term ending June 30, 2021 (28) years. In this time period the Treasurer position received a base salary increase effective on July 1, 2005 some (16) years ago. Which comes to about one (1) time approved by council in 28 years.

The current salary for the elective position of City Treasurer is One Hundred Fifteen Thousand Seven Hundred Fifty three Dollars (\$115,753.00), established by the City Council in 2004. During this twenty eight (28) year time span since 1993, other City employee positions have received a number of City approved salary increases and/or cost-of-living salary increases. Such as **SEIU – Local 721** 2014 3%; 2015 3%; **Total 6%**. **SEIU – Local 347** 2001 4%; 2006 6%; 2007 4%; 2008 4% **Total 18%**. **AFSME – Local 3947** 1999 4%; 2000 4%; 2006 6%; 2007 4%; 2008 4%; 2017 3%; 2018 2%; **Total 27%**. **LUMNSE –** 2001 6%; 2002 3%; 2003 3%; 2014 3%; 2015 3%; **Total 18%**. **FIREFIGHTER ASSOC. Local 2216 –** 2006 6%; 2007 5%; 2008 4%; 2004 10%; **Total 25%**. Four member of Local 2325 received an additional 2% in 2015 totaling 22% from 2006-2018. AFSCME – Local 3947 issued a onetime bonus of \$700.00 to all unit members in 2017. LUMNSE Union is currently joined with AFSCME Local 3947.

Adoption of the attached ordinance will fix the annual compensation for the elective position of City Treasurer, effective July 1, 2021, to \$150,000.00. However, in compliance with Section 504 of the Compton City Charter, any adjustments (whether a salary increase or decrease) will not become effective for the City of Compton position of City Treasurer during the current term of the individual occupying the position.

**Staff Report - Urgency Ordinance Fixing
Compensation City Treasurer, Effective 7/1/2021
November 24, 2020, page 3**

The current term of the office of City Treasurer expires on June 30, 2021, and nomination papers may be filed commencing December 28, 2020; thus, pursuant to the requirements of Section 504 of the Compton City Charter, there is an urgent need to adopt the proposed ordinance at least thirty (30) days prior to the date when nomination papers may be filed in December 2020.

FISCAL IMPACT

There is no fiscal impact to the City's General Fund or Fiscal Year budget for 2020-2021. The change in compensation amount for the elected position of City Treasurer will not be implemented until the end of the current term of the office, i.e. June 30, 2021. The compensation amount of \$150,000.00 for the elected position of City Treasurer will be allocated in the 2021-2022 Fiscal Year budget.

RECOMMENDATION

In light of the numerous and varied duties and responsibilities placed on the elected position of City Treasurer, the fact that this office salary in 28 years has only been approved by council (1) time in 2004 for a full time elected City Treasurer and that the compensation for this position has not had an increase for at least 16 years, staff recommends that the City Council adopt the attached Ordinance.

**DOUGLAS SANDERS
CITY TREASURER**

APPROVED FOR FORWARDING:

**CRAIG J. CORNWELL
CITY MANAGER**

ORDINANCE NO. _____

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON FIXING THE COMPENSATION FOR THE ELECTED POSITION OF CITY TREASURER, EFFECTIVE AS OF JULY 1, 2021 (\$150,000)

WHEREAS, the California Constitution grants charter cities the power to provide for the compensation of its elected offices; and

WHEREAS, Section 504 of the Compton City Charter provides that the compensation for the elective officers, other than the Council members, shall be fixed by ordinance adopted by the City Council; however, the compensation of a non-City Council elective officer shall not be increased or diminished after his/her election or appointment, during his/her term of office or within thirty (30) days prior to the date when nomination papers may be filed; and

WHEREAS, the City Treasurer is an elected official of the City whose duties are delineated in Section 701 of the Compton City Charter; which include, but are not limited to (a) the custodian of all public funds belonging to or under the control of the City, or of any office, department or agency, (b) receive and have custody of all monies receivable by the City from any source, (c) deposit all monies received in such depositories as may be designated by resolution of City Council and in compliance with all of provision of the State Constitution and laws of the State governing the handling, depositing and securing of public funds, (d) disburse monies on demands properly audited in the manner provided for in the Charter, (e) prepare and submit to the City Controller monthly written reports of all receipts, disbursements and fund balances, copies of which shall be filed with the City Manager, (f) devoting his/her *full time* during business hours to the duties of the office; and

WHEREAS, the current City Treasurer was elected in July 1, 1993 and this term ending June 30, 2021 (28) years. In this time period the Treasurer position received a base salary increase effective on July 1, 2005 some (16) years ago. Which come to about one (1) time approved by council in 28 years; and

WHEREAS, the current salary for the elective position of City Treasurer is \$115,753.00, established by the City Council in 2004. During this twenty eight (28) year time span since 1993, other City employee positions have received a number of City approved salary increases and/or cost-of-living salary increases. Such as **SEIU – Local 721** 2014 3%; 2015 3%; **Total 6%**. **SEIU – Local 347** 2001 4%; 2006 6%; 2007 4%; 2008 4% **Total 18%**. **AFSME – Local 3947** 1999 4%; 2000 4%; 2006 6%; 2007 4%; 2008 4%; 2017 3%; 2018 2%; **Total 27%**. **LUMNSE –** 2001 6%; 2002 3%; 2003 3%; 2014 3%; 2015 3%; **Total 18%**. **FIREFIGHTER ASSOC. Local 2216 –** 2006 6%; 2007 5%; 2008 4%; 2004 10%; **Total 25%**. Four members of Local 2325 received an additional 2% in 2015 totaling 22% from 2006-2018. AFSCME – Local 3947 issued a onetime bonus of \$700.00 to all unit members in 2017. LUMNSE Union is currently joined with AFSCME Local 3947.

WHEREAS, there is no fiscal impact to the City's General Fund or Fiscal Year budget for 2020-2021. The change in compensation amount for the elected position of City Treasurer will not be implemented until the end of the current term of the office, i.e. July 1, 2021; and

WHEREAS, the current term of the office of City Treasurer expires on June 30, 2021, and nomination papers may be filed commencing December 28, 2020; thus, pursuant to the requirements of Section 504 of the Compton City Charter, there is an urgent need to adopt the proposed ordinance at least thirty (30) days prior to the date when nomination papers may be filed in December 2020.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMPTON DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. That the annual base salary for the elected position of the City Treasurer shall, effective July 1, 2021, be fixed and based, subject to the restrictions contained within Section 504 of the Compton City Charter.

Section 2. That effective July 1, 2021, the annual base salary for the elected position for the City Treasurer shall be fixed at One Hundred Fifty Thousand Dollars (\$150,000.00), payable in bi-weekly installments.

Section 3. That the base salary for the elected position of the City Treasurer shall be payable from the General Fund salaries account with the budgets of the City Treasurer's Office.

Section 4. That all previous ordinances and resolutions establishing compensation for the elected position of City Treasurer are hereby rescinded.

Section 5. That if any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of any competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each and every section, subsection, sentence, clause, or phrase not declared invalid or unconstitutional without regard to whether any portion of the Ordinance would be subsequently declared invalid or unconstitutional.

Section 6. That a copy of this Ordinance shall be filed in the offices of the City Clerk, City Manager, City Treasurer and City Controller.

Section 7. That the City Council finds and declares that there is an urgent need to adopt this Ordinance for the reasons set forth above and thus still take immediate effect.

Section 8. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Ordinance and shall cause same to be published as required by law.

ADOPTED this _____ day of _____, 2020.

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON: ss

Ordinance No. _____
Page 3

I, Alita Godwin, City Clerk of the City of Compton, hereby certify that the foregoing Ordinance was adopted by the City Council, signed by the Mayor, and attested by the City Clerk at a regular meeting thereof held on the _____ day of _____, 2020.

That said Ordinance was adopted by the following vote to wit:

AYES: COUNCIL MEMBERS-
NOES: COUNCIL MEMBERS-
ABSTAIN: COUNCIL MEMBERS-
ABSENT: COUNCIL MEMBERS-

CITY CLERK OF THE CITY OF COMPTON

TREASURER TOTAL SALARIES IN OTHER CITIES

City Treasurer Inglewood Elected Part(T) \$103,512.00 Total

City Treasurer Carson Elected Full(T) \$131,421.00 Total

Raised 7/19/2014

City Treasurer Torrance Elected Full(T) \$159,935.00 Total

City Treasurer Long Beach Appointed \$168,118.00 Total

City of Norwalk Finance Director/Treasurer \$184,478.00 Total
Appointed

City of Bellflower Finance Director/Treasurer \$190,086.00 Total
Appointed

City of El Cerrito Finance Director/Treasurer \$190,729.00 Total
Appointed