

NOTICE

Members of the public may address the City Council on any item shown on the agenda or matter of the Council's authority after completion of "Request to Address the Council Form" available in the lobby of the Council Chambers or in the City Clerk's office. This form must be completed 15 minutes prior to the scheduled meeting time. Pursuant to Section 54957.5 of the California Government Code, Any writings (Except for those writings which are exempt from disclosure) which are distributed to all or a majority of the members of the City Council are available for public inspection in the lobby of the City Council Chambers and in the office of the City Clerk during regular business hours.

**COMPTON CITY COUNCIL
AGENDA
Tuesday, December 02, 2008
7:00 PM**

HEARING(S)

OPENING

ROLL CALL

APPROVAL OF MINUTES

INTRODUCTION OF SPECIAL GUESTS

COMMENDATORY RESOLUTIONS/PRESENTATIONS

1. PRESENTATION - HOUSING AUTHORITY STAFF ACHIEVEMENT

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.

REPORTS OF OFFICERS AND COMMISSIONS

CITY MANAGER/CITY ATTORNEY REPORTS

2. REQUEST OF SEIU FOR THE USE OF THE BLUE ROOM AT 600 N. ALAMEDA (**DECEMBER 6, 2008**)

REGULAR AGENDA

REPORTS OF OFFICERS, BOARDS, COMMISSIONS AND COMMITTEES

CITY MANAGER'S REPORT

CITY ATTORNEY'S REPORTS

3. ANDWELE WILLIAMS v CITY - CLAIM I-8165
JULIO RENE MORALES v CITY - CLAIM I-8185
JESUS MAURICE SOSA III v CITY - CLAIM I-8188

CITY TREASURER'S REPORTS

UNFINISHED BUSINESS

4. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON, AMENDING CHAPTER XXI OF THE COMPTON MUNICIPAL CODE BY ADDING A NEW SECTION 21-2 RELATING TO THE DIVERSION OF CONSTRUCTION AND DEMOLITION WASTE (**SECOND READING**)
5. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTER XXIII OF THE COMPTON MUNICIPAL CODE TO ESTABLISH NEW WATER SERVICE CHARGES (**SECOND READING**)
6. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTER XXIII OF THE COMPTON MUNICIPAL CODE TO ESTABLISH NEW SEWER SERVICE CHARGES (**SECOND READING**)

NEW BUSINESS

7. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE MOUNTAINS RECREATION AND CONSERVATION AUTHORITY FOR THE ACQUISITION OF CERTAIN PARCELS OF LAND NEAR COMPTON CREEK

8. A RESOLUTION OF THE CITY COUNCIL PROVIDING FOR THE ISSUANCE OF THE CITY'S WATER REVENUE BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF AN INDENTURE, A FIRST SUPPLEMENTAL INDENTURE, A BOND PURCHASE AGREEMENT, A CONTINUING DISCLOSURE AGREEMENT AND AN OFFICIAL STATEMENT; APPROVING A FORM OF PRELIMINARY OFFICIAL STATEMENT; AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH
9. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON PROVIDING FOR THE ISSUANCE OF THE CITY'S SEWER REVENUE BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF A THIRD SUPPLEMENTAL TRUST AGREEMENT, A BOND PURCHASE AGREEMENT, A CONTINUING DISCLOSURE AGREEMENT AND AN OFFICIAL STATEMENT; APPROVING A FORM OF PRELIMINARY OFFICIAL STATEMENT IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH
10. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON ADOPTING REPORTING REQUIREMENTS FOR COLLECTORS OF SOLID WASTE AND RECYCLABLE MATERIALS
11. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON, AMENDING CHAPTER XXI OF THE COMPTON MUNICIPAL CODE RELATING TO REPORTING REQUIREMENTS FOR COLLECTORS OF SOLID WASTE AND RECYCLABLE MATERIALS **(FIRST READING)**

APPROVAL OF WARRANTS

AUDIENCE COMMENTS

COUNCIL COMMENTS

ADJOURNMENT

NEXT REGULAR MEETING: Tuesday, December 09, 2008 @ 3:00 PM.

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

#1.



City of Compton

COMPTON HOUSING AUTHORITY

(310) 605-3080
Fax. (310) 605-3096

HARRIETH ROBINSON-BLUE
Director

HA080

November 25, 2008

To: Alita Godwin
City Clerk

From: Harrieth Robinson-Blue
Housing Director

**Subject: Presentation @ December 2, 2008 Council Meeting regarding
Housing Authority Achievement**

The Housing Authority is requesting to be added to the December 2, 2008, Council Meeting, to acknowledge the staff for their accomplishment in achieving 99% in the Section Eight Management Assessment Program (SEMAP). SEMAP measures the performance of the housing agencies that administer the housing choice voucher program in 14 key areas.

Due to the diligent team work of the staff, the Housing Authority achieved this rating, and they should be recognized and commended for an outstanding job. Therefore, I am requesting that the staff be recognized during the Council meeting.

Should you need further information, please contact Delmonsha Green, Housing Eligibility Specialist II at (310) 605-6306.

Thank you,



COMPTON HOUSING AUTHORITY
600 North Alameda Compton, California 90221

#2.



SERVICE EMPLOYEES
INTERNATIONAL UNION, CTW, CLC

PROVISIONAL OFFICERS

Annela Grajeda
PRESIDENT

Bob Schoonover
Los Angeles City Maintenance
VICE PRESIDENT

Annetta Jeffries
LA County Dept of Children &
Family Services
SECRETARY

Kathleen Austria
LA County Dept of Health Services
TREASURER

PROVISIONAL DIRECTORS

Joaquin Avalos
Santa Ana/Orange County
AT-LARGE

Shannon Boggs
Ventura County Child Support
ORGANIZING

Tony Bravo
LA County DCFS
AT-LARGE

Stephen Butler
Riverside County DPSS
COUNTIES

Grace Corso
LA County Dept of Health Services
REGISTERED NURSES

Linda Templeton Dent
LA County Treasurer/Tax Collector
MEMBER INVOLVEMENT

Cheryl Elam
Los Angeles Street Services
CITIES

David Green
LA County DCFS
AT-LARGE

Greg Hagans
City of Riverside
POLITICS

Muriel Jones
Santa Barbara County Probation
AT-LARGE

Rosie Martinez
LA County Dept of Public Health
SOCIAL & ECONOMIC JUSTICE

Dave Mulvey
Tri-County Regional Center
PRIVATE NONPROFITS

Angela Portillo
Ventura County District Attorney
EDUCATION & TRAINING

Amelia Sims
LA County Superior Court Reporter
COURTS

Harold A. Sterker Jr.
LA County Dept of Public Health
HEALTH

<http://www.seiu721.org>

November 20, 2008

Charles Evans
City Manager
City of Compton
205 S. Willowbrook Ave.
Compton, CA 90220

Re: Use of Blue Room at 600 N. Alameda on Saturday, December 6

Dear Mr. Evans:

SEIU 721 would like to use the Blue Room at 600 N. Alameda on Saturday, December 6, 2008 for our Stewards Training workshop.

We request the facility, security, and cleaning fees be waived and for the room to be made available on that day for this all important training.

Your assistance and support are much appreciated. Please let me know if you have any questions.

Thank you.

Sincerely,

Charles Leone
Worksite Organizer
SEIU Local 721

cc: Robert Burnette, General Services
Members of the Compton City Council

500 S Virgil Ave • Los Angeles CA 90020-1404 • Tel (213) 368-8660 • Fax (213) 360-8040
309 S Raymond Ave • Pasadena CA 91105-2807 • Tel (626) 463-0471 • Fax (626) 463-1053
4336 S Market St • Riverside CA 92501-3518 • Tel (951) 686-7372 • Fax (951) 684-2134
82-655 Indio Blvd • Indio CA 92201-3133 • Tel (760) 346-5506 • Fax (760) 342-8160

2472 Eastman Ave Ste 30 • Ventura CA 93003-5774 • Tel (805) 644-8291 • Fax (805) 644-7841
933 Castillo St • Santa Barbara CA 93101 • Tel (805) 963-4411 • Fax (805) 962-9643
1651 E 4th St Ste 120 • Santa Ana CA 92701-5141 • Tel (714) 543-1063 • Fax (714) 543-2871
42231 6th St W Ste 201 • Lancaster CA 93534 • Tel (661) 802-0977 • Fax (661) 974-7914

#3.

December 2, 2008

TO: MAYOR AND CITY COUNCIL MEMBERS
FROM: CITY ATTORNEY
SUBJECT: CITY ATTORNEY'S REPORT/CLAIM NO. I-8165

SUMMARY

Council will consider the claim of Farmers Insurance (Claim No. I-8165), presented to the City on July 15, 2008, pursuant to Govt. Code § 913.2.

BACKGROUND

On July 15, 2008, the above claim was presented to the City Controller by Farmers Insurance for payment made to their insured, Andwele Williams, for damages in the amount of \$4,702.17, as a result of an accident which occurred on February 1, 2008, when a City employee, while operating a City vehicle at the intersection of Alameda and Palmer Street, rear-ended their insured. Our employee admitted that he became distracted while operating his vehicle and rear-ended Claimant while Claimant was stopped at a red light.`

Liability is clear.

FINANCIAL IMPACT

Four Thousand Seven Hundred Two dollars and Seventeen cents (\$4,702.17).

RECOMMENDATION

Staff recommends payment of this claim.

_____/S/
CRAIG J. CORNWELL
CITY ATTORNEY

#3.

December 2, 2008

TO: MAYOR AND CITY COUNCIL MEMBERS
FROM: CITY ATTORNEY
SUBJECT: CITY ATTORNEY REPORT/CLAIM NO. 8182

SUMMARY

Council will consider the claim of Julio Rene Morales (Claim No. I-8185), presented to the City on October 22, 2008, pursuant to Govt. Code §§ 911.2.

BACKGROUND

On October 22, 2008, Julio Rene Morales presented the above Claim to the City Controller's office in an unspecified amount, for personal injuries that he sustained when he ran over an uncovered manhole, while riding his bicycle on Alameda, near the intersection of Euclid on or about June 3, 2008.

Cases such as this typically turn on whether the City had notice of the condition. There are no facts to show that the City had the requisite notice of the uncovered manhole.

FINANCIAL IMPACT

Unspecified.

RECOMMENDATION

Staff recommends that this claim be denied.

/S/
CRAIG J. CORNWELL
CITY ATTORNEY

December 2, 2008

TO: MAYOR AND CITY COUNCIL MEMBERS
FROM: CITY ATTORNEY
SUBJECT: CITY ATTORNEY REPORT/CLAIM NO. 8183

SUMMARY

Council will consider the claim of Jesus Maurice Sosa III (Claim No. I-8188), presented to the City on October 20, 2008, pursuant to Govt. Code § 915.

BACKGROUND

On October 20, 2008, Jesus Maurice Sosa III presented the above Claim to the City Controller's office for personal injuries and property damages that he allegedly incurred when his vehicle collided with a California State University police car on August 8, 2008 at the intersection of Central Avenue and Artesia Boulevard. According to Claimant, who was traveling east bound on Artesia, the driver of the other vehicle ran a red light while traveling south bound on Central Avenue and collided into him.

The City appears to have no liability in connection with this incident as there are no facts to show that the driver of the California State University police car was an agent or employee of the City of Compton. Furthermore, there is an issue of jurisdiction in that the incident appears to have occurred within the Central/Artesia boundary of the City of Carson.

FINANCIAL IMPACT

The amount claims exceeds \$10,000.

RECOMMENDATION

Staff recommends that this claim be denied.

/S/
CRAIG J. CORNWELL
CITY ATTORNEY

#3.

#4.

December 2, 2008

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: CITY ATTORNEY

**SUBJECT: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
COMPTON AMENDING CHAPTER XXI OF THE COMPTON
MUNICIPAL CODE BY ADDING A NEW SECTION 21-2
RELATING TO THE DIVERSION OF CONSTRUCTION AND
DEMOLITION WASTE**

SUMMARY

The City Council will consider enacting an Ordinance amending Chapter 21 of the Compton Municipal Code relating to the diversion of construction and demolition waste.

BACKGROUND

Staff is requesting that the City Council consider enactment of this ordinance in recognition of the fact that construction and demolition waste constitutes a substantial portion of the total volume of solid waste generated in the City, much of which is ultimately disposed of in solid waste landfills in Los Angeles County. These construction and demolition waste materials have significant potential for solid waste reduction, reuse, and recycling.

The purpose and intent of this proposed ordinance is to promote the reduction, reuse, and recycling of construction and demolition waste in order to protect the public health, welfare, and safety and to assist the City in meeting its statutory obligations under the California Integrated Waste Management Act of 1989 (AB 939), which requires that each local jurisdiction in the state divert from landfills 50 percent of all solid waste through source reduction, recycling, and composting activities.

The further purpose and intent of the provisions of this proposed ordinance is to ensure that all construction and demolition waste generated at covered projects in the City is processed at a facility or facilities which cause not less than 75% of such materials to be diverted from landfills in order to assist the City in meeting its statutory obligations under AB 939.

#4.

**Staff Report Re Ordinance
Amending Chapter 30 – Amend
Signs and Advertising Structures
September ___, 2008, Page 2**

FISCAL IMPACT

This ordinance has no negative fiscal impact on the City, but potentially a positive fiscal impact by assisting the City in its compliance with its statutory obligations under AB 939.

RECOMMEDATION

Staff recommends that the attached Ordinance be enacted.

CRAIG J. CORNWELL
CITYATTORNEY

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF COMPTON,
AMENDING CHAPTER XXI OF THE COMPTON
MUNICIPAL CODE BY ADDING A NEW SECTION 21-
2 RELATING TO THE DIVERSION OF
CONSTRUCTION AND DEMOLITION WASTE**

THE CITY COUNCIL OF THE CITY OF COMPTON DOES HEREBY ORDAIN AS
FOLLOWS:

Section 1. Chapter XXI of the Compton Municipal Code is amended by adding a new
Section 21-2 to read as follows:

“21-2. DIVERSION OF CONSTRUCTION AND DEMOLITION WASTE

21-2.1. Purpose and Intent.

- a. The provisions of this Section 21-2 are adopted in recognition of the fact that construction and demolition waste constitutes a substantial portion of the total volume of solid waste generated in the City, much of which is ultimately disposed of in solid waste landfills in Los Angeles County. These construction and demolition waste materials have significant potential for solid waste reduction, reuse, and recycling.
- b. The purpose and intent of the provisions of this Section 21-2 is to promote the reduction, reuse, and recycling of construction and demolition waste in order to protect the public health, welfare, and safety and to assist the City in meeting its statutory obligations under the California Integrated Waste Management Act of 1989 (AB 939), which requires that each local jurisdiction in the state divert from landfills 50 percent of all solid waste through source reduction, recycling, and composting activities.
- c. The further purpose and intent of the provisions of this Section 21-2 is to ensure that all construction and demolition waste generated at covered projects in the City is processed at a facility or facilities which cause not less than 75% of such materials to be diverted from landfills in order to assist the City in meeting its statutory obligations under AB 939.

21-2.2. Definitions.

For the purposes of this Section 21-2 of Chapter XXI, the terms and phrases set forth below will have the following definitions:

- a. “Construction and Demolition Waste” means used or discarded materials, packaging, and rubble resulting from covered projects that involve construction, remodeling, repair, or demolition operations on pavements, single-family and multi-family residences, commercial buildings, and other structures.
- b. “Commingled Loads of Construction and Demolition Waste” means construction and demolition waste that has been intermixed at the point of generation and has not been segregated by type or nature of materials prior to their collection or disposal.
- c. “Source Separated Loads of Construction and Demolition Waste” means construction and demolition waste that has been segregated at the point of generation by type or nature of materials prior to their collection or disposal.

21-2.3. Imposition of Diversion Requirements.

- a. The Building Official is authorized to impose the conditions and requirements set forth in this Section 21-2 upon permits that are issued for construction, renovation, and demolition projects described below, which projects meet the specified square footage, valuation, or other criteria, and are therefore deemed to be “covered projects:”

#4.

1. The construction of a new residential or commercial structure that involves 250 square feet or more of floor area, and that has a valuation equal to or exceeding \$10,000.
 2. The renovation of an existing residential or commercial structure that involves 250 square feet or more of floor area, and that has a valuation equal to or exceeding \$10,000.
 3. The construction of an accessory structure or other addition to an existing residential or commercial structure that involves 250 square feet or more of floor area, and that has a valuation equal to or exceeding \$10,000.
 4. A demolition project that involves a residential or commercial structure or structures on the same or abutting property that equals or exceeds 250 square feet in floor area, and that has a valuation equal to or exceeding \$10,000.
 5. The re-roofing of a structure that requires the removal of the existing roof.
- b. In calculating the square footage or the valuation of a construction or renovation project, the square footage or valuation of all structures that will be concurrently constructed or renovated by the applicant on the same property or abutting property will be included.

21-2.4. Exemptions.

- a. The following projects are exempt from the requirements of Subsection 21-2.3:
1. Work for which only a plumbing, electrical, or mechanical permit is required, and which the Building Official determines, based upon information provided by the applicant, will not generate more than one ton of construction or demolition waste.
 2. Seismic tie-down projects.
 3. Installation of prefabricated patio enclosures and covers where no foundation or other structural building modifications are required.
 4. Installation of prefabricated accessories, such as signs or antennas, where no structural building modifications are required.
 5. Construction or renovation projects that are less than 250 square feet in floor area.
 6. Construction or renovation projects that have a valuation of less than \$10,000.
 7. Construction or renovation projects that involve a roof, but the tear-off of the existing roof is not required.
 8. The construction of new fencing.
 9. Construction, renovation, or demolition work that the Building Official determines, based upon information provided by the applicant, will not generate more than one ton of construction or demolition waste.
- b. If an applicant for a project desires to obtain an exemption for that project, then the applicant must file with the Building Official an application for exemption stating all facts that support the requested exemption.
- c. The Building Official will review each application for exemption and determine whether an exemption is authorized by this section. The applicant will be notified of the Building Official's decision.

21-2.5. Submission of Waste Diversion Plans

a. An applicant for a permit for a covered project that meets the criteria set forth above in Subsection 21-2.3 may elect to comply with the diversion requirements of this Section 21-2 by following one of the two procedures specified below:

1. An applicant for a permit for a covered project may arrange with the City's franchised solid waste collector for one or more construction and demolition bins for the removal of all construction and demolition waste generated by the covered project that will not be salvaged or reused at the site of the covered project. The selection of this option will eliminate the need for a Waste Diversion Plan and the payment of an administrative fee but will not eliminate the required payment of a diversion performance deposit or the submission of a Waste Diversion Report.
2. An applicant for a permit for a covered project may self-haul all construction and demolition waste generated at the project site if a Waste Diversion Plan, in a form provided by the Building Official, is submitted by the applicant. This form will require the following information:
 - A. The vendor or the qualified facility or facilities that the permit applicant proposes to use to collect or to receive the types of materials that constitute the construction and demolition waste.
 - B. The estimated tonnage or volume of construction and demolition waste, by materials type, that is expected to be generated by the covered project.
 - C. The estimated tonnage or volume of construction and demolition waste, by materials type, that may reasonably be salvaged, recycled, reused, or otherwise diverted from disposal at a landfill.
 - D. The estimated tonnage or volume of construction and demolition waste that is expected to be disposed of in a landfill.

b. No construction or demolition permit will be issued to an applicant for any covered project under paragraph (a)(2) above unless the Building Official has approved the Waste Diversion Plan and has made the following findings:

1. The Waste Diversion Plan submitted by the applicant contains all of the information required by paragraph (a)(2) above; and
2. The Waste Diversion Plan indicates that at least 75 percent of all construction and demolition waste generated by the covered project will be diverted from disposal at a landfill; provided, however, that the Building Official may approve a diversion percentage that is less than 75 percent if the applicant provides reasonable written justification for that lower diversion percentage.

21-2.6. Submission of Waste Diversion Report

Prior to the final inspection of a covered project, or the issuance of any certificate of occupancy, or the release of any required diversion performance deposit, the permittee must submit additional information that is required by a Waste Diversion Report in a form to be provided by the Building Official. That additional information will include the following:

- a. If compliance with the diversion requirements of this Section 21-2 is based upon the procedures specified above in Subsection 21-2.5(a)(1) that authorize arrangements with the City’s franchised solid waste collector, then the permittee must submit the original or a photocopy of the document or documents evidencing the engagement of the franchised solid waste collector to collect and dispose of the construction and demolition waste generated at the site of the covered project.
- b. If compliance with the diversion requirements of this Section 21-2 is based upon the procedures specified above in Subsection 21-2.5(a)(2) that authorize self-hauling, then the permittee must submit the following:
 - 1. A copy of the previously approved Waste Diversion Plan for the covered project on which is noted the actual volume or weight of each type of material that has been diverted from disposal at a landfill, or that has been disposed of at a landfill, and the location or locations where those materials were transported.
 - 2. Photocopies of receipts, weight slips, or similar records of measurement from the vendor or from the facility or facilities that collected or received each type of material constituting the construction and demolition waste.
 - 3. Any additional information that the permittee deems to be relevant to a determination of its good faith efforts to comply with the diversion requirements set forth in Subsection 21-2.5(a)(2).

21-2.7. Payment of Administrative Fee.

An administrative fee in an amount established by resolution of the City Council must be paid by an applicant for a permit for a covered project that requires the submission of a Waste Diversion Plan. This administrative fee will be in an amount sufficient to cover the City’s costs for the processing and review of Waste Diversion Plans, Waste Diversion Reports, applications for diversion performance deposit refunds, and other documentation related to the administration of this Section 21-2.

21-2.8. Diversion Performance Deposit Requirements.

An applicant for a permit for a covered project must submit with the permit application a diversion performance deposit to guarantee compliance with the diversion requirements of this Section 21-2. The deposit must be payable to the City and must be in the form of cash or a cash equivalent, such as a personal check, certified check or cashier’s check. The amount of the deposit for each category of covered projects set forth above in Subsection 21-2.3 will be established by resolution of the City Council. The Building Official may, in the exercise of sound discretion, reduce the deposit for a covered project if it is determined that the amount of the required deposit is not commensurate with the volume of construction and demolition waste that is expected to be generated by the covered project.

21-2.9. Refund or Forfeiture of Diversion Performance Deposit.

- a. The permittee of a covered project may, within six months after its completion, obtain a refund of the diversion performance deposit by filing with the Building Official an application for a refund. The application must include information that demonstrates the permittee has either:
 - 1. Arranged for and used at the project site one or more construction and demolition bins provided by the City’s franchised solid waste collector for the removal of all construction and demolition waste generated at the site of the covered project; or

2. Complied with the diversion requirements set forth in the approved Waste Diversion Plan submitted in accordance with Subsection 21-2.5(a)(2).
- b. The Building Official will refund the entire diversion performance deposit for a covered project under any of the following circumstances:
 1. The permittee arranged for and used at the project site, on a continuous basis, one or more construction bins provided by the City's franchised solid waste collector for the collection and removal of all construction and demolition waste generated during the course of completion of the covered project.
 2. The permittee complied with the diversion requirements set forth in the approved Waste Diversion Plan and diverted from landfill disposal the required percentage of construction and demolition waste generated by the covered project.
 3. The application for a permit for a covered project is withdrawn or canceled before any construction, renovation, or demolition has commenced.
 4. The diversion performance deposit was erroneously paid by the permit applicant.
- c. The Building Official may authorize a partial refund, up to 75 percent of the diversion performance deposit, where the permittee did not achieve the required percentage of diversion specified in the Waste Diversion Plan, but the Building Official determines that the permittee made a good faith effort to comply with those diversion requirements and that attainment of those requirements was not feasible under the circumstances.
- d. If the Building Official determines that the permittee of a covered project has not made a good faith effort to achieve the required percentage of diversion specified in the Waste Diversion Plan, or if the permittee of a covered project fails within six months after the completion of a covered project to submit supporting information required by paragraphs (a)(1) or (a)(2) above, then the diversion performance deposit will be forfeited to the City.

21-2.10. Use of Diversion Performance Deposits.

Diversion performance deposits received by the Building Official will be deposited in a special account to be used only for the following purposes:

- a. The payment of refunds of diversion performance deposits.
- b. The payment of costs incurred in administering the City's construction and demolition waste diversion program, which costs are not covered by the administrative fee referenced above in Subsection 21-2.7.
- c. The development and implementation of additional policies and programs that are approved by the City Council to promote the diversion of construction and demolition waste from landfill disposal and to encourage the salvage, reuse, and recycling of that waste.

21-2.11. Duties of the Building Official.

The duties of the Building Official with regard to the implementation and enforcement of the provisions of this Section 21-2 consist of the following:

a. To develop and to make available to applicants for permits for covered projects the following forms:

1. Applications for exemption of projects from the diversion requirements of Subsection 21-2.3.
2. The Waste Diversion Plan that is referenced above in Subsection 21-2.5(a)(2).
3. The Waste Diversion Report that is referenced above in Subsection 21-2.6.
4. Forms related to diversion performance deposits to be paid to the City in accordance with Subsection 21-2.8.
5. Applications for the refund of diversion performance deposits as provided for in Subsection 21-2.9.
6. Forms related to the appeal of decisions made by the Building Official, as provided for in Subsection 21-2.12.

b. To distribute to permit applicants the name, address, telephone number, days and hours of operation, and schedule of rates and charges of one or more construction and demolition waste recycling facilities that meet the following criteria and that have been approved by the City Council:

1. A facility that provides to the City a written guarantee that it is currently achieving not less than a 75 percent diversion rate for all construction and demolition waste that is delivered to the premises of that facility.
2. A facility that provides to the City satisfactory evidence in writing that it has adequate capacity to receive and to process the tonnage of construction and demolition waste that is reasonably anticipated to be generated in the City and diverted from landfills on a daily, weekly, and monthly basis.
3. A facility that provides to the City satisfactory evidence in writing that it has obtained and maintains all permits, licenses, and other authorizations from federal, state, regional, county, and municipal agencies that are required for its operation as a construction and demolition waste recycling facility, and that such facility is in full regulatory compliance with those permits, licenses, and other authorizations.
4. A facility that has entered into a written agreement with the City for the processing and diversion of construction and demolition waste attributable to “covered projects” that are subject to City-issued permits, which agreement sets forth insurance and indemnification provisions and such other terms and conditions as may be approved by the City Council.

At its option, the City Council may designate one or more construction and demolition waste recycling facilities as a qualified recycling facility for use by the City’s franchised solid waste collector and by all permittees that are subject to the provisions of this Section 21-2, subject to such conditions, limitations, and exceptions as may be approved by the City Council with regard to the collection and disposal of commingled and source separated loads of construction and demolition waste.

c. To review permit applications for all covered projects to determine whether the diversion of at least 75 percent of the construction and demolition waste is feasible,

and, where such diversion is not feasible, to authorize a lower diversion rate.

Ordinance No. _____
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- d. To receive, review, approve, conditionally approve, or reject the Waste Diversion Plan submitted by a permit applicant for a covered project.
- e. To determine a permit applicant's entitlement to an exemption from the diversion requirements of Subsection 21-2.3.
- f. To determine the amount of the diversion performance deposit that is required to be paid for covered projects in accordance with Subsection 21-2.8.
- g. To review the Waste Diversion Report submitted by a permittee upon completion of a covered project and to determine compliance with the diversion requirements of this Section 21-2.
- h. To determine whether a diversion performance deposit paid to the City in accordance with Subsection 21-2.8 is to be refunded, in whole or in part, or is to be forfeited.

21-2.12. Appeals.

- a. An aggrieved applicant or permittee may appeal to the City Manager, or the City Manager's designee, any decision of the Building Official that relates to the denial of an exemption, the refusal to approve a Waste Diversion Plan or a Waste Diversion Report, or the refusal to refund the entire amount of a diversion performance deposit.
- b. A Notice of Appeal from the decision of the Building Official must be filed with the City Manager within 10 business days after that decision is made by the Building Official. Any failure to file a Notice of Appeal within that 10-day period will constitute a waiver of any objection to that decision, and the decision will be deemed final.
- c. The Notice of Appeal must describe the decision that is being appealed, the reasons why the decision is deemed to be in error, and must be accompanied by all supporting documentation.
- d. The City Manager will review the Notice of Appeal and the supporting documentation and will render a written decision on the appeal.

21-2.13. Diversion Information for Projects Not Covered.

The Building Official will provide information to applicants for permits for construction, renovation, repair, or demolition projects that do not meet the criteria for a "covered project" set forth above in Subsection 21-2.3, which information identifies methods, procedures, and recycling facilities that can be used to ensure the diversion from landfills of at least 75 percent of all project-related construction and demolition waste.

21-2.14. Evaluation by Building Official.

Within one year after the effective date of this Section 21-2, the Building Official must submit to the City Council a report on the effects of this Section 21-2, including but not limited to an assessment of whether Section 21-2 is achieving its stated goals and any recommended modifications to this Section 21-2.

21-2.15. Violations; Enforcement.

- a. It is unlawful for any person to engage in the construction, renovation, or demolition of a covered project in a manner that violates any provision of this Section 21-2.
- b. Any person violating any provisions of this Section 21.2 is subject to the enforcement and penalty provisions that are set forth in Subsection 21-1.11 of this Chapter XXI.

Section 2. Severability. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this ordinance is, for any reason, held to be invalid or unconstitutional by the decision of any court of 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 adopted this ordinance and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

Section 3. That a copy of this Ordinance shall be filed in the offices of the City Clerk, City Manager and City Attorney.

Section 4. That this Ordinance shall take effect thirty (30) days after its adoption.

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.

ADOPTED this _____ day of _____, 2008.

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, 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 _____ day of _____, 2008.

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

#5.

December 2, 2008

TO: MAYOR AND COUNCIL MEMBERS

FROM: CITY MANAGER

SUBJECT: RESOLUTIONS OF THE CITY COUNCIL OF THE CITY OF COMPTON PROVIDING FOR THE ISSUANCE OF WATER REVENUE BONDS, SERIES 2008 AND SEWER REVENUE BONDS, SERIES 2008 AND ORDINANCES REGARDING WATER AND SEWER RATES

SUMMARY

The two resolutions, each to be adopted by the City Council, authorize the issuance by the City of Water Revenue Bonds, Series 2008 and Sewer Revenue Bonds, Series 2008. The Phase I Water Projects to be financed by the Water Revenue Bonds include the following projects:

WB-1 Northwood & Crane - Installation of 2050 linear feet (LF) of 10" diameter main on Northwood from Laurel to Greenleaf. Installation of 5710 LF of 10" diameter main on Crane from Rosecrans to Alondra;

WB-2 Culver - Installation of 2020 LF of 12" diameter main on Oris from alley West of Culver to Acacia, 1760 LF of 12" diameter main on Culver from Oris to Rosecrans, 800 LF of 12" diameter main on Winona from Acacia to Willowbrook;

WB-3 Area around Well 15 - Installation of 6120 LF for replacement of undersized mains in the vicinity of well 15 (Glencoe, Bennett, Johnson, Oleander and Acacia);

WB-4 Long Beach Boulevard - Replacement of 1400 LF of undersized and over aged water main on Long Beach Boulevard from Alondra to Myrrh, 2750 LF from Greenleaf to Alondra, and 1400 LF from Myrrh to Compton, and replacement of 3,300 LF of undersized and over aged water main on Greenleaf from Santa Fe Avenue to Long Beach Boulevard;

WB-5 Area around Well 13 Phase 1 - Installation of 5160 LF to replace undersized mains in the vicinity of well 13 (Chester from Greenleaf to Alondra, Pearl from Greenleaf to Alondra and Bennett from Chester to Mayo.);

WB-6 Area around Well 13 Phase 2 - Installation of 5640 LF of 12" diameter pipe on Burris from Greenleaf to Caldwell, Glencoe from Long Beach to Burris, and Bennett from Mayo to Long Beach Boulevard;

WB-7 Catastrophic Failures - Annual capital replacements due to catastrophic failures of distribution lines, control devices and valves;

WB-8 New Well 21 - Installation of new water Well at Burrell Mc Donald Park;

WB-9 Compton -2 - Installation of 6470 LF Compton Boulevard from East Alameda to Butler and related service connections;

#5.

WB-10 Central Ave. - Installation of 10,090 LF of 12” diameter pipe on Central Avenue from Greenleaf to El Segundo Boulevard;

WB-11 Wilmington - Replacement of 2950 LF of 24” CC pipe on Wilmington with new 24” diameter from Artesia to Greenleaf; and

No.WB-12 Wilmington - Replacement of 15,060 LF of 6, 8 10”AC with new 12” diameter pipe from Greenleaf to Cressey.

The projects to be financed by the Sewer Revenue Bonds include the following Phase I Sewer Projects:

09-SW-1.2 Rosecrans/ Harris & East Replacement of 3000 LF of local sewers in the Rosecrans Boulevard East area;

09-SW02.2 Caldwell/Northwood Wilmington - Replacement of 4000 LF of local sewers in the Caldwell/Northwood area;

09-SW05.2 Catastrophic Failures - Capitalized cost of sewer operations and maintenance derived from Sewer Division work that has capital life span of at least 20 years;

10-SW03.2 FruitTown Sewers - Replacement of 6000 LF of local sewers in the FruitTown area, North Central area of the City; and

10-SW04.2 Willowbrook Sewer Main Replacement – Replacement of 9000 LF of main sewer on Willowbrook Avenue from Rosecrans to Alondra Boulevard and contiguous service area between Acacia Avenue and Alameda Street.

The resolutions by the City provide for the issuance of not more than \$45,000,000 of Water Revenue Bonds and not more than \$20,000,000 of Sewer Revenue Bonds for those purposes and authorize and direct the execution of the legal documents, including the Preliminary Official Statement for each series of the Bonds, approves the distribution of the Preliminary Official Statement and authorizes the sale of each series of the Bonds to the underwriter, Grigsby and Associates.

The adoption of the resolutions will occur after the process, including a public hearing on modifications to the water rates and sewer rates to be charged to users of the water and sewer systems of the City.

Two ordinances will also be submitted for consideration. One will establish new water service charges and the other new sewer service charges.

BACKGROUND--WATER

The City of Compton has two major sources of water. It currently has access to 5,780 acre feet of groundwater that is supplied via 6 wells. In addition, Metropolitan Water District of Southern California (MWD) supplies 40% to 60% of the City’s water demand. MWD has three active interconnections to the City. Currently, the City has plans to develop two additional wells each capable of producing 2,000 GPM (gallons per minute). Due to the topography of Compton, there is only one pressure zone. The wells and the

MWD connections are directly connected to the distribution system and any fluctuations in system pressure or flow deficiency is taken up by four 3-mg steel storage tanks that are “floating” on the system. All four tanks are interconnected and located on a single site at South Wilmington Ave.

The groundwater is of acceptable quality and meets all current state and federal EPA regulations. The groundwater is dosed by hypochlorite solution at each well site for disinfections purposes only. No other water treatment is provided.

Compton’s distribution pipe network consists of 155.6 miles of pipe varying in size from 2 to 24 inches. The majority of Compton’s distribution piping is over 50 years old. There is a variety of materials used for the water distribution piping. They include transite (asbestos cement), cast iron, steel, and ductile iron pipe. A significant portion of the City has undersized mains which are not capable of meeting the required fire flows. The City has a network of 1,011 fire hydrants through out the City. Some areas of the City exceed the fire hydrant spacing of 300 ft.

The City has a total of 14,700 residential and commercial water services. A portion of the City is served by outside water companies, namely Lynwood Water Department, Sativa Water, Park Water, Long Beach Water and Dominguez Water. There are interconnections between adjoining water districts to improve system reliability in case of water emergencies.

The water system suffers from chronic neglect and under investment in its maintenance and upkeep. There has not been a water rate increase since 1985, and that increase was not for capital improvements. Consequently, minimal resources have been available for the City to maintain and upgrade its water system. The City Water Department management and staff have done a commendable job operating the system given the lack of resources. In fact, the Water Department has taken some entrepreneurial initiatives to provide construction services to build water lines for private developments in order to increase revenue for the Water Department. Nevertheless, the magnitude of the problem is such that the total costs for completing all of the system replacement requirements in one action are estimated in the hundreds of millions of dollars. Therefore, the Water Department proposes to incrementally phase in necessary improvements to minimize fiscal impacts to its customers. In addition, projects were also reviewed in conjunction with the street paving program schedule to look for opportunities to coordinate with the sewer upgrade program in order to minimize cost and disruptions.

The City intends to finance capital improvements to the City’s water system through the issuance of the Water Revenue Bonds, Series 2008, including all Phase I water projects described above. Those improvements have an estimated cost of approximately \$35,000,000.

The water system improvements will be financed over a 30 year period. As a part of the financing, the City will agree to impose rates and charges on the users of the City’s water system to generate revenues equal to at least 150% of maximum annual debt service.

BACKGROUND—SEWER

The City of Compton's sewer collection and delivery system is comprised of approximately 147.1 miles of piping, ranging in size from 4 to 24 inches. The piping is connected via 2,899 4-ft diameter manholes. Compton's sewer flows all by gravity. Compton has an ongoing contract with LA County Sanitation District (LACSD) for the collection and treatment of its sewer. There are 101 connections to the LACSD. Most of the existing system has been constructed in the 1940's and 1950's.

The majority (94.92%) of the City's approximately 147.1 mile sewer system is performing adequately in terms of capacity including the additional loads due to the forecasted growth.

After review of system conditions, a 10-year prioritized capital improvement plan was developed, and to minimize fiscal impacts, improvements projects will be implemented in phases. As previously mentioned with regards to the water system improvements, sewer system projects were reviewed in conjunction with the street paving program schedule to look for opportunities to coordinate with the sewer upgrade program in order to minimize cost and disruptions.

It is anticipated that the replacement of the deficient sewer system not only will improve the performance of the sewer, but it will also save significant costs of the ongoing reactive maintenance as well as improving the customer service. The implementation of these recommendations will not however, preclude the need for preventive and routine maintenance of the sewer system.

The City intends to finance capital improvements to the City's sewer system through the issuance of the Sewer Revenue Bonds, Series 2008, including all Phase I Sewer Projects described above. Those improvements have an estimated cost of approximately \$14,600,000.

The sewer system improvements will be financed over a 30 year period. The debt service on the City's outstanding Sewer Revenue Bonds is expected to be approximately \$610,000 per year. The City currently has outstanding \$6,205,000 of existing Sewer Revenue Refunding Bonds, Series 1998. As a part of the financing, the City will agree to impose rates and charges on the users of the City's sewer system to generate revenues equal to at least 150% of maximum annual debt service on its outstanding bonds payable from sewer revenues.

COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

The California Environmental Quality Act (CEQA) provides for several areas of exemption. Class 1 includes "Operation, repair, maintenance or minor alteration of existing structures or facilities not expanding existing uses." Staff believes that this class of exemption can be applied to the proposed projects.

An environmental consultant will be retained. The City is required to complete the environmental review process and will do so. No project will be initiated until certified completion of the environmental process is received.

ORDINANCES REGARDING WATER AND SEWER SERVICE CHARGES

Pursuant to Article VI of the City Charter (the “Charter”), the City is authorized to introduce and, within not less than five days following introduction, adopt ordinances, by the affirmative vote of at least three council members. The City is empowered by the Compton Municipal Code (“CMC”) Chapter XXIII (the Sewer and Water Code) to prescribe rates and charges for its water collection, treatment and delivery system (the City Water System) in the rules and regulations of the Water Department and to prescribe rates and charges for the sewer collection and delivery system (the City Sewer System). The City has caused a written report entitled “City of Compton: Water Rate Analysis” dated October 10, 2008, to be prepared and filed with the City Clerk. This Report includes (a) a description of the Water System, (b) a description of the annual revenue requirements of the Water System, (c) the method by which the water rates will be calculated and (d) the amount of the water rates for each fiscal year commencing 2008-09 through 20013-14. Similarly, the City has caused a written report entitled “City of Compton: Sewer Capital Improvement Program Surcharge Final Report”, also dated October 10, 2008, to be prepared and filed with the City Clerk. This Report includes (a) a description of the Sewer System, (b) a description of the annual revenue requirements of the Sewer System, (c) the method by which the sewer rates will be calculated and (d) the amount of the sewer rates for each fiscal year commencing 2008-09 through 20013-14. The water and sewer rates are summarized below:

WATER RATES AND CHARGES - METERS.

The following rates and charges are hereby fixed and established as the rates and charges to be made and collected for water furnished by the Water Department:

(a) For the purpose of establishing water rates, the area served by the Department is hereby divided into two (2) classes, designated as Classes “A” and “B” respectively. Class “A” shall include all areas within the City limits, and Class “B” shall include all of the areas served by the Department outside the City limits.

(b) Charges for all water furnished in the area included within Class “A,” except for water used for construction purposes as set forth under “Rates and Charges: Construction”, shall be billed monthly at the following rates in the following fiscal years:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
per 100 cu. ft.	\$1.38	\$1.74	\$2.20	\$2.67	\$3.09	\$3.09

(c) For all meters, not including those delivering both water for domestic use and standby fire service, the minimum monthly charge shall be billed according to the size of the meter. The minimum monthly charges shall be as follows for the following meter sizes in the following fiscal years:

#5.

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
3/4"	\$16.76	\$20.12	\$24.14	\$27.76	\$30.54	\$30.54
1"	21.71	26.05	31.26	35.95	39.54	39.54
1-1/2"	39.53	47.44	56.93	65.47	72.01	72.01
2"	55.62	66.74	80.09	92.11	101.32	101.32
4"	122.29	146.75	176.09	202.51	222.76	222.76
6"	205.38	246.46	295.75	340.11	374.12	374.12
2" CPM*	78.46	94.15	112.99	129.93	142.93	142.93
3" CPM*	114.62	137.54	165.05	189.81	208.79	208.79
4" CPM*	159.34	191.20	229.44	263.86	290.25	290.25

* "CPM" indicates compound meters.

(d) For meters delivering both water for domestic use and standby fire service, the minimum monthly charge shall be the minimum as established above for the size of the bypass meter (for domestic use), plus the standby charge for fire service as established under "Fire Service: Standby Charge" and will include the charge for water used at the above rates up to the total amount of said minimum and standby charge.

(e) All water furnished in the area included within Class "B" shall be subject to a monthly charge of fifty (50%) percent in excess of the rates and charges established above, except that the charge for standby fire service for those meters delivering water for both domestic use and fire service shall not be so increased.

(f) Charges for capital improvements to the system for monthly at the following rates in the following fiscal years:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
per account	\$11.07	\$13.28	\$15.93	\$18.32	\$20.16	\$35.90

SEWER CAPITAL IMPROVEMENT PROGRAM CHARGES.

The following rates and charges are hereby fixed and established as the rates and charges to be made and collected for the capital improvement program for the sewer system:

(a) Capital improvement program charges for all sewer services furnished in the City shall be billed monthly at the following rates in the following fiscal years for each 100 cubic feet of water used as determined by the Water Department:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
per 100 cu. ft.	\$ -	\$0.285	\$0.563	\$0.601	\$0.617	\$0.638

(b) The rates and charges established pursuant to subdivision (a) this Section are in addition to, and shall have no effect on, any other rates and charges the City may currently levy or hereafter establish in connection with the operation and maintenance of the sewer system

The Water Department caused a notice of the time and place of the public hearing on the proposed water and sewer rates to be mailed in the time and manner and

with contents as prescribed by Section 6 of Article XIII D of the California Constitution (“Proposition 218”).

STATEMENT OF THE ISSUE

The City staff and financing team believe that the capital improvements to the City’s water and sewer systems have significant value to the City. In order to move forward with the completion of these financings, Council approval of the issuance of the Water Revenue Bonds and the Sewer Revenue Bonds is required.

The Water Revenue Bonds, Series 2008, up to a maximum amount of \$45,000,000, will only be awarded if the true interest cost is less than 8% and the underwriting compensation is less than 1%. The City Manager and the Director of Finance are authorized under the resolutions to award the Water Revenue Bonds.

The Sewer Revenue Bonds, Series 2008, up to a maximum amount of \$20,000,000, will only be awarded if the true interest cost is less than 8% and the underwriting compensation is less than 1%. The City Manager and the Director of Finance are authorized under the resolutions to award the Sewer Revenue Bonds. Along with the \$6,205,000 outstanding amount of the existing Series 1998 Sewer Revenue Bonds, the current estimated costs of the new projects and the estimated amounts required for costs of issuance, and debt service reserves, the current projected principal amount of all outstanding Sewer Revenue Bonds is estimated to be \$24,355,000.

FISCAL IMPACT

The City Council at this meeting is considering adjustments to the water and sewer rates in the City sufficient to allow for the payment of the Water Revenue Bonds and the Sewer Revenue Bonds.

RECOMMENDATION

The City Council authorizes the issuance by the City of Water Revenue Bonds, Series 2008 and Sewer Revenue Bonds, Series 2008 and adopts the proposed new water and sewer rate ordinances.

CHARLES EVANS
CITY MANAGER

(WATER RATE ORDINANCE)

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTER XXIII OF THE COMPTON MUNICIPAL CODE TO ESTABLISH NEW WATER SERVICE CHARGES

WHEREAS, pursuant to Article VI of the Charter (the “Charter”) of the City of Compton (the “City”), the City is authorized to introduce and, within not less than five days following introduction, adopt ordinances, by the affirmative vote of at least three councilmembers; and

WHEREAS, the City is empowered by the Compton Municipal Code (“CMC”) Chapter XXIII (the “Water Code”) to prescribe rates and charges for the water collection, treatment and delivery system of the City (the “Water System”) in the rules and regulations of the Municipal Water Department of the City (the “Water Department”); and

WHEREAS, pursuant to the Water Code, the City Council hereby elects to establish new fees and charges upon users of the Water System (the “Water Rates”) sufficient to meet the annual maintenance and operations costs, debt service expenses and projected capital expenses of the Water System; and

WHEREAS, the City has caused a written report entitled “City of Compton: Water Rate Analysis” dated October 10, 2008 (the “Report”), to be prepared and filed with the Clerk of the City (the “Clerk”); and

WHEREAS, the Report includes (a) a description of the Water System, (b) a description of the annual revenue requirements of the Water System, (c) the method by which the Water Rates will be calculated and (d) the amount of the Water Rates for each fiscal year commencing 2008-09 through 20013-14; and

WHEREAS, on October 7, 2008, the City Council scheduled a public hearing regarding the Water Rates for November 25, 2008, and directed the Water Department to provide for mailed notice of the public hearing; and

WHEREAS, the Water Department caused a notice of the time and place of the hearing to be mailed in the time and manner and with contents as prescribed by Section 6 of Article XIII D of the California Constitution (“Proposition 218”); and

WHEREAS, on November 25, 2008, at the time and place set forth in the notice, the City Council conducted a public hearing to determine whether the Water Rates were discriminatory or excessive, and heard and considered all objections and protests thereto; and

WHEREAS, the City Council determined at the close of the public hearing that written protests had not been presented by a majority of owners of the affected parcels; and

WHEREAS, the council hereby determines that the Water Rates set forth in Section 2 hereof do not exceed the reasonable estimated cost of providing the services for which such fees are charged.

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

Section 1. That the foregoing recitals are true and correct and this Council hereby so finds and determines.

Section 2. That Section 1 of Article 1 (Rules And Regulations Governing The Rates And Operations Of The Compton Municipal Water Department) of the APPENDIX TO CHAPTER XXIII of the Compton Municipal Code is hereby re-enacted as follows:

SEC. 1. RATES AND CHARGES - METERS.

The following rates and charges are hereby fixed and established as the rates and charges to be made and collected for water furnished by the Water Department:

(a) For the purpose of establishing water rates, the area served by the Department is hereby divided into two (2) classes, designated as Classes “A” and “B” respectively. Class “A” shall include all areas within the City limits, and Class “B” shall include all of the areas served by the Department outside the City limits.

(b) Charges for all water furnished in the area included within Class “A,” except for water used for construction purposes as set forth under “Rates and Charges: Construction”, shall be billed monthly at the following rates in the following fiscal years:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
per 100 cu. ft.	\$1.38	\$1.74	\$2.20	\$2.67	\$3.09	\$3.09

(c) For all meters, not including those delivering both water for domestic use and standby fire service, the minimum monthly charge shall be billed according to the size of the meter. The minimum monthly charges shall be as follows for the following meter sizes in the following fiscal years:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
3/4"	\$16.76	\$20.12	\$24.14	\$27.76	\$30.54	\$30.54
1"	21.71	26.05	31.26	35.95	39.54	39.54
1-1/2"	39.53	47.44	56.93	65.47	72.01	72.01
2"	55.62	66.74	80.09	92.11	101.32	101.32
4"	122.29	146.75	176.09	202.51	222.76	222.76
6"	205.38	246.46	295.75	340.11	374.12	374.12
2" CPM*	78.46	94.15	112.99	129.93	142.93	142.93
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* “CPM” indicates compound meters.

(d) For meters delivering both water for domestic use and standby fire service, the minimum monthly charge shall be the minimum as established above for the size of the bypass meter (for domestic use), plus the standby charge for fire service as established under “Fire Service: Standby Charge” and will include the charge for water used at the above rates up to the total amount of said minimum and standby charge.

(e) All water furnished in the area included within Class “B” shall be subject to a monthly charge of fifty (50%) percent in excess of the rates and charges established above, except that the charge for standby fire service for those meters delivering water for both domestic use and fire service shall not be so increased.

(f) Charges for capital improvements to the system for water furnished in the areas included within Classes “A” and “B”, shall be billed monthly at the following rates in the following fiscal years:

	FY	FY	FY	FY	FY	FY
	2008/2009	2009/2010	2010/2011	2011/2012	2012/2013	2013/2014
per account	\$11.07	\$13.28	\$15.93	\$18.32	\$20.16	\$35.90

Section 3. That the adoption of these Water Rates complies with Proposition 218.

Section 4. That the City Council declares that, should any provision, section, paragraph, sentence or word of this Ordinance hereby adopted be rendered or declared invalid by any final court action in a court of competent jurisdiction, or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences or words of this Ordinance hereby adopted shall remain in full force and effect.

Section 5. That a copy of this Ordinance shall be filed in the offices of the City Manager, City Attorney, Municipal Water Department, Public Works Department, City Controller, and City Treasurer.

Section 6. That the City Clerk of the City of Compton, pursuant to Section 609 of Article VI of the Charter, shall cause a copy of this Ordinance to be published at least once in a newspaper of general circulation in the City within fifteen days after its adoption. Sufficient copies of this Ordinance shall be maintained in the office of the City Clerk for inspection by the public at all times during regular office hours. The enactment and publication of this Ordinance, coupled with availability of copies of this Ordinance for inspection by the public, shall be deemed held and considered to be due and legal publication of all provisions of this Ordinance for all purposes.

Section 7. That this Ordinance shall take effect thirty (30) days after its adoption.

Section 8. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Ordinance.

Ordinance No. _____
Page 4 of 3

ADOPTED this 2nd day of December, 2008.

**MAYOR OF THE CITY OF
COMPTON**

**CITY CLERK OF THE
CITY OF COMPTON**

**STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON**

I, Alita Godwin, CMC, City Clerk of the City of Compton, hereby certify that the foregoing Ordinance was passed and 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 December 2, 2008, by the following vote:

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

CITY CLERK OF THE CITY OF COMPTON

CLERK’S CERTIFICATE

I, Alita Godwin, CMC, City Clerk of the City of Compton, do hereby certify as follows:

The foregoing ordinance is a full, true and correct copy of an ordinance duly adopted at a regular meeting of the City Council of said City duly and regularly held at the regular meeting place thereof on the 2nd day of December, 2008, of which meeting all of the members of said City Council had due notice and at which a majority thereof were present; and that at said meeting said ordinance was adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

An agenda of said meeting was posted at least 72 hours before said meeting at City Hall, 205 South Willowbrook Avenue, Compton, California 90220, a location freely accessible to members of the public, and a brief description of said resolution appeared on said agenda.

I have carefully compared the foregoing with the original minutes of said meeting on file and of record in my office, and the foregoing is a full, true and correct copy of the original ordinance adopted at said meeting and entered in said minutes.

Said ordinance has not been amended, modified or rescinded since the date of its adoption and the same will become effective 30 days from the date of its adoption.

Dated: _____, 2008.

Alita Godwin, CMC,
City Clerk of the City of Compton

#6.

December 2, 2008

TO: MAYOR AND COUNCIL MEMBERS

FROM: CITY MANAGER

SUBJECT: RESOLUTIONS OF THE CITY COUNCIL OF THE CITY OF COMPTON PROVIDING FOR THE ISSUANCE OF WATER REVENUE BONDS, SERIES 2008 AND SEWER REVENUE BONDS, SERIES 2008 AND ORDINANCES REGARDING WATER AND SEWER RATES

SUMMARY

The two resolutions, each to be adopted by the City Council, authorize the issuance by the City of Water Revenue Bonds, Series 2008 and Sewer Revenue Bonds, Series 2008. The Phase I Water Projects to be financed by the Water Revenue Bonds include the following projects:

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WB-2 Culver - Installation of 2020 LF of 12" diameter main on Oris from alley West of Culver to Acacia, 1760 LF of 12" diameter main on Culver from Oris to Rosecrans, 800 LF of 12" diameter main on Winona from Acacia to Willowbrook;

WB-3 Area around Well 15 - Installation of 6120 LF for replacement of undersized mains in the vicinity of well 15 (Glencoe, Bennett, Johnson, Oleander and Acacia);

WB-4 Long Beach Boulevard - Replacement of 1400 LF of undersized and over aged water main on Long Beach Boulevard from Alondra to Myrrh, 2750 LF from Greenleaf to Alondra, and 1400 LF from Myrrh to Compton, and replacement of 3,300 LF of undersized and over aged water main on Greenleaf from Santa Fe Avenue to Long Beach Boulevard;

WB-5 Area around Well 13 Phase 1 - Installation of 5160 LF to replace undersized mains in the vicinity of well 13 (Chester from Greenleaf to Alondra, Pearl from Greenleaf to Alondra and Bennett from Chester to Mayo.);

WB-6 Area around Well 13 Phase 2 - Installation of 5640 LF of 12" diameter pipe on Burris from Greenleaf to Caldwell, Glencoe from Long Beach to Burris, and Bennett from Mayo to Long Beach Boulevard;

WB-7 Catastrophic Failures - Annual capital replacements due to catastrophic failures of distribution lines, control devices and valves;

WB-8 New Well 21 - Installation of new water Well at Burrell Mc Donald Park;

WB-9 Compton -2 - Installation of 6470 LF Compton Boulevard from East Alameda to Butler and related service connections;

#6.

WB-10 Central Ave. - Installation of 10,090 LF of 12” diameter pipe on Central Avenue from Greenleaf to El Segundo Boulevard;

WB-11 Wilmington - Replacement of 2950 LF of 24” CC pipe on Wilmington with new 24” diameter from Artesia to Greenleaf; and

No.WB-12 Wilmington - Replacement of 15,060 LF of 6, 8 10”AC with new 12” diameter pipe from Greenleaf to Cressey.

The projects to be financed by the Sewer Revenue Bonds include the following Phase I Sewer Projects:

09-SW-1.2 Rosecrans/ Harris & East Replacement of 3000 LF of local sewers in the Rosecrans Boulevard East area;

09-SW02.2 Caldwell/Northwood Wilmington - Replacement of 4000 LF of local sewers in the Caldwell/Northwood area;

09-SW05.2 Catastrophic Failures - Capitalized cost of sewer operations and maintenance derived from Sewer Division work that has capital life span of at least 20 years;

10-SW03.2 FruitTown Sewers - Replacement of 6000 LF of local sewers in the FruitTown area, North Central area of the City; and

10-SW04.2 Willowbrook Sewer Main Replacement – Replacement of 9000 LF of main sewer on Willowbrook Avenue from Rosecrans to Alondra Boulevard and contiguous service area between Acacia Avenue and Alameda Street.

The resolutions by the City provide for the issuance of not more than \$45,000,000 of Water Revenue Bonds and not more than \$20,000,000 of Sewer Revenue Bonds for those purposes and authorize and direct the execution of the legal documents, including the Preliminary Official Statement for each series of the Bonds, approves the distribution of the Preliminary Official Statement and authorizes the sale of each series of the Bonds to the underwriter, Grigsby and Associates.

The adoption of the resolutions will occur after the process, including a public hearing on modifications to the water rates and sewer rates to be charged to users of the water and sewer systems of the City.

Two ordinances will also be submitted for consideration. One will establish new water service charges and the other new sewer service charges.

BACKGROUND--WATER

The City of Compton has two major sources of water. It currently has access to 5,780 acre feet of groundwater that is supplied via 6 wells. In addition, Metropolitan Water District of Southern California (MWD) supplies 40% to 60% of the City’s water demand. MWD has three active interconnections to the City. Currently, the City has plans to develop two additional wells each capable of producing 2,000 GPM (gallons per minute). Due to the topography of Compton, there is only one pressure zone. The wells and the

MWD connections are directly connected to the distribution system and any fluctuations in system pressure or flow deficiency is taken up by four 3-mg steel storage tanks that are “floating” on the system. All four tanks are interconnected and located on a single site at South Wilmington Ave.

The groundwater is of acceptable quality and meets all current state and federal EPA regulations. The groundwater is dosed by hypochlorite solution at each well site for disinfections purposes only. No other water treatment is provided.

Compton’s distribution pipe network consists of 155.6 miles of pipe varying in size from 2 to 24 inches. The majority of Compton’s distribution piping is over 50 years old. There is a variety of materials used for the water distribution piping. They include transite (asbestos cement), cast iron, steel, and ductile iron pipe. A significant portion of the City has undersized mains which are not capable of meeting the required fire flows. The City has a network of 1,011 fire hydrants through out the City. Some areas of the City exceed the fire hydrant spacing of 300 ft.

The City has a total of 14,700 residential and commercial water services. A portion of the City is served by outside water companies, namely Lynwood Water Department, Sativa Water, Park Water, Long Beach Water and Dominguez Water. There are interconnections between adjoining water districts to improve system reliability in case of water emergencies.

The water system suffers from chronic neglect and under investment in its maintenance and upkeep. There has not been a water rate increase since 1985, and that increase was not for capital improvements. Consequently, minimal resources have been available for the City to maintain and upgrade its water system. The City Water Department management and staff have done a commendable job operating the system given the lack of resources. In fact, the Water Department has taken some entrepreneurial initiatives to provide construction services to build water lines for private developments in order to increase revenue for the Water Department. Nevertheless, the magnitude of the problem is such that the total costs for completing all of the system replacement requirements in one action are estimated in the hundreds of millions of dollars. Therefore, the Water Department proposes to incrementally phase in necessary improvements to minimize fiscal impacts to its customers. In addition, projects were also reviewed in conjunction with the street paving program schedule to look for opportunities to coordinate with the sewer upgrade program in order to minimize cost and disruptions.

The City intends to finance capital improvements to the City’s water system through the issuance of the Water Revenue Bonds, Series 2008, including all Phase I water projects described above. Those improvements have an estimated cost of approximately \$35,000,000.

The water system improvements will be financed over a 30 year period. As a part of the financing, the City will agree to impose rates and charges on the users of the City’s water system to generate revenues equal to at least 150% of maximum annual debt service.

BACKGROUND—SEWER

The City of Compton's sewer collection and delivery system is comprised of approximately 147.1 miles of piping, ranging in size from 4 to 24 inches. The piping is connected via 2,899 4-ft diameter manholes. Compton's sewer flows all by gravity. Compton has an ongoing contract with LA County Sanitation District (LACSD) for the collection and treatment of its sewer. There are 101 connections to the LACSD. Most of the existing system has been constructed in the 1940's and 1950's.

The majority (94.92%) of the City's approximately 147.1 mile sewer system is performing adequately in terms of capacity including the additional loads due to the forecasted growth.

After review of system conditions, a 10-year prioritized capital improvement plan was developed, and to minimize fiscal impacts, improvements projects will be implemented in phases. As previously mentioned with regards to the water system improvements, sewer system projects were reviewed in conjunction with the street paving program schedule to look for opportunities to coordinate with the sewer upgrade program in order to minimize cost and disruptions.

It is anticipated that the replacement of the deficient sewer system not only will improve the performance of the sewer, but it will also save significant costs of the ongoing reactive maintenance as well as improving the customer service. The implementation of these recommendations will not however, preclude the need for preventive and routine maintenance of the sewer system.

The City intends to finance capital improvements to the City's sewer system through the issuance of the Sewer Revenue Bonds, Series 2008, including all Phase I Sewer Projects described above. Those improvements have an estimated cost of approximately \$14,600,000.

The sewer system improvements will be financed over a 30 year period. The debt service on the City's outstanding Sewer Revenue Bonds is expected to be approximately \$610,000 per year. The City currently has outstanding \$6,205,000 of existing Sewer Revenue Refunding Bonds, Series 1998. As a part of the financing, the City will agree to impose rates and charges on the users of the City's sewer system to generate revenues equal to at least 150% of maximum annual debt service on its outstanding bonds payable from sewer revenues.

COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

The California Environmental Quality Act (CEQA) provides for several areas of exemption. Class 1 includes "Operation, repair, maintenance or minor alteration of existing structures or facilities not expanding existing uses." Staff believes that this class of exemption can be applied to the proposed projects.

An environmental consultant will be retained. The City is required to complete the environmental review process and will do so. No project will be initiated until certified completion of the environmental process is received.

ORDINANCES REGARDING WATER AND SEWER SERVICE CHARGES

Pursuant to Article VI of the City Charter (the “Charter”), the City is authorized to introduce and, within not less than five days following introduction, adopt ordinances, by the affirmative vote of at least three council members. The City is empowered by the Compton Municipal Code (“CMC”) Chapter XXIII (the Sewer and Water Code) to prescribe rates and charges for its water collection, treatment and delivery system (the City Water System) in the rules and regulations of the Water Department and to prescribe rates and charges for the sewer collection and delivery system (the City Sewer System). The City has caused a written report entitled “City of Compton: Water Rate Analysis” dated October 10, 2008, to be prepared and filed with the City Clerk. This Report includes (a) a description of the Water System, (b) a description of the annual revenue requirements of the Water System, (c) the method by which the water rates will be calculated and (d) the amount of the water rates for each fiscal year commencing 2008-09 through 20013-14. Similarly, the City has caused a written report entitled “City of Compton: Sewer Capital Improvement Program Surcharge Final Report”, also dated October 10, 2008, to be prepared and filed with the City Clerk. This Report includes (a) a description of the Sewer System, (b) a description of the annual revenue requirements of the Sewer System, (c) the method by which the sewer rates will be calculated and (d) the amount of the sewer rates for each fiscal year commencing 2008-09 through 20013-14. The water and sewer rates are summarized below:

WATER RATES AND CHARGES - METERS.

The following rates and charges are hereby fixed and established as the rates and charges to be made and collected for water furnished by the Water Department:

(a) For the purpose of establishing water rates, the area served by the Department is hereby divided into two (2) classes, designated as Classes “A” and “B” respectively. Class “A” shall include all areas within the City limits, and Class “B” shall include all of the areas served by the Department outside the City limits.

(b) Charges for all water furnished in the area included within Class “A,” except for water used for construction purposes as set forth under “Rates and Charges: Construction”, shall be billed monthly at the following rates in the following fiscal years:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
per 100 cu. ft.	\$1.38	\$1.74	\$2.20	\$2.67	\$3.09	\$3.09

(c) For all meters, not including those delivering both water for domestic use and standby fire service, the minimum monthly charge shall be billed according to the size of the meter. The minimum monthly charges shall be as follows for the following meter sizes in the following fiscal years:

#6.

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
3/4"	\$16.76	\$20.12	\$24.14	\$27.76	\$30.54	\$30.54
1"	21.71	26.05	31.26	35.95	39.54	39.54
1-1/2"	39.53	47.44	56.93	65.47	72.01	72.01
2"	55.62	66.74	80.09	92.11	101.32	101.32
4"	122.29	146.75	176.09	202.51	222.76	222.76
6"	205.38	246.46	295.75	340.11	374.12	374.12
2" CPM*	78.46	94.15	112.99	129.93	142.93	142.93
3" CPM*	114.62	137.54	165.05	189.81	208.79	208.79
4" CPM*	159.34	191.20	229.44	263.86	290.25	290.25

* "CPM" indicates compound meters.

(d) For meters delivering both water for domestic use and standby fire service, the minimum monthly charge shall be the minimum as established above for the size of the bypass meter (for domestic use), plus the standby charge for fire service as established under "Fire Service: Standby Charge" and will include the charge for water used at the above rates up to the total amount of said minimum and standby charge.

(e) All water furnished in the area included within Class "B" shall be subject to a monthly charge of fifty (50%) percent in excess of the rates and charges established above, except that the charge for standby fire service for those meters delivering water for both domestic use and fire service shall not be so increased.

(f) Charges for capital improvements to the system for monthly at the following rates in the following fiscal years:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
per account	\$11.07	\$13.28	\$15.93	\$18.32	\$20.16	\$35.90

SEWER CAPITAL IMPROVEMENT PROGRAM CHARGES.

The following rates and charges are hereby fixed and established as the rates and charges to be made and collected for the capital improvement program for the sewer system:

(a) Capital improvement program charges for all sewer services furnished in the City shall be billed monthly at the following rates in the following fiscal years for each 100 cubic feet of water used as determined by the Water Department:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
per 100 cu. ft.	\$ -	\$0.285	\$0.563	\$0.601	\$0.617	\$0.638

(b) The rates and charges established pursuant to subdivision (a) this Section are in addition to, and shall have no effect on, any other rates and charges the City may currently levy or hereafter establish in connection with the operation and maintenance of the sewer system

The Water Department caused a notice of the time and place of the public hearing on the proposed water and sewer rates to be mailed in the time and manner and

with contents as prescribed by Section 6 of Article XIII D of the California Constitution (“Proposition 218”).

STATEMENT OF THE ISSUE

The City staff and financing team believe that the capital improvements to the City’s water and sewer systems have significant value to the City. In order to move forward with the completion of these financings, Council approval of the issuance of the Water Revenue Bonds and the Sewer Revenue Bonds is required.

The Water Revenue Bonds, Series 2008, up to a maximum amount of \$45,000,000, will only be awarded if the true interest cost is less than 8% and the underwriting compensation is less than 1%. The City Manager and the Director of Finance are authorized under the resolutions to award the Water Revenue Bonds.

The Sewer Revenue Bonds, Series 2008, up to a maximum amount of \$20,000,000, will only be awarded if the true interest cost is less than 8% and the underwriting compensation is less than 1%. The City Manager and the Director of Finance are authorized under the resolutions to award the Sewer Revenue Bonds. Along with the \$6,205,000 outstanding amount of the existing Series 1998 Sewer Revenue Bonds, the current estimated costs of the new projects and the estimated amounts required for costs of issuance, and debt service reserves, the current projected principal amount of all outstanding Sewer Revenue Bonds is estimated to be \$24,355,000.

FISCAL IMPACT

The City Council at this meeting is considering adjustments to the water and sewer rates in the City sufficient to allow for the payment of the Water Revenue Bonds and the Sewer Revenue Bonds.

RECOMMENDATION

The City Council authorizes the issuance by the City of Water Revenue Bonds, Series 2008 and Sewer Revenue Bonds, Series 2008 and adopts the proposed new water and sewer rate ordinances.

CHARLES EVANS
CITY MANAGER

(SEWER RATE ORDINANCE)

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
COMPTON AMENDING CHAPTER XXIII TO THE COMPTON
MUNICIPAL CODE TO ESTABLISH NEW SEWER SERVICE
CHARGES

WHEREAS, pursuant to Article VI of the Charter (the “Charter”) of the City of Compton (the “City”), the City is authorized to introduce and, within not less than five days following introduction, adopt ordinances, by the affirmative vote of at least three councilmembers; and

WHEREAS, the City is empowered by the Compton Municipal Code (“CMC”) Chapter XXIII (Sewer and Water) (the “Sewer and Water Code”) to prescribe rates and charges for the sewer collection and delivery system of the City (the “Sewer System”); and

WHEREAS, pursuant to the Sewer and Water Code, the City Council hereby elects to establish new fees and charges upon users of the Sewer System (the “Sewer Rates”) sufficient to meet the annual maintenance and operations costs, debt service expenses and projected capital expenses of the Sewer System; and

WHEREAS, the City has caused a written report entitled “City of Compton: Sewer Capital Improvement Program Surcharge Final Report”, dated October 10, 2008 (the “Report”), to be prepared and filed with the Clerk of the City (the “Clerk”); and

WHEREAS, the Report includes (a) a description of the Sewer System, (b) a description of the annual revenue requirements of the Sewer System, (c) the method by which the Sewer Rates will be calculated and (d) the amount of the Sewer Rates for each fiscal year commencing 2008-09 through 20013-14; and

WHEREAS, on October 7, 2008, the City Council scheduled a public hearing regarding the Water Rates for November 25, 2008, and directed the Water Department to provide for mailed notice of the public hearing; and

WHEREAS, the Water Department caused a notice of the time and place of the hearing to be mailed in the time and manner and with contents as prescribed by Section 6 of Article XIII D of the California Constitution (“Proposition 218”); and

WHEREAS, on November 25, 2008, at the time and place set forth in the notice, the City Council conducted a public hearing to determine whether the Sewer Rates were discriminatory or excessive, and heard and considered all objections and protests thereto; and

WHEREAS, the City Council determined at the close of the public hearing that written protests had not been presented by a majority of owners of the affected parcels; and

WHEREAS, the council hereby determines that the Sewer Rates set forth in Section 2 hereof do not exceed the reasonable estimated cost of providing the services for which such fees are charged.

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

Section 1. That the foregoing recitals are true and correct and this Council hereby so finds and determines.

Section 2. That Section 23-2.29 of Chapter XXIII of the Compton Municipal Code is hereby enacted as follows:

SEC. 23-2.29. CAPITAL IMPROVEMENT PROGRAM CHARGES.

The following rates and charges are hereby fixed and established as the rates and charges to be made and collected for the capital improvement program for the sewer system:

(a) Capital improvement program charges for all sewer services furnished in the City shall be billed monthly at the following rates in the following fiscal years for each 100 cubic feet of water used as determined by the Water Department:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
per 100 cu. ft.	\$ -	\$0.285	\$0.563	\$0.601	\$0.617	\$0.638

(b) The rates and charges established pursuant to subdivision (a) this Section are in addition to, and shall have no effect on, any other rates and charges the City may currently levy or hereafter establish in connection with the operation and maintenance of the sewer system.

Section 3. That the adoption of these Sewer Rates complies with Proposition 218.

Section 4. That the City Council declares that, should any provision, section, paragraph, sentence or word of this Ordinance hereby adopted be rendered or declared invalid by any final court action in a court of competent jurisdiction, or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences or words of this Ordinance hereby adopted shall remain in full force and effect.

Section 5. That a copy of this Ordinance shall be filed in the offices of the City Manager, City Attorney, Municipal Water Department, Public Works Department, City Controller, and City Treasurer.

Section 6. That the City Clerk of the City of Compton, pursuant to Section 609 of Article VI of the Charter, shall cause a copy of this Ordinance to be published at least once in a newspaper of general circulation in the City within fifteen days after its adoption. Sufficient copies of this Ordinance shall be maintained in the office of the City Clerk for inspection by the public at all times during regular office hours. The enactment and publication of this Ordinance, coupled with availability of copies of this Ordinance for inspection by the public, shall be deemed held and considered to be due and legal publication of all provisions of this Ordinance for all purposes.

Section 7. That this Ordinance shall take effect thirty (30) days after its adoption.

Section 8. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Ordinance.

ADOPTED this 2nd day of December, 2008.

**MAYOR OF THE CITY OF
COMPTON**

**CITY CLERK OF THE
CITY OF COMPTON**

**STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON**

I, Alita Godwin, CMC, City Clerk of the City of Compton, hereby certify that the foregoing Ordinance was passed and 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 December 2, 2008, by the following vote:

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

CITY CLERK OF THE CITY OF COMPTON

CLERK’S CERTIFICATE

I, Alita Godwin, CMC, City Clerk of the City of Compton, do hereby certify as follows:

The foregoing ordinance is a full, true and correct copy of an ordinance duly adopted at a regular meeting of the City Council of said City duly and regularly held at the regular meeting place thereof on the 2nd day of December, 2008, of which meeting all of the members of said City Council had due notice and at which a majority thereof were present; and that at said meeting said ordinance was adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

An agenda of said meeting was posted at least 72 hours before said meeting at City Hall, 205 South Willowbrook Avenue, Compton, California 90220, a location freely accessible to members of the public, and a brief description of said resolution appeared on said agenda.

I have carefully compared the foregoing with the original minutes of said meeting on file and of record in my office, and the foregoing is a full, true and correct copy of the original ordinance adopted at said meeting and entered in said minutes.

Said ordinance has not been amended, modified or rescinded since the date of its adoption and the same will become effective 30 days from the date of its adoption.

Dated: _____, 2008.

Alita Godwin, CMC,
City Clerk of the City of Compton

#7.

December 2, 2008

TO: MAYOR AND COUNCIL MEMBERS

FROM: CITY MANAGER

SUBJECT: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE MOUNTAINS RECREATION AND CONSERVATION AUTHORITY AND THE CONTRIBUTION OF \$100,000 TO THE PURCHASE OF CERTAIN REAL PROPERTY ADJACENT TO THE COMPTON CREEK

SUMMARY

On May 2, 2007, the City of Compton (the “City”) and the Mountains Recreation and Conservation Authority (“MCRA”) entered into a Memorandum of Understanding (“MOU”) which established that MRCA would be responsible for the planning and construction of certain projects. The City was to be responsible for the maintenance of the project.

Recently, MCRA approached the City requesting \$100,000 in order to assist in the purchase of certain vacant parcels of real property adjacent to the Compton Creek. The funds would be used to acquire options to purchase the properties in fee and certain easements. The funds would also enable MCRA to open escrow on the properties. MCRA was previously awarded funds from the Los Angeles County Regional Park and Open Space District (Proposition A) for projects along Compton Creek. MCRA intends to use its Proposition A funds to pay the balance of the purchase price for the subject properties. After the subject properties are acquired and improved, MCRA intends to transfer fee title to the properties to the City.

The subject properties represent some of the last pieces of undeveloped land in this portion of Compton Creek. The sites are Creek-adjacent vacant parcels. Compton Creek at this point transitions from a concrete box channel to a soft-bottom v-channel that provides an important remnant riparian habitat for a host of species.

The properties offer a unique possibility of adding a segment of the missing gap between the City and County multi-use trails along the Creek. The site is accessible by the Metro Blue Line Artesia Station, less than 350 feet away.

In order to effectuate this transaction, it will be necessary for the City and MCRA to enter into an MOU regarding the acquisition and future disposition of the subject properties.

#7.

Staff Report
December 2, 2008
Page 2 of 2

Moreover, the City Manager will need the authority to execute various documents pertaining to the purchase and transfer of the properties.

FISCAL IMPACT

\$100,000 will be contributed by the City for the acquisition of certain parcels of property. MCRA will use its Proposition A funds to pay the balance of the purchase price for the properties and will eventually turn the fee title to the Property over to the City.

RECOMMENDATION

It is recommended that the City Council adopt this resolution.

Charles Evans
City Manager

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
COMPTON AUTHORIZING THE CITY MANAGER TO
ENTER INTO A MEMORANDUM OF UNDERSTANDING
WITH THE MOUNTAINS RECREATION AND
CONSERVATION AUTHORITY FOR THE ACQUISITION OF
CERTAIN PARCELS OF LAND NEAR COMPTON CREEK**

WHEREAS, the City of Compton (the “City”) is a charter city; and

WHEREAS, Mountains Recreation and Conservation Authority (“MRCA”) is a public entity of the State of California exercising joint powers of the Santa Monica Mountains Conservancy, the Conejo Recreation and Park District and the Rancho Simi Recreation and Park District pursuant to Section 6500, *et seq.* of the Government Code; and

WHEREAS, the City entered into a MOU on May 2, 2007, which established that the MRCA would be responsible for planning and construction of certain projects, and the City would be responsible for maintenance; and

WHEREAS, MCRA has been actively involved in negotiations with certain property owners for the acquisition of options to purchase fee title to a portion of certain properties and trail/recreational easements over other portions; and

WHEREAS, the subject properties are vacant parcels along Compton Creek and are important for a combination of ecological, recreational, and watershed values; and

WHEREAS, this acreage represents some of the last pieces of undeveloped land in this portion of the Compton Creek; and

WHEREAS, the Compton Creek at this point transitions from a concrete box channel to a soft-bottom v-channel that provides an important remnant riparian habitat for a host of species; and

WHEREAS, the properties offer a unique possibility of adding a segment of the missing gap between the City and County multi-use trails along the Creek; and

WHEREAS, the site is accessible by the Metro Blue Line Artesia Station, less than 350 feet away; and

WHEREAS, the proposed actions are categorically exempt from the provisions of the California Environmental Quality Act; and

WHEREAS, the people of the County of Los Angeles on November 3, 1992, and on November 5, 1996, enacted Los Angeles County Proposition A, Safe Neighborhood Parks, Gang Prevention, Tree-Planting, Senior and Youth Recreation, Beaches and Wildlife Protection (the “Proposition”), which, among other uses, provides funds to public agencies and nonprofit organizations in the County for the purposes of acquiring and/or developing facilities and open space for public recreation; and

RESOLUTION NO. _____

WHEREAS, the Santa Monica Mountains Conservancy was awarded funds in the Proposition for acquisition of park and open space land, development of related recreation facilities, and grants pursuant to Division 23 of the Public Resources Code; and

WHEREAS, the subject properties are on the Santa Monica Mountains Conservancy’s Acquisition Workprogram submitted annually to the Governor; and

WHEREAS, the MRCA was awarded funds in the Proposition for acquisition of park and open space land along Compton Creek and development of related recreation facilities; and

WHEREAS, the Proposition also created the Los Angeles County Regional Park and Open Space District (the District) to administer said funds; and

WHEREAS, the District has set forth the necessary procedures governing applications for grant funds under the Proposition; and

WHEREAS, MCRA is requesting \$100,000 from the City to acquire the options to purchase the subject project and open escrow, and intends to use Proposition A funds to pay the balance of the purchase price of the properties at the close of escrow; and

WHEREAS, the City and MCRA desire to enter into an MOU which will provide for the means and manner by which the City and MCRA will work together to acquire and improve the Compton Creek property.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMPTON RESOLVES AS FOLLOWS:

Section 1. That the City Council of the City of Compton authorizes the City Manager, upon the advice of the City Attorney, to negotiate and enter into a Memorandum of Understanding with the Mountains Recreation Conservation Authority for the acquisition of certain parcels of land (APN 7318-003-026, APN 7318-003-032 and/or APN 7318-003-034) near the Compton Creek.

Section 2. That funds not to exceed \$100,000 are available for the acquisition of this property.

Section 3. That the City Manager or his designee, upon the advice of the City Attorney, is authorized to conduct all negotiations, and to execute and submit all documents including, but not limited to, agreements, payment requests, applications, escrow instructions, certificate of acceptances for the subject properties, amendments and so forth, which may be necessary for the completion of the transactions described herein and the MOU.

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

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

Resolution No. _____
Page 3 of 3

of this Resolution.

RESOLUTION NO. _____

ADOPTED this _____ day of _____, 2008.

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

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

I, Alita Godwin, City Clerk of the City of Compton hereby certify that the foregoing Resolution 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 this _____ day of _____2008.

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

AYES: COUNCIL MEMBERS
NOYES: COUNCIL MEMBERS
ABSTAIN: COUNCIL MEMBERS
ABSENT: COUNCIL MEMBERS

CITY CLERK OF THE CITY OF COMPTON

#8.

December 2, 2008

TO: MAYOR AND COUNCIL MEMBERS

FROM: CITY MANAGER

SUBJECT: RESOLUTIONS OF THE CITY COUNCIL OF THE CITY OF COMPTON PROVIDING FOR THE ISSUANCE OF WATER REVENUE BONDS, SERIES 2008 AND SEWER REVENUE BONDS, SERIES 2008 AND ORDINANCES REGARDING WATER AND SEWER RATES

SUMMARY

The two resolutions, each to be adopted by the City Council, authorize the issuance by the City of Water Revenue Bonds, Series 2008 and Sewer Revenue Bonds, Series 2008. The Phase I Water Projects to be financed by the Water Revenue Bonds include the following projects:

WB-1 Northwood & Crane - Installation of 2050 linear feet (LF) of 10" diameter main on Northwood from Laurel to Greenleaf. Installation of 5710 LF of 10" diameter main on Crane from Rosecrans to Alondra;

WB-2 Culver - Installation of 2020 LF of 12" diameter main on Oris from alley West of Culver to Acacia, 1760 LF of 12" diameter main on Culver from Oris to Rosecrans, 800 LF of 12" diameter main on Winona from Acacia to Willowbrook;

WB-3 Area around Well 15 - Installation of 6120 LF for replacement of undersized mains in the vicinity of well 15 (Glencoe, Bennett, Johnson, Oleander and Acacia);

WB-4 Long Beach Boulevard - Replacement of 1400 LF of undersized and over aged water main on Long Beach Boulevard from Alondra to Myrrh, 2750 LF from Greenleaf to Alondra, and 1400 LF from Myrrh to Compton, and replacement of 3,300 LF of undersized and over aged water main on Greenleaf from Santa Fe Avenue to Long Beach Boulevard;

WB-5 Area around Well 13 Phase 1 - Installation of 5160 LF to replace undersized mains in the vicinity of well 13 (Chester from Greenleaf to Alondra, Pearl from Greenleaf to Alondra and Bennett from Chester to Mayo.);

WB-6 Area around Well 13 Phase 2 - Installation of 5640 LF of 12" diameter pipe on Burris from Greenleaf to Caldwell, Glencoe from Long Beach to Burris, and Bennett from Mayo to Long Beach Boulevard;

WB-7 Catastrophic Failures - Annual capital replacements due to catastrophic failures of distribution lines, control devices and valves;

WB-8 New Well 21 - Installation of new water Well at Burrell Mc Donald Park;

WB-9 Compton -2 - Installation of 6470 LF Compton Boulevard from East Alameda to Butler and related service connections;

#8.

WB-10 Central Ave. - Installation of 10,090 LF of 12” diameter pipe on Central Avenue from Greenleaf to El Segundo Boulevard;

WB-11 Wilmington - Replacement of 2950 LF of 24” CC pipe on Wilmington with new 24” diameter from Artesia to Greenleaf; and

No.WB-12 Wilmington - Replacement of 15,060 LF of 6, 8 10”AC with new 12” diameter pipe from Greenleaf to Cressey.

The projects to be financed by the Sewer Revenue Bonds include the following Phase I Sewer Projects:

09-SW-1.2 Rosecrans/ Harris & East Replacement of 3000 LF of local sewers in the Rosecrans Boulevard East area;

09-SW02.2 Caldwell/Northwood Wilmington - Replacement of 4000 LF of local sewers in the Caldwell/Northwood area;

09-SW05.2 Catastrophic Failures - Capitalized cost of sewer operations and maintenance derived from Sewer Division work that has capital life span of at least 20 years;

10-SW03.2 FruitTown Sewers - Replacement of 6000 LF of local sewers in the FruitTown area, North Central area of the City; and

10-SW04.2 Willowbrook Sewer Main Replacement – Replacement of 9000 LF of main sewer on Willowbrook Avenue from Rosecrans to Alondra Boulevard and contiguous service area between Acacia Avenue and Alameda Street.

The resolutions by the City provide for the issuance of not more than \$45,000,000 of Water Revenue Bonds and not more than \$20,000,000 of Sewer Revenue Bonds for those purposes and authorize and direct the execution of the legal documents, including the Preliminary Official Statement for each series of the Bonds, approves the distribution of the Preliminary Official Statement and authorizes the sale of each series of the Bonds to the underwriter, Grigsby and Associates.

The adoption of the resolutions will occur after the process, including a public hearing on modifications to the water rates and sewer rates to be charged to users of the water and sewer systems of the City.

Two ordinances will also be submitted for consideration. One will establish new water service charges and the other new sewer service charges.

BACKGROUND--WATER

The City of Compton has two major sources of water. It currently has access to 5,780 acre feet of groundwater that is supplied via 6 wells. In addition, Metropolitan Water District of Southern California (MWD) supplies 40% to 60% of the City’s water demand. MWD has three active interconnections to the City. Currently, the City has plans to develop two additional wells each capable of producing 2,000 GPM (gallons per minute). Due to the topography of Compton, there is only one pressure zone. The wells and the

MWD connections are directly connected to the distribution system and any fluctuations in system pressure or flow deficiency is taken up by four 3-mg steel storage tanks that are “floating” on the system. All four tanks are interconnected and located on a single site at South Wilmington Ave.

The groundwater is of acceptable quality and meets all current state and federal EPA regulations. The groundwater is dosed by hypochlorite solution at each well site for disinfections purposes only. No other water treatment is provided.

Compton’s distribution pipe network consists of 155.6 miles of pipe varying in size from 2 to 24 inches. The majority of Compton’s distribution piping is over 50 years old. There is a variety of materials used for the water distribution piping. They include transite (asbestos cement), cast iron, steel, and ductile iron pipe. A significant portion of the City has undersized mains which are not capable of meeting the required fire flows. The City has a network of 1,011 fire hydrants through out the City. Some areas of the City exceed the fire hydrant spacing of 300 ft.

The City has a total of 14,700 residential and commercial water services. A portion of the City is served by outside water companies, namely Lynwood Water Department, Sativa Water, Park Water, Long Beach Water and Dominguez Water. There are interconnections between adjoining water districts to improve system reliability in case of water emergencies.

The water system suffers from chronic neglect and under investment in its maintenance and upkeep. There has not been a water rate increase since 1985, and that increase was not for capital improvements. Consequently, minimal resources have been available for the City to maintain and upgrade its water system. The City Water Department management and staff have done a commendable job operating the system given the lack of resources. In fact, the Water Department has taken some entrepreneurial initiatives to provide construction services to build water lines for private developments in order to increase revenue for the Water Department. Nevertheless, the magnitude of the problem is such that the total costs for completing all of the system replacement requirements in one action are estimated in the hundreds of millions of dollars. Therefore, the Water Department proposes to incrementally phase in necessary improvements to minimize fiscal impacts to its customers. In addition, projects were also reviewed in conjunction with the street paving program schedule to look for opportunities to coordinate with the sewer upgrade program in order to minimize cost and disruptions.

The City intends to finance capital improvements to the City’s water system through the issuance of the Water Revenue Bonds, Series 2008, including all Phase I water projects described above. Those improvements have an estimated cost of approximately \$35,000,000.

The water system improvements will be financed over a 30 year period. As a part of the financing, the City will agree to impose rates and charges on the users of the City’s water system to generate revenues equal to at least 150% of maximum annual debt service.

BACKGROUND—SEWER

The City of Compton's sewer collection and delivery system is comprised of approximately 147.1 miles of piping, ranging in size from 4 to 24 inches. The piping is connected via 2,899 4-ft diameter manholes. Compton's sewer flows all by gravity. Compton has an ongoing contract with LA County Sanitation District (LACSD) for the collection and treatment of its sewer. There are 101 connections to the LACSD. Most of the existing system has been constructed in the 1940's and 1950's.

The majority (94.92%) of the City's approximately 147.1 mile sewer system is performing adequately in terms of capacity including the additional loads due to the forecasted growth.

After review of system conditions, a 10-year prioritized capital improvement plan was developed, and to minimize fiscal impacts, improvements projects will be implemented in phases. As previously mentioned with regards to the water system improvements, sewer system projects were reviewed in conjunction with the street paving program schedule to look for opportunities to coordinate with the sewer upgrade program in order to minimize cost and disruptions.

It is anticipated that the replacement of the deficient sewer system not only will improve the performance of the sewer, but it will also save significant costs of the ongoing reactive maintenance as well as improving the customer service. The implementation of these recommendations will not however, preclude the need for preventive and routine maintenance of the sewer system.

The City intends to finance capital improvements to the City's sewer system through the issuance of the Sewer Revenue Bonds, Series 2008, including all Phase I Sewer Projects described above. Those improvements have an estimated cost of approximately \$14,600,000.

The sewer system improvements will be financed over a 30 year period. The debt service on the City's outstanding Sewer Revenue Bonds is expected to be approximately \$610,000 per year. The City currently has outstanding \$6,205,000 of existing Sewer Revenue Refunding Bonds, Series 1998. As a part of the financing, the City will agree to impose rates and charges on the users of the City's sewer system to generate revenues equal to at least 150% of maximum annual debt service on its outstanding bonds payable from sewer revenues.

COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

The California Environmental Quality Act (CEQA) provides for several areas of exemption. Class 1 includes "Operation, repair, maintenance or minor alteration of existing structures or facilities not expanding existing uses." Staff believes that this class of exemption can be applied to the proposed projects.

An environmental consultant will be retained. The City is required to complete the environmental review process and will do so. No project will be initiated until certified completion of the environmental process is received.

ORDINANCES REGARDING WATER AND SEWER SERVICE CHARGES

Pursuant to Article VI of the City Charter (the “Charter”), the City is authorized to introduce and, within not less than five days following introduction, adopt ordinances, by the affirmative vote of at least three council members. The City is empowered by the Compton Municipal Code (“CMC”) Chapter XXIII (the Sewer and Water Code) to prescribe rates and charges for its water collection, treatment and delivery system (the City Water System) in the rules and regulations of the Water Department and to prescribe rates and charges for the sewer collection and delivery system (the City Sewer System). The City has caused a written report entitled “City of Compton: Water Rate Analysis” dated October 10, 2008, to be prepared and filed with the City Clerk. This Report includes (a) a description of the Water System, (b) a description of the annual revenue requirements of the Water System, (c) the method by which the water rates will be calculated and (d) the amount of the water rates for each fiscal year commencing 2008-09 through 20013-14. Similarly, the City has caused a written report entitled “City of Compton: Sewer Capital Improvement Program Surcharge Final Report”, also dated October 10, 2008, to be prepared and filed with the City Clerk. This Report includes (a) a description of the Sewer System, (b) a description of the annual revenue requirements of the Sewer System, (c) the method by which the sewer rates will be calculated and (d) the amount of the sewer rates for each fiscal year commencing 2008-09 through 20013-14. The water and sewer rates are summarized below:

WATER RATES AND CHARGES - METERS.

The following rates and charges are hereby fixed and established as the rates and charges to be made and collected for water furnished by the Water Department:

(a) For the purpose of establishing water rates, the area served by the Department is hereby divided into two (2) classes, designated as Classes “A” and “B” respectively. Class “A” shall include all areas within the City limits, and Class “B” shall include all of the areas served by the Department outside the City limits.

(b) Charges for all water furnished in the area included within Class “A,” except for water used for construction purposes as set forth under “Rates and Charges: Construction”, shall be billed monthly at the following rates in the following fiscal years:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
per 100 cu. ft.	\$1.38	\$1.74	\$2.20	\$2.67	\$3.09	\$3.09

(c) For all meters, not including those delivering both water for domestic use and standby fire service, the minimum monthly charge shall be billed according to the size of the meter. The minimum monthly charges shall be as follows for the following meter sizes in the following fiscal years:

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	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
3/4"	\$16.76	\$20.12	\$24.14	\$27.76	\$30.54	\$30.54
1"	21.71	26.05	31.26	35.95	39.54	39.54
1-1/2"	39.53	47.44	56.93	65.47	72.01	72.01
2"	55.62	66.74	80.09	92.11	101.32	101.32
4"	122.29	146.75	176.09	202.51	222.76	222.76
6"	205.38	246.46	295.75	340.11	374.12	374.12
2" CPM*	78.46	94.15	112.99	129.93	142.93	142.93
3" CPM*	114.62	137.54	165.05	189.81	208.79	208.79
4" CPM*	159.34	191.20	229.44	263.86	290.25	290.25

* "CPM" indicates compound meters.

(d) For meters delivering both water for domestic use and standby fire service, the minimum monthly charge shall be the minimum as established above for the size of the bypass meter (for domestic use), plus the standby charge for fire service as established under "Fire Service: Standby Charge" and will include the charge for water used at the above rates up to the total amount of said minimum and standby charge.

(e) All water furnished in the area included within Class "B" shall be subject to a monthly charge of fifty (50%) percent in excess of the rates and charges established above, except that the charge for standby fire service for those meters delivering water for both domestic use and fire service shall not be so increased.

(f) Charges for capital improvements to the system for monthly at the following rates in the following fiscal years:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
per account	\$11.07	\$13.28	\$15.93	\$18.32	\$20.16	\$35.90

SEWER CAPITAL IMPROVEMENT PROGRAM CHARGES.

The following rates and charges are hereby fixed and established as the rates and charges to be made and collected for the capital improvement program for the sewer system:

(a) Capital improvement program charges for all sewer services furnished in the City shall be billed monthly at the following rates in the following fiscal years for each 100 cubic feet of water used as determined by the Water Department:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
per 100 cu. ft.	\$ -	\$0.285	\$0.563	\$0.601	\$0.617	\$0.638

(b) The rates and charges established pursuant to subdivision (a) this Section are in addition to, and shall have no effect on, any other rates and charges the City may currently levy or hereafter establish in connection with the operation and maintenance of the sewer system

The Water Department caused a notice of the time and place of the public hearing on the proposed water and sewer rates to be mailed in the time and manner and

with contents as prescribed by Section 6 of Article XIII D of the California Constitution (“Proposition 218”).

STATEMENT OF THE ISSUE

The City staff and financing team believe that the capital improvements to the City’s water and sewer systems have significant value to the City. In order to move forward with the completion of these financings, Council approval of the issuance of the Water Revenue Bonds and the Sewer Revenue Bonds is required.

The Water Revenue Bonds, Series 2008, up to a maximum amount of \$45,000,000, will only be awarded if the true interest cost is less than 8% and the underwriting compensation is less than 1%. The City Manager and the Director of Finance are authorized under the resolutions to award the Water Revenue Bonds.

The Sewer Revenue Bonds, Series 2008, up to a maximum amount of \$20,000,000, will only be awarded if the true interest cost is less than 8% and the underwriting compensation is less than 1%. The City Manager and the Director of Finance are authorized under the resolutions to award the Sewer Revenue Bonds. Along with the \$6,205,000 outstanding amount of the existing Series 1998 Sewer Revenue Bonds, the current estimated costs of the new projects and the estimated amounts required for costs of issuance, and debt service reserves, the current projected principal amount of all outstanding Sewer Revenue Bonds is estimated to be \$24,355,000.

FISCAL IMPACT

The City Council at this meeting is considering adjustments to the water and sewer rates in the City sufficient to allow for the payment of the Water Revenue Bonds and the Sewer Revenue Bonds.

RECOMMENDATION

The City Council authorizes the issuance by the City of Water Revenue Bonds, Series 2008 and Sewer Revenue Bonds, Series 2008 and adopts the proposed new water and sewer rate ordinances.

CHARLES EVANS
CITY MANAGER

(WATER REVENUE BONDS)

RESOLUTION NO. ____-08

A RESOLUTION OF THE CITY COUNCIL PROVIDING FOR THE ISSUANCE OF THE CITY'S WATER REVENUE BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF AN INDENTURE, A FIRST SUPPLEMENTAL INDENTURE, A BOND PURCHASE AGREEMENT, A CONTINUING DISCLOSURE AGREEMENT AND AN OFFICIAL STATEMENT; APPROVING A FORM OF PRELIMINARY OFFICIAL STATEMENT; AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH

WHEREAS, pursuant to the Charter of the City of Compton (the "City") and Chapter XXXII of the Compton Municipal Code (together, the "Bond Law"), the City is authorized to issue revenue bonds to finance the acquisition, construction, improvement, furnishing, equipping, remodeling, repair, reconstruction or rehabilitation of the water treatment, collection and supply facilities of the City (the "Water System") or for the purpose of refunding bonds issued for such purposes; and

WHEREAS, the City, after due investigation and deliberation, has determined that it is in the interests of the City at this time to issue its Water Revenue Bonds, Series 2008 (the "Series 2008 Bonds" or "Bonds") pursuant to an Indenture of Trust, dated as of December 1, 2008 (the "Master Indenture"), by and between the City and the U.S. Bank National Association, as trustee (the "Trustee"), as supplemented by a First Supplemental Indenture, dated as of December 1, 2008 (the "First Supplemental Indenture" and together with the Master Indenture, the "Indenture"), by and between the City and the Trustee, for the purpose of financing improvements to the Water System, funding a reserve fund for the Bonds and to paying costs of issuance of the Bonds; and

WHEREAS, the City intends to enter into a Bond Purchase Agreement (the "Bond Purchase Agreement"), with Grigsby & Associates, Inc., (the "Underwriter") in connection with the sale of the Series 2008 Bonds; and

WHEREAS, the City desires (i) to enter into the Indenture, the Bond Purchase Agreement, and a Continuing Disclosure Agreement with respect to the Series 2008 Bonds (the "Continuing Disclosure Agreement"), and (ii) to execute and deliver an Official Statement (the "Preliminary Official Statement") in preliminary and final form with respect to the Series 2008 Bonds; and

WHEREAS, it will be necessary for the City to employ bond and disclosure counsel and a financial advisor in connection with the proceedings for the financing contemplated hereby; and

WHEREAS, Fieldman, Rolapp & Associates is acting as financial advisor (the "Financial Advisor") to the City and Orrick, Herrington & Sutcliffe LLP is serving as bond and disclosure counsel ("Bond Counsel") in connection with the financing;

WHEREAS, in furtherance of implementing the Bond issuance, the following documents have been prepared, reviewed and approved as to form by City staff, and presented at this meeting:

1. Master Indenture;
2. First Supplemental Indenture;
3. Bond Purchase Agreement;
4. Preliminary Official Statement; and
5. Continuing Disclosure Agreement;

WHEREAS, the City has full legal right, power and authority under the Constitution and the laws of the State of California to enter into the transactions hereinafter authorized;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COMPTON THAT:

Section 1. The foregoing recitals are true and correct and this Council hereby so finds and determines.

Section 2. The issuance of the City's Water Revenue Bonds, Series 2008, in an aggregate initial principal amount not to exceed \$45,000,000, on the terms and conditions set forth in, and subject to the limitations specified in, the Indenture as finally executed, is hereby authorized and approved. The Bonds may be issued in one or more series, as specified in the Indenture as finally executed.

Section 3. The form of the Indenture on file with the City Clerk of the City and incorporated into this Resolution by reference is hereby approved. The City Manager or the Assistant City Manager (the "Authorized Representatives") are each hereby authorized and directed, severally, or any such officer's designee, for and on behalf of the City, to execute and deliver the Indenture in substantially the form on file with the City Clerk and presented to this meeting, with such additions thereto or changes or insertions that hereafter become necessary in the interest of the City and which are approved by such Authorized Representative, in consultation with Bond Counsel and the Financial Advisor, such approval to be conclusively evidenced by such execution and delivery.

Section 4. The form of the Bond Purchase Agreement on file with the City Clerk of the City and incorporated into this Resolution by reference is hereby approved. The Authorized Representatives are each hereby authorized and directed, severally, or any such officer's designee, for and on behalf of the City, to execute and deliver the Bond Purchase Agreement in substantially the form on file with the City Clerk and presented to this meeting, with such additions thereto or changes or insertions that hereafter become necessary in the interest of the City and which are approved by such Authorized Representative, in consultation with Bond Counsel and the Financial Advisor, such approval to be conclusively evidenced by such execution and delivery; provided, however, that such additions, changes or insertions in the Bond Purchase Agreement shall not specify an underwriter's discount (inclusive of original issue discount) in excess of 1.00% of the principal amount of the Series 2008 Bonds, or a true interest cost for the bonds in excess of 8.00%.

Section 5. The form of Preliminary Official Statement relating to the Bonds on file with the City Clerk of the City and incorporated into this resolution by reference, is hereby approved. The Authorized Representatives are each hereby authorized and directed, severally, or any such officer's designee, for and on behalf of the City, to execute a certificate or certificates deeming the Preliminary Official Statement in said form final as of its date, except for certain final pricing and related information, pursuant to Securities Exchange Commission Rule 15c2-12. The Underwriter is hereby authorized to distribute the Preliminary Official Statement in said form as so deemed final to prospective purchasers of the Series 2008 Bonds. The Authorized Representatives are each hereby authorized and directed, severally, or any such officer's designee, for and on behalf of the City, to execute the final official statement relating to the Series 2008 Bonds in substantially the form of such deemed final Preliminary Official Statement, including such final pricing and related information and with such additions thereto or changes therein as hereafter become necessary in the interest of the City and which are approved by such Authorized Representative, in consultation with Bond Counsel, such approval to be conclusively evidenced by the execution and delivery of such official statement. The Underwriter is hereby authorized to distribute copies of said final official statement to all actual purchasers of the Series 2008 Bonds.

Section 6. The proposed form of Continuing Disclosure Agreement, to be dated the date of issuance of the Bonds, by and among the City and the Trustee, on file with the City Clerk, is hereby approved. The Authorized Representatives are each hereby authorized and directed, severally, or any such officer's designee, for and on behalf of the City, to execute and deliver the Continuing Disclosure Agreement in substantially said form, with such changes therein as such officer may require or approve, such approval to be conclusively evidenced by the execution and delivery thereof.

Section 7. The firm of Orrick, Herrington & Sutcliffe LLP shall be, and such firm is, hereby appointed bond and disclosure counsel to the City in connection with the sale and delivery of the Bonds. The Authorized Representatives are hereby authorized to enter into an agreement with Orrick, Herrington & Sutcliffe LLP for their services in this connection.

Section 8. The firm of Fieldman, Rolapp & Associates shall be, and such firm is, hereby appointed financial advisor to the City in connection with the sale and delivery of the Bonds. The Authorized Representatives are hereby authorized to enter into an agreement with Fieldman, Rolapp & Associates for their services in this connection.

Section 9. The officers and agents of the City are, and each of them hereby is, authorized and directed to do any and all things and to execute and deliver any and all documents which they or any of them deem necessary or advisable in order to consummate the sale of the Series 2008 Bonds, including, but not limited to, the execution and delivery of a tax certificate, and any documents, document amendments, or certificates necessary in connection with bond insurance or the investment of proceeds of the Series 2008 Bonds, and to do any and all things and take any and all actions which may be necessary or advisable, in their discretion, to effectuate the actions which the City has approved in this Resolution. All actions heretofore taken by the officers and agents of the City with respect to the sale, execution and delivery of the Bonds, and the other transactions authorized and contemplated herein are hereby approved, confirmed and ratified. Notwithstanding any provision of this resolution authorizing an

Authorized Representative to take any action or execute any document to the contrary, in the absence of such Authorized Representative or in lieu of such Authorized Representative, the person designated in writing by such Authorized Representative, may take such action or execute such document with like effect as fully as though named in this resolution instead of such Authorized Representative.

Section 10. This Resolution shall take effect from and after its adoption.

Section 11. A certified copy of this Resolution shall be filed in the Offices of the City Clerk, Treasurer, City Attorney and City Controller.

Section 12. The Mayor shall sign and the City Clerk shall attest to the adoption of this Resolution.

#8.

ADOPTED this 2nd day of December, 2008.

MAYOR OF THE CITY OF COMPTON

**CITY CLERK OF THE
CITY OF COMPTON**

**STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON**

I, Alita Godwin, CMC, City Clerk of the City of Compton, hereby certify that the foregoing Resolution was passed and 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 December 2, 2008, by the following vote:

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

CITY CLERK OF THE CITY OF COMPTON

CLERK’S CERTIFICATE

I, Alita Godwin, CMC, City Clerk of the City of Compton, do hereby certify as follows:

The foregoing resolution is a full, true and correct copy of a resolution duly adopted at a regular meeting of the City Council of said City duly and regularly held at the regular meeting place thereof on the 2nd day of December, 2008, of which meeting all of the members of said City Council had due notice and at which a majority thereof were present; and that at said meeting said resolution was adopted by the following vote:

- AYES:
- NOES:
- ABSENT:
- ABSTAINED:

An agenda of said meeting was posted at least 72 hours before said meeting at City Hall, 205 South Willowbrook Avenue, Compton, California 90220, a location freely accessible to members of the public, and a brief description of said resolution appeared on said agenda.

I have carefully compared the foregoing with the original minutes of said meeting on file and of record in my office, and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes.

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

Dated: _____, 2008.

Alita Godwin, CMC,
City Clerk of the City of Compton

#9.

December 2, 2008

TO: MAYOR AND COUNCIL MEMBERS

FROM: CITY MANAGER

SUBJECT: RESOLUTIONS OF THE CITY COUNCIL OF THE CITY OF COMPTON PROVIDING FOR THE ISSUANCE OF WATER REVENUE BONDS, SERIES 2008 AND SEWER REVENUE BONDS, SERIES 2008 AND ORDINANCES REGARDING WATER AND SEWER RATES

SUMMARY

The two resolutions, each to be adopted by the City Council, authorize the issuance by the City of Water Revenue Bonds, Series 2008 and Sewer Revenue Bonds, Series 2008. The Phase I Water Projects to be financed by the Water Revenue Bonds include the following projects:

WB-1 Northwood & Crane - Installation of 2050 linear feet (LF) of 10" diameter main on Northwood from Laurel to Greenleaf. Installation of 5710 LF of 10" diameter main on Crane from Rosecrans to Alondra;

WB-2 Culver - Installation of 2020 LF of 12" diameter main on Oris from alley West of Culver to Acacia, 1760 LF of 12" diameter main on Culver from Oris to Rosecrans, 800 LF of 12" diameter main on Winona from Acacia to Willowbrook;

WB-3 Area around Well 15 - Installation of 6120 LF for replacement of undersized mains in the vicinity of well 15 (Glencoe, Bennett, Johnson, Oleander and Acacia);

WB-4 Long Beach Boulevard - Replacement of 1400 LF of undersized and over aged water main on Long Beach Boulevard from Alondra to Myrrh, 2750 LF from Greenleaf to Alondra, and 1400 LF from Myrrh to Compton, and replacement of 3,300 LF of undersized and over aged water main on Greenleaf from Santa Fe Avenue to Long Beach Boulevard;

WB-5 Area around Well 13 Phase 1 - Installation of 5160 LF to replace undersized mains in the vicinity of well 13 (Chester from Greenleaf to Alondra, Pearl from Greenleaf to Alondra and Bennett from Chester to Mayo.);

WB-6 Area around Well 13 Phase 2 - Installation of 5640 LF of 12" diameter pipe on Burris from Greenleaf to Caldwell, Glencoe from Long Beach to Burris, and Bennett from Mayo to Long Beach Boulevard;

WB-7 Catastrophic Failures - Annual capital replacements due to catastrophic failures of distribution lines, control devices and valves;

WB-8 New Well 21 - Installation of new water Well at Burrell Mc Donald Park;

WB-9 Compton -2 - Installation of 6470 LF Compton Boulevard from East Alameda to Butler and related service connections;

#9.

WB-10 Central Ave. - Installation of 10,090 LF of 12” diameter pipe on Central Avenue from Greenleaf to El Segundo Boulevard;

WB-11 Wilmington - Replacement of 2950 LF of 24” CC pipe on Wilmington with new 24” diameter from Artesia to Greenleaf; and

No.WB-12 Wilmington - Replacement of 15,060 LF of 6, 8 10”AC with new 12” diameter pipe from Greenleaf to Cressey.

The projects to be financed by the Sewer Revenue Bonds include the following Phase I Sewer Projects:

09-SW-1.2 Rosecrans/ Harris & East Replacement of 3000 LF of local sewers in the Rosecrans Boulevard East area;

09-SW02.2 Caldwell/Northwood Wilmington - Replacement of 4000 LF of local sewers in the Caldwell/Northwood area;

09-SW05.2 Catastrophic Failures - Capitalized cost of sewer operations and maintenance derived from Sewer Division work that has capital life span of at least 20 years;

10-SW03.2 FruitTown Sewers - Replacement of 6000 LF of local sewers in the FruitTown area, North Central area of the City; and

10-SW04.2 Willowbrook Sewer Main Replacement – Replacement of 9000 LF of main sewer on Willowbrook Avenue from Rosecrans to Alondra Boulevard and contiguous service area between Acacia Avenue and Alameda Street.

The resolutions by the City provide for the issuance of not more than \$45,000,000 of Water Revenue Bonds and not more than \$20,000,000 of Sewer Revenue Bonds for those purposes and authorize and direct the execution of the legal documents, including the Preliminary Official Statement for each series of the Bonds, approves the distribution of the Preliminary Official Statement and authorizes the sale of each series of the Bonds to the underwriter, Grigsby and Associates.

The adoption of the resolutions will occur after the process, including a public hearing on modifications to the water rates and sewer rates to be charged to users of the water and sewer systems of the City.

Two ordinances will also be submitted for consideration. One will establish new water service charges and the other new sewer service charges.

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The City of Compton has two major sources of water. It currently has access to 5,780 acre feet of groundwater that is supplied via 6 wells. In addition, Metropolitan Water District of Southern California (MWD) supplies 40% to 60% of the City’s water demand. MWD has three active interconnections to the City. Currently, the City has plans to develop two additional wells each capable of producing 2,000 GPM (gallons per minute). Due to the topography of Compton, there is only one pressure zone. The wells and the

MWD connections are directly connected to the distribution system and any fluctuations in system pressure or flow deficiency is taken up by four 3-mg steel storage tanks that are “floating” on the system. All four tanks are interconnected and located on a single site at South Wilmington Ave.

The groundwater is of acceptable quality and meets all current state and federal EPA regulations. The groundwater is dosed by hypochlorite solution at each well site for disinfections purposes only. No other water treatment is provided.

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The water system improvements will be financed over a 30 year period. As a part of the financing, the City will agree to impose rates and charges on the users of the City’s water system to generate revenues equal to at least 150% of maximum annual debt service.

BACKGROUND—SEWER

The City of Compton's sewer collection and delivery system is comprised of approximately 147.1 miles of piping, ranging in size from 4 to 24 inches. The piping is connected via 2,899 4-ft diameter manholes. Compton's sewer flows all by gravity. Compton has an ongoing contract with LA County Sanitation District (LACSD) for the collection and treatment of its sewer. There are 101 connections to the LACSD. Most of the existing system has been constructed in the 1940's and 1950's.

The majority (94.92%) of the City's approximately 147.1 mile sewer system is performing adequately in terms of capacity including the additional loads due to the forecasted growth.

After review of system conditions, a 10-year prioritized capital improvement plan was developed, and to minimize fiscal impacts, improvements projects will be implemented in phases. As previously mentioned with regards to the water system improvements, sewer system projects were reviewed in conjunction with the street paving program schedule to look for opportunities to coordinate with the sewer upgrade program in order to minimize cost and disruptions.

It is anticipated that the replacement of the deficient sewer system not only will improve the performance of the sewer, but it will also save significant costs of the ongoing reactive maintenance as well as improving the customer service. The implementation of these recommendations will not however, preclude the need for preventive and routine maintenance of the sewer system.

The City intends to finance capital improvements to the City's sewer system through the issuance of the Sewer Revenue Bonds, Series 2008, including all Phase I Sewer Projects described above. Those improvements have an estimated cost of approximately \$14,600,000.

The sewer system improvements will be financed over a 30 year period. The debt service on the City's outstanding Sewer Revenue Bonds is expected to be approximately \$610,000 per year. The City currently has outstanding \$6,205,000 of existing Sewer Revenue Refunding Bonds, Series 1998. As a part of the financing, the City will agree to impose rates and charges on the users of the City's sewer system to generate revenues equal to at least 150% of maximum annual debt service on its outstanding bonds payable from sewer revenues.

COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

The California Environmental Quality Act (CEQA) provides for several areas of exemption. Class 1 includes "Operation, repair, maintenance or minor alteration of existing structures or facilities not expanding existing uses." Staff believes that this class of exemption can be applied to the proposed projects.

An environmental consultant will be retained. The City is required to complete the environmental review process and will do so. No project will be initiated until certified completion of the environmental process is received.

ORDINANCES REGARDING WATER AND SEWER SERVICE CHARGES

Pursuant to Article VI of the City Charter (the “Charter”), the City is authorized to introduce and, within not less than five days following introduction, adopt ordinances, by the affirmative vote of at least three council members. The City is empowered by the Compton Municipal Code (“CMC”) Chapter XXIII (the Sewer and Water Code) to prescribe rates and charges for its water collection, treatment and delivery system (the City Water System) in the rules and regulations of the Water Department and to prescribe rates and charges for the sewer collection and delivery system (the City Sewer System). The City has caused a written report entitled “City of Compton: Water Rate Analysis” dated October 10, 2008, to be prepared and filed with the City Clerk. This Report includes (a) a description of the Water System, (b) a description of the annual revenue requirements of the Water System, (c) the method by which the water rates will be calculated and (d) the amount of the water rates for each fiscal year commencing 2008-09 through 20013-14. Similarly, the City has caused a written report entitled “City of Compton: Sewer Capital Improvement Program Surcharge Final Report”, also dated October 10, 2008, to be prepared and filed with the City Clerk. This Report includes (a) a description of the Sewer System, (b) a description of the annual revenue requirements of the Sewer System, (c) the method by which the sewer rates will be calculated and (d) the amount of the sewer rates for each fiscal year commencing 2008-09 through 20013-14. The water and sewer rates are summarized below:

WATER RATES AND CHARGES - METERS.

The following rates and charges are hereby fixed and established as the rates and charges to be made and collected for water furnished by the Water Department:

(a) For the purpose of establishing water rates, the area served by the Department is hereby divided into two (2) classes, designated as Classes “A” and “B” respectively. Class “A” shall include all areas within the City limits, and Class “B” shall include all of the areas served by the Department outside the City limits.

(b) Charges for all water furnished in the area included within Class “A,” except for water used for construction purposes as set forth under “Rates and Charges: Construction”, shall be billed monthly at the following rates in the following fiscal years:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
per 100 cu. ft.	\$1.38	\$1.74	\$2.20	\$2.67	\$3.09	\$3.09

(c) For all meters, not including those delivering both water for domestic use and standby fire service, the minimum monthly charge shall be billed according to the size of the meter. The minimum monthly charges shall be as follows for the following meter sizes in the following fiscal years:

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	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
3/4"	\$16.76	\$20.12	\$24.14	\$27.76	\$30.54	\$30.54
1"	21.71	26.05	31.26	35.95	39.54	39.54
1-1/2"	39.53	47.44	56.93	65.47	72.01	72.01
2"	55.62	66.74	80.09	92.11	101.32	101.32
4"	122.29	146.75	176.09	202.51	222.76	222.76
6"	205.38	246.46	295.75	340.11	374.12	374.12
2" CPM*	78.46	94.15	112.99	129.93	142.93	142.93
3" CPM*	114.62	137.54	165.05	189.81	208.79	208.79
4" CPM*	159.34	191.20	229.44	263.86	290.25	290.25

* "CPM" indicates compound meters.

(d) For meters delivering both water for domestic use and standby fire service, the minimum monthly charge shall be the minimum as established above for the size of the bypass meter (for domestic use), plus the standby charge for fire service as established under "Fire Service: Standby Charge" and will include the charge for water used at the above rates up to the total amount of said minimum and standby charge.

(e) All water furnished in the area included within Class "B" shall be subject to a monthly charge of fifty (50%) percent in excess of the rates and charges established above, except that the charge for standby fire service for those meters delivering water for both domestic use and fire service shall not be so increased.

(f) Charges for capital improvements to the system for monthly at the following rates in the following fiscal years:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
per account	\$11.07	\$13.28	\$15.93	\$18.32	\$20.16	\$35.90

SEWER CAPITAL IMPROVEMENT PROGRAM CHARGES.

The following rates and charges are hereby fixed and established as the rates and charges to be made and collected for the capital improvement program for the sewer system:

(a) Capital improvement program charges for all sewer services furnished in the City shall be billed monthly at the following rates in the following fiscal years for each 100 cubic feet of water used as determined by the Water Department:

	FY 2008/2009	FY 2009/2010	FY 2010/2011	FY 2011/2012	FY 2012/2013	FY 2013/2014
per 100 cu. ft.	\$ -	\$0.285	\$0.563	\$0.601	\$0.617	\$0.638

(b) The rates and charges established pursuant to subdivision (a) this Section are in addition to, and shall have no effect on, any other rates and charges the City may currently levy or hereafter establish in connection with the operation and maintenance of the sewer system

The Water Department caused a notice of the time and place of the public hearing on the proposed water and sewer rates to be mailed in the time and manner and

with contents as prescribed by Section 6 of Article XIII D of the California Constitution (“Proposition 218”).

STATEMENT OF THE ISSUE

The City staff and financing team believe that the capital improvements to the City’s water and sewer systems have significant value to the City. In order to move forward with the completion of these financings, Council approval of the issuance of the Water Revenue Bonds and the Sewer Revenue Bonds is required.

The Water Revenue Bonds, Series 2008, up to a maximum amount of \$45,000,000, will only be awarded if the true interest cost is less than 8% and the underwriting compensation is less than 1%. The City Manager and the Director of Finance are authorized under the resolutions to award the Water Revenue Bonds.

The Sewer Revenue Bonds, Series 2008, up to a maximum amount of \$20,000,000, will only be awarded if the true interest cost is less than 8% and the underwriting compensation is less than 1%. The City Manager and the Director of Finance are authorized under the resolutions to award the Sewer Revenue Bonds. Along with the \$6,205,000 outstanding amount of the existing Series 1998 Sewer Revenue Bonds, the current estimated costs of the new projects and the estimated amounts required for costs of issuance, and debt service reserves, the current projected principal amount of all outstanding Sewer Revenue Bonds is estimated to be \$24,355,000.

FISCAL IMPACT

The City Council at this meeting is considering adjustments to the water and sewer rates in the City sufficient to allow for the payment of the Water Revenue Bonds and the Sewer Revenue Bonds.

RECOMMENDATION

The City Council authorizes the issuance by the City of Water Revenue Bonds, Series 2008 and Sewer Revenue Bonds, Series 2008 and adopts the proposed new water and sewer rate ordinances.

CHARLES EVANS
CITY MANAGER

(SEWER REVENUE BONDS)

RESOLUTION NO. _____-08

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON PROVIDING FOR THE ISSUANCE OF THE CITY'S SEWER REVENUE BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF A THIRD SUPPLEMENTAL TRUST AGREEMENT, A BOND PURCHASE AGREEMENT, A CONTINUING DISCLOSURE AGREEMENT AND AN OFFICIAL STATEMENT; APPROVING A FORM OF PRELIMINARY OFFICIAL STATEMENT IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH

WHEREAS, pursuant to the Charter of the City of Compton (the "City") and Chapter XXXII of the Compton Municipal Code (the "Bond Law"), the City is authorized to issue revenue bonds to finance the acquisition, construction, improvement, furnishing, equipping, remodeling, repair, reconstruction or rehabilitation of the wastewater treatment and collection facilities of the City (the "Sewer System") or for the purpose of refunding bonds issued for such purposes; and

WHEREAS, in accordance with the Bond Law and a Trust Agreement (the "Master Trust Agreement") and a First Supplemental Trust Agreement (the "First Supplement"), each dated as of July 1, 1993, and each by and between the City and U.S. Bank National Association, as successor trustee (the "Trustee"), the City has previously issued its Sewer Revenue Bonds, Series 1993 (the "Series 1993 Bonds") in an aggregate principal amount of \$7,715,000 to provide funds to fund improvements to the Sewer System; and

WHEREAS, in accordance with the Master Trust Agreement and a Second Supplemental Trust Agreement, dated as of June 1, 1998 (the "Second Supplement"), by and between the City and the Trustee, the City has previously issued its Sewer Revenue Refunding Bonds, Series 1998 (the "Series 1998 Bonds") in an aggregate principal amount of \$8,310,000 to refinance a portion of the costs of replacing and upgrading the Sewer System by refunding the Series 1993 Bonds; and

WHEREAS, the City, after due investigation and deliberation, has determined that it is in the interests of the City at this time to issue its Sewer Revenue Bonds, Series 2008 (the "Series 2008 Bonds") pursuant to the Third Supplemental Trust Agreement, dated as of December 1, 2008 (the "Third Supplement"), by and between the City and the Trustee, supplementing and amending the Master Trust Agreement (the Master Trust Agreement, as supplemented and amended by the First Supplement, Second Supplement and Third Supplement herein collectively referred to as the "Trust Agreement"), to (i) fund capital improvements to the Sewer System, (ii) fund a reserve fund for the Series 2008 Bonds and (iii) pay costs of issuance relating to the Series 2008 Bonds; and

WHEREAS, the City intends to enter into a Bond Purchase Agreement (the "Bond Purchase Agreement"), with Grigsby & Associates, Inc., (the "Underwriter") in connection with the sale of the Series 2008 Bonds; and

WHEREAS, the City desires to (i) enter into the Third Supplement, the Bond Purchase Agreement, and a Continuing Disclosure Agreement with respect to the Series 2008

Bonds (the “Continuing Disclosure Agreement”) and (ii) execute and deliver an Official Statement (the “Preliminary Official Statement”) in preliminary and final form with respect to the Series 2008 Bonds; and

WHEREAS, it will be necessary for the City to employ bond and disclosure counsel and a financial advisor in connection with the proceedings for the financing contemplated hereby; and

WHEREAS, Fieldman, Rolapp & Associates is acting as financial advisor (the “Financial Advisor”) to the City and Orrick, Herrington & Sutcliffe LLP is serving as bond and disclosure counsel (“Bond Counsel”) in connection with the financing; and

WHEREAS, in furtherance of implementing the issuance of the Series 2008 Bonds, the following documents have been prepared, reviewed and approved as to form by City staff, and presented at this meeting:

1. Third Supplement;
2. Bond Purchase Agreement;
3. Preliminary Official Statement; and
4. Continuing Disclosure Agreement;

WHEREAS, the City has full legal right, power and authority under the Constitution and the laws of the State of California to enter into the transactions hereinafter authorized;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COMPTON THAT:

Section 1. The foregoing recitals are true and correct and this Council hereby so finds and determines.

Section 2. The issuance of the Series 2008 Bond, on the terms and conditions set forth in, and subject to the limitations specified in, the Trust Agreement as finally executed, is hereby authorized and approved. The Series 2008 Bonds, in one ore more series, may be issued as permitted under the Trust Agreement; provided, however, that (a) the aggregate initial principal amount of the Series 2008 Bonds shall not exceed \$20,000,000, and (b) the interest rate on the Series 2008 Bonds shall not exceed maximum interest rate permitted by law.

Section 3. The form of the Third Supplement on file with the City Clerk of the City and incorporated into this Resolution by reference is hereby approved. The City Manager or the Assistant City Manager (the “Authorized Representatives”) are each hereby authorized and directed, severally, or any such officer’s designee, for and on behalf of the City, to execute and deliver the Third Supplement in substantially the form on file with the City Clerk and presented to this meeting, with such additions thereto or changes or insertions that hereafter become necessary in the interest of the City and which are approved by such Authorized Representative,

in consultation with Bond Counsel and the Financial Advisor, such approval to be conclusively evidenced by such execution and delivery.

Section 4. The form of the Bond Purchase Agreement on file with the City Clerk of the City and incorporated into this Resolution by reference are hereby approved. The Authorized Representatives are each hereby authorized and directed, severally, or any such officer's designee, for and on behalf of the City to accept the offer of the Underwriter to purchase the Series 2008 Bonds as reflected in the Bond Purchase Agreement and to execute and deliver the Bond Purchase Agreement in substantially the form on file with the City Clerk and presented to this meeting, with such additions thereto or changes or insertions that hereafter become necessary in the interest of the City and which are approved by such Authorized Representative, in consultation with Bond Counsel and the Financial Advisor, such approval to be conclusively evidenced by the execution and delivery of the Bond Purchase Agreement; provided, however, that such additions, changes or insertions in the Bond Purchase Agreement shall not specify an underwriter's discount (inclusive of original issue discount) in excess of 1.00% of the principal amount of the Series 2008 Bonds, or a true interest cost for the bonds in excess of 8.00%.

Section 5. The form of the Preliminary Official Statement relating to the Series 2008 Bonds on file with the City Clerk of the City and incorporated into this resolution by reference, is hereby approved. The Authorized Representatives are each hereby authorized and directed, severally, or any such officer's designee, for and on behalf of the City, to execute a certificate or certificates deeming the Preliminary Official Statement in said form final as of its date, except for certain final pricing and related information, pursuant to Securities Exchange Commission Rule 15c2-12. The Underwriter is hereby authorized to distribute the Preliminary Official Statement in said form as so deemed final to prospective purchasers of the Series 2008 Bonds. The Authorized Representatives are each hereby authorized and directed, severally, or any such officer's designee, for and on behalf of the City, to execute the final official statement relating to the Series 2008 Bonds in substantially the form of such deemed final Preliminary Official Statement, including such final pricing and related information and with such additions thereto or changes therein as hereafter become necessary in the interest of the City and which are approved by such Authorized Representative, in consultation with Bond Counsel, such approval to be conclusively evidenced by the execution and delivery of such official statement. The Underwriter is hereby authorized to distribute copies of said final official statement to all actual purchasers of the Series 2008 Bonds.

Section 6. The proposed form of Continuing Disclosure Agreement, to be dated the date of issuance of the Bonds, by and among the City and the Trustee, on file with the City Clerk, is hereby approved. The Authorized Representatives are each hereby authorized and directed, severally, or any such officer's designee, for and on behalf of the City, to execute and deliver the Continuing Disclosure Agreement in substantially said form, with such changes therein as such officer may require or approve, such approval to be conclusively evidenced by the execution and delivery thereof.

Section 7. The firm of Orrick, Herrington & Sutcliffe LLP shall be, and such firm is, hereby appointed bond and disclosure counsel to the City in connection with the sale and delivery of the bonds. The Authorized Representatives are hereby authorized to enter into an agreement with Orrick, Herrington & Sutcliffe LLP for their services in this connection.

Section 8. The firm of Fieldman, Rolapp & Associates shall be, and such firm is, hereby appointed financial advisor to the City in connection with the sale and delivery of the bonds. The Authorized Representatives are hereby authorized to enter into an agreement with Fieldman, Rolapp & Associates for their services in this connection.

Section 9. The officers and agents of the City are, and each of them hereby is, authorized and directed to do any and all things and to execute and deliver any and all documents which they or any of them deem necessary or advisable in order to consummate the sale of the Series 2008 Bonds, including, but not limited to, the execution and delivery of a tax certificate, and any documents, document amendments, or certificates necessary in connection with bond insurance or the investment of proceeds of the Series 2008 Bonds, and to do any and all things and take any and all actions which may be necessary or advisable, in their discretion, to effectuate the actions which the City has approved in this Resolution. All actions heretofore taken by the officers and agents of the City with respect to the sale, execution and delivery of the Series 2008 Bonds, and the other transactions authorized and contemplated herein are hereby approved, confirmed and ratified. Notwithstanding any provision of this resolution authorizing an Authorized Representative to take any action or execute any document to the contrary, in the absence of such Authorized Representative or in lieu of such Authorized Representative, the person designated in writing by such Authorized Representative, may take such action or execute such document with like effect as fully as though named in this resolution instead of such Authorized Representative.

Section 10. This resolution shall take effect immediately upon its passage.

Section 11. A certified copy of this Resolution shall be filed in the Offices of the City Clerk, Treasurer, City Attorney and City Controller.

Section 12. The Mayor shall sign and the City Clerk shall attest to the adoption of this resolution.

#9.

ADOPTED this 2nd day of December, 2008.

MAYOR OF THE CITY OF COMPTON

CITY CLERK OF THE CITY OF COMPTON

**STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON**

I, Alita Godwin, CMC, City Clerk of the City of Compton, hereby certify that the foregoing Resolution was passed and 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 December 2, 2008, by the following vote:

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

CITY CLERK OF THE CITY OF COMPTON

CLERK'S CERTIFICATE

I, Alita Godwin, CMC, City Clerk of the City of Compton, do hereby certify as follows:

The foregoing resolution is a full, true and correct copy of a resolution duly adopted at a regular meeting of the City Council of said City duly and regularly held at the regular meeting place thereof on the 2nd day of December, 2008, of which meeting all of the members of said City Council had due notice and at which a majority thereof were present; and that at said meeting said resolution was adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

An agenda of said meeting was posted at least 72 hours before said meeting at City Hall, 205 South Willowbrook Avenue, Compton, California 90220, a location freely accessible to members of the public, and a brief description of said resolution appeared on said agenda.

I have carefully compared the foregoing with the original minutes of said meeting on file and of record in my office, and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes.

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

Dated: _____, 2008.

Alita Godwin, CMC,
City Clerk of the City of Compton

#10.

December 2, 2008

TO: MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: CITY ATTORNEY'S OFFICE

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
COMPTON ADOPTING REPORTING REQUIREMENTS FOR
COLLECTORS OF SOLID WASTE AND RECYCLABLE
MATERIALS

SUMMARY

The City Council declared this property a public nuisance at a public hearing held on October 2, 2007. The enclosed resolution proposes that 628 W. Raymond Street not be allowed to have goats or cows on their property for a period of two years.

BACKGROUND

The California Integrated Waste Management Act of 1989 (the "Act"), commonly known as AB 939, requires that all cities in California annually divert at least 50% of solid waste from landfill disposal. In order to measure and track compliance with this requirement, the California Integrated Waste Management Board ("CIWMB") imposes certain reporting obligations on all cities and counties. One of these requirements is an annual report, that includes (among other things) a calculation of the annual diversion rate, and a description of progress in implementing the diversion programs selected in the jurisdiction's planning documents.

In order to comply with its reporting obligations to the CIWMB, the City must collect the raw data from the business entities that collect solid waste and recyclable materials within the City.

The attached ordinance, if adopted, authorizes the City Council to impose reporting requirements on all authorized collectors of solid waste and recyclable materials. The attached resolution contains the actual reporting requirements. The resolution requires the collectors to maintain certain records and make them available if requested by the

#10.

City, and to make quarterly reports to the City. If the ordinance and resolution are adopted, staff will develop a set of standard reporting forms and make them available to all authorized collectors of solid waste and recyclable materials within the City.

Staff expects that the additional information provided by the collectors will greatly improve the accuracy of the City's reporting to the CIWMB.

FISCAL IMPACT

There is no fiscal impact to the City with this ordinance/resolution.

RECOMMENDATION

Staff recommends that City Council adopt the attached ordinance/resolution.

CRAIG J. CORNWELL
CITY ATTORNEY

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON ADOPTING REPORTING REQUIREMENTS FOR COLLECTORS OF SOLID WASTE AND RECYCLABLE MATERIALS

WHEREAS, pursuant to the California Integrated Waste Management Act of 1989 (the “Act”), commonly known as AB 939, imposes on all cities in California the obligation to annually divert at least 50% of solid waste from landfill disposal; and

WHEREAS, pursuant to the Act, the California Integrated Waste Management Board requires that the City of Compton (the “City”) provide certain reports to the Board and other enforcement agencies on a regular basis, regarding the collection, disposal, processing, and diversion of solid waste and recyclable materials; and

WHEREAS, in order to more efficiently and accurately comply with its reporting obligations, the City must obtain data from all collectors that collect solid waste and recyclable materials from residential and commercial premises within the City;

WHEREAS, pursuant to Section 21-11.3 of the Compton Municipal Code, all entities that collect solid waste and recyclable materials from residential and commercial premises within the City (“collectors”) are required to obtain a franchise, permit, license or other form of authorization (collectively, “license”) from the City for the privilege of collecting solid waste and/or recyclable materials within the corporate limits of the City;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMPTON DOES HEREBY RESOLVE, DETERMINE AND ORDER as follows:

Section 1. Requirement Monthly Reports.

As a condition of any license granted pursuant to section 21-11.3 of the Compton Municipal Code, every collector shall compile and keep the following documents by month, and shall deliver the documents to the City Manager within ten (10) days of a request by the City Manager:

(a) copies of disposal facility weight tickets/invoices which indicate the net amount of all solid waste disposed during the reporting month, typical fees paid, and where the waste was disposed of, by route; and

(b) copies of facility weight tickets/invoices that indicate the net amount of all recyclable materials and green waste diverted from disposal facilities during the reporting month, typical fees paid, and where the recyclable materials and green waste were delivered, by route.

Section 2. Required Quarterly Reports.

Every collector shall compile and keep the following information for each month during the quarter and shall deliver a written report thereon, signed by an officer of collector, to the City Manager on a quarterly basis. Quarterly reports shall be submitted no later than the 25th of the month immediately following the end of the quarter, with the first quarterly report due on or before April 25, 2009. Quarterly reports shall be submitted in hard copy, and shall be also be provided electronically in a format and using software acceptable to City.

(a) Solid Waste Data. The average number of daily set-outs, tons collected and delivered to the disposal site, number of service accounts and number of solid waste containers distributed by size and subscriber for each separate subscriber class and for each free facility service.

(b) Recycling Data. The daily average of gross tons collected by material type and by route for residential premises, commercial premises, and for facilities receiving free service; the average number of daily set-outs by route; the total set-outs and tonnages, by material type and by route for the quarter; the average participation rates over the quarter relative to the total number of subscribers in terms of weekly set-out counts; quarterly totals of recyclable materials processed and sold including facility name and location, average price received per ton and total recycling revenue received for the quarter by material type (and grade where appropriate); any quantities, by material type, donated or otherwise disbursed without compensation; number of recyclable materials containers distributed by size and subscriber type; quantities, by material type, collected at collector operated buy-back and drop-off recycling operations used by Compton residents; and quarterly totals and location for residue disposed.

(c) Green Waste Data. The average daily gross tons collected by route; the average daily number of set-outs by route; the average participation rates over the quarter relative to the total number of subscribers in terms of weekly set-out counts; the number of green waste containers distributed by size and subscriber type; and quarterly totals and location for residue disposal.

(d) Household Hazardous Waste Data. Data on Household Hazardous Waste types and quantities collected through this Agreement in a form consistent with California Integrated Waste Management Board Form 303 and including addresses of all City residents using the Household Hazardous Waste program during the reporting period.

(e) Disposal Summaries. Summaries of the net amount of all solid waste disposed during the reporting period, typical fees paid, and where the waste was disposed of, by residential and commercial service sectors. City may review all supporting documentation (which collector shall retain) for collector’s summaries on collector’s business premises after giving 48 hours written notice of such a request.

Section 3. That a certified copy of this Resolution shall be filed in the offices of the City Manager, City Controller, City Attorney and City Clerk.

Section 4. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Resolution.

ADOPTED this _____ day of _____, 2008

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON

I, Alita Godwin, City Clerk of the City of Compton, hereby certify that the foregoing Resolution 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 _____ day of _____, 2008.

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

#11.

December 2, 2008

TO: MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: CITY ATTORNEY'S OFFICE

SUBJECT: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
COMPTON, AMENDING CHAPTER XXI OF THE COMPTON
MUNICIPAL CODE RELATING TO REPORTING REQUIREMENTS
FOR COLLECTORS OF SOLID WASTE AND RECYCLABLE
MATERIALS

SUMMARY

The City Council declared this property a public nuisance at a public hearing held on October 2, 2007. The enclosed resolution proposes that 628 W. Raymond Street not be allowed to have goats or cows on their property for a period of two years.

BACKGROUND

The California Integrated Waste Management Act of 1989 (the "Act"), commonly known as AB 939, requires that all cities in California annually divert at least 50% of solid waste from landfill disposal. In order to measure and track compliance with this requirement, the California Integrated Waste Management Board ("CIWMB") imposes certain reporting obligations on all cities and counties. One of these requirements is an annual report, that includes (among other things) a calculation of the annual diversion rate, and a description of progress in implementing the diversion programs selected in the jurisdiction's planning documents.

In order to comply with its reporting obligations to the CIWMB, the City must collect the raw data from the business entities that collect solid waste and recyclable materials within the City.

The attached ordinance, if adopted, authorizes the City Council to impose reporting requirements on all authorized collectors of solid waste and recyclable materials. The attached resolution contains the actual reporting requirements. The resolution requires

#11.

the collectors to maintain certain records and make them available if requested by the City, and to make quarterly reports to the City. If the ordinance and resolution are adopted, staff will develop a set of standard reporting forms and make them available to all authorized collectors of solid waste and recyclable materials within the City.

Staff expects that the additional information provided by the collectors will greatly improve the accuracy of the City's reporting to the CIWMB.

FISCAL IMPACT

There is no fiscal impact to the City with this ordinance/resolution.

RECOMMENDATION

Staff recommends that City Council adopt the attached ordinance/resolution.

CRAIG J. CORNWELL
CITY ATTORNEY

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON, AMENDING CHAPTER XXI OF THE COMPTON MUNICIPAL CODE RELATING TO REPORTING REQUIREMENTS FOR COLLECTORS OF SOLID WASTE AND RECYCLABLE MATERIALS

THE CITY COUNCIL OF THE CITY OF COMPTON DOES ORDAIN AS FOLLOWS:

Section 1. Section 21-1.3 of Chapter XXI of the Compton Municipal Code is hereby amended by adding subsection “j”, as follows:

“j. *Required Reports.*

Each collector shall provide the City with monthly, quarterly, and annual reports, to the extent required by the applicable license, or otherwise required by resolution of the City Council. An authorized officer of the collector shall sign each report.”

Section 2. 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 _____, 2008.

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON

I, Alita Godwin, City Clerk of the City of Compton, hereby verify 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 _____, 2008.

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

#11.

Ordinance No. _____
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