

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, March 03, 2009
7:00 PM**

HEARING(S)

OPENING

ROLL CALL

APPROVAL OF MINUTES

1. January 27, 2009
February 3, 2009

INTRODUCTION OF SPECIAL GUESTS

ORAL AND WRITTEN COMMUNICATIONS

2. **Captain Martin Ross** (Salvation Army) - Update on Positive Happenings and Building Improvements Benefiting the City of Compton

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 ATTORNEY

3. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO EXTEND AND AMEND THE AGREEMENT BETWEEN THE CITY AND VALLEY OAK SYSTEMS, INC. FOR PROVISION OF WORKERS' COMPENSATION AND LIABILITY SOFTWARE.
4. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON RESCINDING RESOLUTION NO. 15,024 AND INCREASING THE COMPROMISE AND SETTLEMENT AUTHORITY OF THE CITY ATTORNEY TO THE AMOUNT OF FIFTEEN THOUSAND DOLLARS (\$15,000) FOR LIABILITY CLAIMS AND LITIGATION
5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON PROVIDING THE COMPROMISE AND SETTLEMENT AUTHORITY OF THE CITY ATTORNEY TO THE AMOUNT OF FIFTY THOUSAND DOLLARS (\$50,000) FOR WORKERS' COMPENSATION CLAIMS FILED BEFORE THE WORKERS' COMPENSATION APPEALS BOARD.

MUNICIPAL LAW ENFORCEMENT SERVICES

6. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE MUNICIPAL LAW ENFORCEMENT DEPARTMENT'S BUDGET ACCEPTING AND APPROPRIATING FUNDS PURSUANT TO ASSEMBLY BILL 3229

RECREATION DEPARTMENT

7. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE PARKS, RECREATION AND SPECIAL SERVICES DEPARTMENT'S 2008/09 FISCAL YEAR BUDGET TO ADD A POOL MANAGER POSITION

REGULAR AGENDA

REPORTS OF OFFICERS, BOARDS, COMMISSIONS AND COMMITTEES

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

Appointments to: Various
Boards, Commission, and
Committees

Appointment of :
Yvonne Arceneaux -
Metropolitan Water District
of Southern California

CITY MANAGER'S REPORT

9. REQUEST TO SCHEDULE A PUBLIC HEARING - AMENDMENTS TO THE
PREFERENTIAL PERMIT PARKING PROGRAM (**March 17, 2009 at 7:15
p.m.**)
10. REQUEST TO SCHEDULE A PUBLIC HEARING - APPEAL OF PLANNING
COMMISSION DECISION ON VARIANCE CASE NO. 2621, A REQUEST
FOR A PARKING VARIANCE IN THE LOW DENSITY RESIDENTIAL (R-L)
ZONE (**March 24, 2009 at 3:15 p.m.**)
11. REQUEST TO SCHEDULE A PUBLIC HEARING - CHANGE OF ZONE
CASE NO. 2009-01 AND GENERAL PLAN AMENDMENT CASE NO. 2009-
01 (**March 24, 2009 at 3:20 p.m.**)
12. MOTION TO RECONSIDER A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF COMPTON APPROVING AN AMENDMENT TO THE
POSITION CLASSIFICATION PLAN BY ADOPTING REVISED
CLASSIFICATION SPECIFICATIONS FOR ACCOUNTANT I, AND
APPROVING SALARY ADJUSTMENTS FOR THE CLASSIFICATIONS OF
ACCOUNTANT I AND ACCOUNTANT II

CITY ATTORNEY'S REPORTS

13. REQUEST FOR CITY COUNCIL'S AUTHORIZATION TO ISSUE A
BUSINESS LICENSE TO L.B.C. AUTO REPAIR (223 N. Bullis Road)

CITY TREASURER'S REPORTS

14. INVESTMENT REPORT - January 31, 2009

UNFINISHED BUSINESS

NEW BUSINESS

15. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTERS VII AND VIII OF THE COMPTON MUNICIPAL CODE BY DELETING SECTION 7-20, AND ADDING SECTION 8-11 (WEED ABATEMENT) - **(First Reading)**
16. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON IMPOSING A CONVENIENCE FEE FOR CREDIT CARD PAYMENTS FOR PARKING CITATIONS, WATER AND REFUSE FEES, CITY FEES AND OTHER CITY SERVICES
17. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY A CERTAIN MEASURE TO CHANGE THE NAME AND DATES FOR THE PRIMARY NOMINATING ELECTION AND GENERAL MUNICIPAL ELECTIONS , COMMENCING IN 2011, TO BE HELD ON TUESDAY, JUNE 2, 2009, AS CALLED BY ORDINANCE NUMBER 2,187
18. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY A CERTAIN MEASURE TO DIVIDE THE CITY INTO SIX (6) DISTRICTS FOR THE PURPOSE OF ELECTING MEMBERS OF THE COUNCIL WHEN THE CITY'S POPULATION EXCEEDS 150,000 RESIDENTS RATHER THAN 100,000 RESIDENTS, AS CURRENTLY PROVIDED, AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, JUNE 2, 2009, AS CALLED BY ORDINANCE NUMBER 2,187
19. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON RESCINDING RESOLUTION NO. 22,775 AN AMENDMENT TO THE POSITION CLASSIFICATION PLAN BY ADOPTING REVISED CLASSIFICATION SPECIFICATIONS FOR ACCOUNTANT I AND APPROVING SALARY ADJUSTMENTS FOR THE CLASSIFICATIONS OF ACCOUNTANT AND ACCOUNTANT II

APPROVAL OF WARRANTS

20. **Warrant #171942 - Date - 2/26/09 - Name - Press Telegram - Description - Advertising Services for December 2008 and January 2009 - Amount - \$28,647.14 - Requested by: City Manager**
Warrant #171955 - Date - 2/26/09 - Name - ASAP Sign Company - Description - Warranty, Maintenance and Repair of 15 City Monuments - Amount - \$45,000.00 - Requested by: City Manager

Total amount of Warrants - \$73,647.14

AUDIENCE COMMENTS

COUNCIL COMMENTS

ADJOURNMENT

NEXT REGULAR MEETING: Tuesday, March 10, 2009 @ 3:00 PM.

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

JANUARY 27, 2009

The Compton City Council meeting was called to order at 3:21 p.m., in the Council Chambers of City Hall by Mayor Pro-Tem Lillie Dobson. The Pledge of Allegiance was led by Mayor Pro-Tem Lillie Dobson.

Roll Call

Council Members Present: Calhoun, Arceneaux, Clay, Dobson

Council Members Absent: Perrodin

Other Officials Present: C. Cornwell, A. Godwin, C. Evans

APPROVAL OF MINUTES

There were no minutes to be approved.

COMMENDATORY RESOLUTIONS/PRESENTATIONS

Colton Piano Family (Donation of a Baby Grand Piano for the Christmas Holiday)

Reagendad.

REQUEST TO WAIVE THE ORDER OF THE AGENDA

On motion by Arceneaux, seconded by Calhoun, to waive the order of the agenda, by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson

NOES: Council Members - None

ABSENT: Council Members - Perrodin

REPORTS OF OFFICERS, BOARDS, COMMISSIONS AND COMMITTEES

Removal of Officers, Council Members, Boards/*Commissions and Committees - Resignation Letter

On motion by Arceneaux, seconded by Calhoun, the Resignation Letter of **Amos Clay** (Oversite Committee) was received and filed, by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson

NOES: Council Members - None

ABSENT: Council Members - Perrodin

ITEMS REMOVED FROM THE CONSENT AGENDA

Items 7, 11, 12 & 13 were removed from the Consent Agenda.

CONSENT AGENDA

On motion by Arceneaux, seconded by Calhoun, the Consent Agenda was approved

by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson

NOES: Council Members - None

ABSENT: Council Members - Perrodin

CITY MANAGER/CITY ATTORNEY REPORTS

Weekly Graffiti Report/Urban Graffiti Enterprises
November 27-28, 2008
December 1, 8, 16 & 22, 2008

Received and Filed.

RESOLUTIONS

RESCINDING RESOLUTION
NO. 22,736 AND AUTHORIZING
THE CITY MANAGER TO
ACCEPT THE BID AND
ENTER INTO A CONTRACT
WITH MZN CONSTRUCTION
TO CONSTRUCT AN ADA
COMPLIANT RESTROOM
AT COMPTON FIRE
DEPARTMENT’S STATION
NO. 4.

Resolution # 22,758

RESCINDING RESOLUTION
NO. 22,672 AND AUTHORIZING
THE CITY MANAGER TO
ENTER INTO A LEASE
AGREEMENT WITH THE
37TH U.S. CONGRESSIONAL
DISTRICT REPRESENTATIVE
(CONGRESSWOMAN LAURA
RICHARDSON) FOR A DISTRICT
OFFICE IN COMPTON CITY HALL

Resolution # 22,759

EXTENDING THE MODIFIED
GROSS REVENUE LICENSE
FEE FOR THE CRYSTAL
CASINO AND HOTEL

Resolution # 22,760

AUTHORIZING THE CITY
MANAGER TO ENTER INTO
A CONTRACT EXTENSION
WITH MBIA MUNISERVICES
COMPANY TO PROVIDE
UTILITY USERS TAX/
FRANCHISE COMPLIANCE
AND REVENUE PROTECTION
SERVICES

Resolution # 22,761

AUTHORIZING THE CITY
MANAGER TO ENTER
INTO A PROFESSIONAL
SERVICE AGREEMENT
WITH AT&T
TELECOMMUNICATIONS
FOR A NEW NETWORK
INFRASTRUCTURE

Resolution # 22,762

AUTHORIZING THE CITY
MANAGER TO RENEW THE
PROFESSIONAL MAINTENANCE
AGREEMENT WITH NEC
FINANCIAL SERVICES FOR
NEXUS INTEGRATED SERVICE,
INC.

Resolution # 22,763

**AMENDING THE PLANNING
AND ECONOMIC DEVELOPMENT
DEPARTMENT FISCAL YEAR
2008-09 BUDGET AND
TRANSFERRING FUNDS
BETWEEN ACCOUNTS TO
ADD A PLANNING AND
ECONOMIC DEVELOPMENT
DIRECTOR POSITION**

Resolution # 22,764

**AUTHORIZING CHANGE
ORDER #2 WITH CALIFORNIA
LANDSCAPE AND DESIGN,
D.B.A. CALIFORNIA SKATE
PARKS, INC. FOR COMPLETION
OF PHASE II OF THE WILSON
PARK IMPROVEMENT PROJECT**

Resolution # 22,765

**APPROVING THE APPLICATION
FOR GRANT FUNDS FROM THE
LOS ANGELES COUNTY
REGIONAL PARK AND OPEN
SPACE DISTRICT PER PARCEL
DISCRETIONARY GRANT
PROGRAM FOR THE WILSON
PARK IMPROVEMENT PROJECT**

Resolution # 22,766

Councilperson Dobson requested additional information concerning this resolution.

Brandon Mims, Director of Parks and Recreation, explained that the adoption of this resolution would authorize the submission of a grant application to the County of Los Angeles for

the Lueders Park Improvement Project.

**ACCEPTING THE BID OF HD
SUPPLY WATERWORKS FOR
THE FURNISHING AND
DELIVERY OF STORE
SUPPLIES AND TRANSFERRING
FUNDS BETWEEN ACCOUNTS**

Resolution # 22,767

ITEMS REMOVED FROM THE CONSENT AGENDA

**AUTHORIZING THE CITY
MANAGER TO EXECUTE A
LEASE/PURCHASE AGREEMENT
WITH KEY GOVERNMENT
FINANCE, INC. FOR THE
PROCUREMENT OF CISCO
NETWORK EQUIPMENT**

Councilperson Calhoun questioned why staff is requesting a five year lease agreement for equipment that is upgraded every three years.

Dewayne Coleman, stated that the city would be awarded training credits and upgraded software under this five year lease agreement.

On motion by Arceneaux, seconded by Calhoun, **Resolution # 22,768** entitled “**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE/PURCHASE AGREEMENT WITH KEY GOVERNMENT FINANCE, INC. FOR THE PROCUREMENT OF CISCO NETWORK EQUIPMENT**” was adopted, by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson
NOES: Council Members - None
ABSENT: Council Members - Perrodin

**AUTHORIZING THE CITY
MANAGER TO ENTER INTO A
CONTRACT WITH RON’S
MAINTENANCE FOR CATCH
BASIN CLEANING AND ISSUE
A PURCHASE ORDER**

Removed.

**AUTHORIZING THE CITY
MANAGER TO ENTER INTO
A PROFESSIONAL SERVICES
CONTRACT WITH C.H.
STRAWTER DESIGN, INC.
FOR SCOPING & CONCEPTUAL
LANDSCAPE PLANNING OF CITY
OPEN SPACES MANAGED BY
THE PARKS, RECREATION AND
SPECIAL SERVICES DEPARTMENT**

Removed.

**AUTHORIZING THE CITY
MANAGER TO ISSUE A
PURCHASE ORDER TO
MIRACLE PLAYGROUND
SALES FOR THE PURCHASE
OF A VORTEX CUSTOM
SPLASH PAD**

Removed.

**APPROVING THE RENTAL
AGREEMENT BETWEEN THE
AGENCY AND CLIFFORD
WILLIAMS TO RENT CERTAIN
AGENCY-OWNED PROPERTY**

Removed.

CITY ATTORNEY’S REPORTS

**Oral Report -Closure of Public
Nuisance Residence**

Craig Cornwell, City Attorney, announced the closure of a recognized public nuisance located at 1502 South Exmoor Street,

Compton, California. Mr. Cornwell stated that the property is currently in the city’s possession, though the homeowner is still responsible for mortgage payments. Mr. Cornwell thanked Lieutenant Luchia and Sergeant Octave of the Sheriff’s Department for their support in safely securing the location.

CLAIMS AGAINST THE CITY OF COMPTON

Magic Headwear v. City of Compton

Claim I-8193

On motion by Arceneaux, seconded by Calhoun, the above claim was approved, by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson
NOES: Council Members - None
ABSENT: Council Members - Perrodin

Donna Dominguez v. City of Compton

Claim I-8195

On motion by Arceneaux, seconded by Calhoun, the above claim was denied, by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson
NOES: Council Members - None
ABSENT: Council Members - Perrodin

Settlement Request: Mercury Insurance Group On motion by Arceneaux, seconded by Clay, the settlement request was approved, by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson
NOES: Council Members - None
ABSENT: Council Members - Perrodin

Worker’s Compensation Assessment Report On motion by Arceneaux, seconded by Clay, the assessment report was received and filed, by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson
NOES: Council Members - None
ABSENT: Council Members - Perrodin

CLOSED SESSION

Conference with Legal Counsel - Anticipated Litigation, One Potential Case, Pursuant to California Government Code Section 54957(b) On motion by Arceneaux, seconded by Calhoun, closed session was approved, by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson
NOES: Council Members - None
ABSENT: Council Members - Perrodin

CITY TREASURER’S REPORTS

Investment Report - Ending December 31, 2008 On motion by Arceneaux, seconded by Calhoun, the investment report was received and filed, by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson
NOES: Council Members - None
ABSENT: Council Members - Perrodin

UNFINISHED BUSINESS There was no Unfinished Business.

***Councilperson Calhoun out at 3:49 p.m.**

NEW BUSINESS

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE LAW OFFICES OF MARTIN & MARTIN, LLP TO IMPLEMENT RECOMMENDATIONS CONSISTENT WITH ITS ASSESSMENT REPORT **William Kemp**, Compton resident, inquired as to what was being assessed in this report.
Craig Cornwell, City Attorney, explained that the Law Offices of Martin & Martin, LLP. will be assisting the City Attorney’s Office with closing approximately 400 files, which will subsequently lower the city’s insurance costs while maintaining industry standards within the Workers’ Compensation division.

On motion by Arceneaux, seconded by Clay, **Resolution # 22,769** entitled “**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE LAW OFFICES OF MARTIN & MARTIN, LLP TO IMPLEMENT RECOMMENDATIONS CONSISTENT WITH ITS ASSESSMENT REPORT**” was adopted, by the following vote on roll call:

AYES: Council Members - Arceneaux, Clay, Dobson
NOES: Council Members - None
ABSENT: Council Members - Calhoun, Perrodin

APPROVAL OF WARRANTS

<u>Warrant</u>	<u>Description</u>	<u>Amount</u>
170254	Pacific Coast Waste & Recycling (Waste Management for December 2008 and Labels)	\$617,814.29

On motion by Arceneaux, seconded by Clay, the above warrant was approved, by the following vote on roll call:

AYES: Council Members - Arceneaux, Clay, Dobson
NOES: Council Members - None
ABSENT: Council Members - Calhoun, Perrodin

SPECIAL PRIVILEGE **Todd Olsen**, representative of the Olsen Company, presented plaques of appreciation to Mayor Perrodin and the City Council, City Manager and Community Redevelopment Agency for their partnership and ongoing support of the Willow Walk Project.

***Councilperson Calhoun in at 3:54 p.m.**

PUBLIC HEARING - TENTATIVE PARCEL MAP NO. 70915 (200 & 208 TOWNE CENTER DRIVE)	On motion by Arceneaux, seconded by Clay, the hearing was opened at 3:58 p.m., by the following vote on roll call:
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AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson
NOES: Council Members - None
ABSENT: Council Members - Perrodin

Gay Morris, Director of the Planning and Economic Development Department, stated that the purpose of this hearing is to request a two lot sub-division of an existing parcel within the Gateway Towne Center. The applicant is requesting to sub-divide one existing developed parcel into two developed parcels. Each lot will be maintained as currently developed and fully-integrated. On December 10, 2008, the Planning Commission conducted a public hearing to consider the request and voted to recommend that council approve the sub-division. Therefore, staff is requesting that council approve the request to sub-divide an existing parcel into two separate buildings.

AUDIENCE COMMENTS ON THE HEARING	Robert Ray , Compton resident, requested the location of this parcel.
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Brooke Morris, representative of Prism-IQ, indicated that the parcels are the former Shoe Pavilion and Daniels Jewelers building.

William Kemp, Compton resident, expressed his support for the proposed sub-division.

Lorraine Cervantes, Compton resident, also expressed her support for the sub-division.

Val Dudley, Compton resident, thanked the project developer for investing in the City of Compton.

On motion by Arceneaux, seconded by Calhoun, the hearing was closed at 4:06 p.m., by the following vote on roll call:

- AYES:** Council Members - Calhoun, Arceneaux, Clay, Dobson
- NOES:** Council Members - None
- ABSENT:** Council Members - Perrodin

**COUNCIL COMMENTS
ON THE HEARING**

Councilperson Arceneaux voiced her approval for the sub-division and requested that a supermarket be constructed at the Gateway Towne Center.

Councilperson Calhoun expressed her approval of the sub-division and commended the community for patronizing the Gateway Towne Center.

Councilperson Clay expressed his support for any development that improves the city’s ability to serve the citizens of Compton.

**PUBLIC HEARING - ADOPTION
OF INTERNATIONAL AND STATE
FIRE CODE**

On motion by Arceneaux, seconded by Clay, the hearing was opened at 4:08 p.m., by the following vote on roll call:

- AYES:** Council Members - Calhoun, Arceneaux, Clay, Dobson
- NOES:** Council Members - None
- ABSENT:** Council Members - Perrodin

Jon Thompson, Fire Chief of the Compton Fire Department, stated that the purpose of this hearing is for the council to adopt the international and state fire codes. Mr. Thompson announced the following changes to the fire codes:

- a) All new residential facilities must have fire sprinklers installed.
- b) Fees will be charged to companies with two or more false fire alarms.
- c) Open flames in residential areas on balconies will be prohibited.
- d) All education facilities must have fire alarm systems.
- e) Fee schedule change.

**AUDIENCE COMMENTS
ON THE HEARING**

Robert Ray, Compton resident asked if there were any changes to fire hydrant regulations. Mr. Thompson indicated that there would be no changes to fire hydrant regulations.

Joe Hicks, Compton resident, questioned if pre-school facilities were considered educational facilities. Mr. Thompson explained that the designation of educational facilities, depends on whether the pre-school is set in a residential or commercial building.

Lorraine Cervantes, Compton resident, requested the effective dates of these fire codes.

Mr. Thompson stated that the fire codes were effective as of January 1, 2009.

Eric Boyd, representative of Congresswoman Laura Richardson, requested the effective date of in-home sprinkler systems. Mr. Thompson stated that it will be mandatory for new homes to have sprinkler systems in one month.

Mr. Boyd informed the citizens of Compton that they could apply for specified allocations to fund in-house sprinkler systems by contacting the Office of Congresswoman Laura Richardson.

On motion by Arceneaux, seconded by Calhoun, the hearing was closed at 4:19 p.m., by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson
NOES: Council Members - None
ABSENT: Council Members - Perrodin

COUNCIL COMMENTS ON THIS HEARING Councilperson Arceneaux expressed a concern for fire codes and mobile home parks.

Mr. Thompson informed Councilperson Arceneaux that municipalities are not the regulatory agency for mobile home parks, as it relates to water sprinklers.

Councilperson Arceneaux directed the City Manager to contact the State of California Mobile Home Park Regulatory Agency to enforce mandatory water sprinklers in mobile home parks.

Councilperson Calhoun requested the fine amount for false alarms. Mr. Thompson explained that the fine is based on industry standards and the respective Deputy Fire Marshall’s salary.

APPROVING A DIVISION OF LAND (TENTATIVE PARCEL MAP NO. 70915) On motion by Arceneaux, seconded by Calhoun, **Resolution # 22,770** entitled “**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON**

APPROVING A DIVISION OF LAND (TENTATIVE PARCEL MAP NO. 70915)” was adopted, by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson
NOES: Council Members - None
ABSENT: Council Members - Perrodin

AUDIENCE COMMENTS Dr. Willie Jones sated that he attended President Barack Obama’s Inauguration Ceremony and communicated the President’s Message of Hope to the citizens of Compton.

Juanita Wilson, Chaplain of the Ladies Auxiliary VFW Post 5394, requested the council’s permission to install three “Cell Phones for Soldiers” drop boxes in and around City Hall.

Robert Ray, Compton resident, encouraged everyone to volunteer for community service.

Terry Williams, Compton resident, spoke concerning his experiences in the City of Compton.

William Kemp, Compton resident, congratulated Amos Clay on his appointment to the 4th District and agreed with Mayor Pro-Tem Dobson that a fire station is needed on the East and Southside of Compton.

Val Dudley, Compton resident, thanked Victor in the Building and Safety Department for helping her.

Gwen Patrick, Compton resident, asked the council if they had any knowledge of the Joint Powers Insurance Authority.

Craig Cornwell, City Attorney, replied affirmatively and stated that the city is self-insured.

Herbert Arceneaux, Compton resident, suggested that the city’s streets be repaved, in addition to traffic signals being installed in certain areas of the city.

COUNCIL COMMENTS

Councilperson Arceneaux announced that she would be hosting a “Townhall Meeting” at Robert F. Kennedy School from 9 a.m. to 11 a.m. to address the ordinance concerning parking permits.

Councilperson Arceneaux asked the City Attorney to contact the City of Lancaster to put a ban on dangerous dogs.

Councilperson Arceneaux announced that the “3rd District Clean-Up” has been rescheduled for Saturday, February 28, 2009, due to rain.

Councilperson Calhoun stated that she traveled to Sacramento, California and spoke to Assemblyman Hall, Curren Price and Rod Wright concerning the budget and Martin Luther King, Jr. hospital.

Councilperson Calhoun announced that the city would be hosting an “Enterprise Zone Opportunity Workshop” on Wednesday, February 18, 2009 from 8 a.m. to 10 a.m. at the Crystal Park Casino.

Councilperson Calhoun informed the community that the city has a free program for developmentally disabled adults located at 1104 East 148th Street, Compton. For more information, please contact (310) 898-6494.

Councilperson Clay spoke concerning his vision for the citizens of Compton and clarified the statements made concerning him in the Compton Bulletin.

Mayor Pro-Tem Dobson acknowledged Judge Filer and welcomed Julius Davis, the new Director of Municipal Law Enforcement Services Department.

Mayor Pro-Tem Dobson commented on her experiences at President Barack Obama’s Inauguration Ceremony and requested that the meeting be adjourned in memory of William L. Handy Sr.

On motion by Arceneaux, seconded by Calhoun, the meeting was recessed to closed session at 5:35 p.m., by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson

NOES: Council Members - None

ABSENT: Council Members - Perrodin

On motion by Arceneaux, seconded by Calhoun, the meeting was reconvened at 6:22 p.m., by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Clay, Dobson

NOES: Council Members - None

ABSENT: Council Members - Perrodin

Council Members Present: Calhoun, Arceneaux, Clay, Dobson

Council Members Absent: Perrodin

**REPORT OUT OF
CLOSED SESSION**

Craig Cornwell, City Attorney, stated that council met in closed session regarding Conference with Legal Counsel - Anticipated Litigation, One Potential Case, Pursuant to California Government Code Section 54957(b). The following council members were present during closed session: Calhoun, Dobson, Arceneaux and Clay. Following the discussion, the City Council unanimously agreed that the city would file a civil lawsuit; City of Compton v. Westchester Industrial Medical Group with the assistance of the Law Offices of Martin & Martin, LLP. as co-counsel.

Welcome to the Birthing of a New Compton.

#1.

On motion by Arceneaux, seconded by Calhoun, the meeting was adjourned in memory of **William L. Handy Sr.** at 6:25 p.m., by the following vote on roll call:

- AYES:** Council Members - Calhoun, Arceneaux, Clay, Dobson
- NOES:** Council Members - None
- ABSENT:** Council Members - Perrodin

Clerk of the City of Compton

Mayor of the City of Compton

FEBRUARY 3, 2009

The Compton City Council meeting was called to order at 7:08 p.m., in the Council Chambers of City Hall by Mayor Eric Perrodin.

Roll Call

Council Members Present: Calhoun, Dobson, Arceneaux, Clay, Perrodin

Council Members Absent: None

Other Officials Present: C. Cornwell, A. Godwin, C. Evans

APPROVAL OF MINUTES

On motion by Arceneaux, seconded by Dobson,
the minutes of **November 25, 2008**,

December 2, 2008, December 9, 2008 and December 16, 2008 were approved, by the following vote on roll call:

AYES: Council Members - Calhoun, Dobson, Arceneaux, Clay, Perrodin

NOES: Council Members - None

ABSENT: Council Members - None

COMMENDATORY RESOLUTIONS/PRESENTATIONS

**Colton Piano Family (Donation
of a Baby Grand Piano for the
Christmas Holiday)**

New Compton.

Mayor Perrodin and the City Council

presented the Colton Piano Family with a
plaque of appreciation, in recognition of their
generosity and commitment to help Rebirth a

National “Wear Red” Day

for Women in the City of Compton, in recognition of the ongoing fight against heart
disease and stroke among women, on behalf of the Mayor and City Council.

Councilperson Arceneaux proclaimed

February 6, 2009 as National Wear Red Day

SPECIAL PRIVILEGE

Dr. LeBlanc, President of the National
Conference of Minority Public Administrators,
presented Mayor Perrodin with the Ambassador’s Goodwill Presidential Ball Award, in
commemoration of his dedication and commitment to improve the quality of life in the City
of Compton.

**Christmas Parade Awards
Presentations**

**Presentations were made prior to Council
meeting.**

CONSENT AGENDA

by the following vote on roll call:

On motion by Arceneaux, seconded by

Dobson, the Consent Agenda was approved

AYES: Council Members - Calhoun, Dobson, Arceneaux, Clay, Perrodin

NOES: Council Members - None

ABSENT: Council Members - None

CITY MANAGER/CITY ATTORNEY REPORTS

**Weekly Graffiti Report/Urban
Graffiti Enterprises
December 29, 2008 and
January 5, 2009**

Received and Filed.

have been arrested for graffiti, in an effort to curb the costs of graffiti removal.

William Kemp, Compton resident,
suggested that an ordinance be adopted that
mandates a fine to the parents of minors that

RESOLUTIONS

**AUTHORIZING THE COMPTON
MUNICIPAL WATER
DEPARTMENT TO LEASE
WATER RIGHTS FROM THE
CITY OF BELLFLOWER**

Resolution # 22,771

**ADOPTING THE LOCAL
IMPLEMENTATION PLAN
FOR CALIFORNIA
INTEGRATED WASTE
MANAGEMENT BOARD
FOR TRASH SERVICE**

Resolution # 22,772

**Request to Schedule Workshops
for Council to Review Funding
Recommendations for Fiscal
Year 2009-2010 for the
Community Development
Block Grant (CDBG),
Emergency Shelter Grant (ESG)
and Home Programs**

On motion by Arceneaux, seconded by Dobson,
the workshops were scheduled for 2/18/09 at
6 p.m. and 2/26/09 at 6 p.m., by the following
vote on roll call:

AYES: Council Members - Calhoun, Dobson, Arceneaux, Clay, Perrodin
NOES: Council Members - None
ABSENT: Council Members - None

CITY ATTORNEY’S REPORTS

CLOSED SESSION

**Conference with Legal Counsel -
Pending Litigation, Dickerson v.
City of Compton, LASC Case No.
BC387992, Lee v. City of Compton,
LASC Case No. BC386781,
Pursuant to California Government
Code Section 54956.9(a)**

On motion by Arceneaux, seconded by
Dobson, closed session was approved, by
the following vote on roll call:

**Conference with Labor Negotiator
Agency Negotiator: Alan Atlas, Esq.
Employee Organizations: All**

AYES: Council Members - Calhoun, Dobson, Arceneaux, Clay, Perrodin
NOES: Council Members - None
ABSENT: Council Members - None

SUBSEQUENT NEED ITEM

**Request for a Street Closure -
Our Lady of Victory Church
Repavement of Church Parking Lot
February 7-10, 2009**

On motion by Arceneaux, seconded by
Calhoun, to consider the subsequent need
item, by the following vote on roll call:

AYES: Council Members - Calhoun, Dobson, Arceneaux, Clay, Perrodin
NOES: Council Members - None
ABSENT: Council Members - None

Mayor Perrodin advised the representatives of Our Lady of Victory Church to submit all
future requests in a timely manner, in order to make sure the request is posted on the
agenda.

Louis Lendaros, representative of Our Lady of Victory Church, pleaded with the council to allow the street closure and indicated that the parking lot would be repaved and beautified to match the rebirth of the city.

On motion by Arceneaux, seconded by Calhoun, to approve the street closure request, by the following vote on roll call:

AYES: Council Members - Calhoun, Dobson, Arceneaux, Clay, Perrodin
NOES: Council Members - None
ABSENT: Council Members - None

UNFINISHED BUSINESS There was no Unfinished Business.

NEW BUSINESS There was no New Business.

APPROVAL OF WARRANTS There were no warrants to be approved.

AUDIENCE COMMENTS **Lula Boyd**, Compton resident, invited the community to visit the Exceptional Adults Center located at 1104 East 148th Street, Compton. For more information concerning this program, please contact (310) 898-6494.

Joyce Kelly, Compton resident, announced that she would be running for Mayor.

Louis Lendaros, Compton resident, thanked the City Council for authorizing the Our Lady of Victory emergency street closure request.

Herbert Arceneaux, Compton resident, expressed his support concerning the permit parking ordinance.

William Kemp, Compton resident, thanked Councilperson Arceneaux for helping him during the school registration process and commended her for always treating him with dignity and respect.

B.J. Douglas, television celebrity, spoke concerning his work within the Compton Unified School District.

Robert Ray, Compton resident, spoke concerning the city’s involvement in the Greater Los Angeles Homeless Count.

Marjorie Shipp, Compton resident and Board Trustee of the Compton Unified School District, expressed her disapproval of the rumored permit parking ordinance lift.

COUNCIL COMMENTS **Councilperson Calhoun** directed staff to apply for the 48.5 million dollar Safe Route for Schools grant, as well as the Veterans Standdown grant before their deadline.

Councilperson Calhoun announced that employment opportunities were available at Careerlink through the Caljobs program on Wednesday, February 4, 2009 from 9 a.m. to 11 a.m..

Councilperson Calhoun also mentioned that the Census Bureau is still hiring for various positions. For additional information concerning this opportunity, contact (866) 861-2010.

Councilperson Dobson informed the Compton community that there were grant funds available to pay for a fire station in the 2nd District.

Councilperson Arceneaux directed the City Manager to schedule a meeting with the railroad company to improve the railroads in the City of Compton and announced that the “3rd District Clean-Up” is scheduled for Saturday, February 28, 2009.

Councilperson Clay spoke concerning the California Legendary Black Caucus Foundation and Proposition 49.

Mayor Perrodin expressed concerns for the permit parking program and the activities of absent homeowners in Richland Farms.

The meeting was recessed to closed session at 8:50 p.m. and reconvened at 11:09 p.m.

Council Members Present: Arceneaux, Clay, Perrodin
Council Members Absent: Calhoun, Dobson

REPORT OUT OF CLOSED SESSION **Craig Cornwell**, City Attorney, stated that council met in closed session regarding Conference with Legal Counsel - Pending Litigation,, Dickerson v. City of Compton, LASC Case No. BC387992. The City Council unanimously voted to except the settlement offer. As it relates to Lee v. City of Compton, LASC Case No. BC 386781, The City Council unanimously voted to except the settlement offer. As it relates to Conference with Labor Negotiator, Agency Negotiator: Alan Atlas, Esq. Employee Organizations: All; No action was taken.

Welcome to the Birthing of a New Compton.

On motion by Arceneaux, seconded by Calhoun, the meeting was adjourned at 11:11 p.m., by the following vote on roll call:

AYES: Council Members - Arceneaux, Clay, Perrodin
NOES: Council Members - None
ABSENT: Council Members - Calhoun, Dobson

Clerk of the City of Compton

Mayor of the City of Compton

March 3, 2009

TO: CITY MANAGER

FOR: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: CITY ATTORNEY

RE: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO EXTEND AND AMEND THE AGREEMENT BETWEEN THE CITY AND VALLEY OAK SYSTEMS, INC. FOR PROVISION OF WORKERS' COMPENSATION AND LIABILITY SOFTWARE.

SUMMARY:

The City Council will consider adopting a Resolution authorizing the City Manager to extend and amend the Agreement with Valley Oak Systems, Inc. for the provision of the "iVOS" program and other services for use in administering and managing workers' compensation and liability claims.

BACKGROUND:

Valley Oak Systems, Inc. currently provides the computer software used by the Risk Management Division of the City Attorney's Office to administer workers' compensation and liability claims. All medical, legal, financial and statistical data for claims filed, whether workers' compensation or liability, is currently supported in the "Portal" software system.

STATEMENT OF ISSUE:

While a software system is essential to the management of claims and all aspects of both the workers' compensation and liability programs, the current "Portal" program is antiquated and needs to be replaced. Valley Oak Systems, Inc. has but a few current users of the "Portal" program because of its limitations. "iVOS," which is a web based program, is a widely used computer system in the industry, known for state-of-the-art features and adaptability of use. It is a comprehensive system offering more features and capabilities than "Portal." "iVOS" software is more

#3.

**Resolution Staff Report re Authorize City Manager
To Extend/Amend Agreement with Valley Oak systems, Inc.
Workers' Comp. & Liability Software – March 3, 2009**

adaptable and suitable for the needs of the Risk Management program and is a more "computer friendly" system.

FINANCIAL IMPACT:

The current Agreement with Valley Oak Systems, Inc. expired on/about December 8, 2008. Pursuant to the provisions of the current Agreement the City pays \$2,818.00 per month for the license and maintenance of "Portal" system. Prior to reaching the decision to seek extension of the Agreement with Valley Oak Systems, Inc., staff solicited system pricing information for upgrading to the "iVOS" program from GenComp, Delphi-Tech and Valley Oak Systems. Quotes for monthly license and maintenance fees were as follows:

GenComp:	\$6,833.00	per month
Delphi-Tech	\$20,833.00 to \$25,000.00	per month
Valley Oak	\$ 3,410.00	per month

Additionally, the City will incur an initial one-time cost to implement the "iVOS" program, which includes infrastructure setup and configuration, "iVOS" installation and configuration and staff training on the use of the "iVOS" system which has been estimated at \$39,000.00.

Funds for the extended contract with Valley Oak Systems, Inc. have been identified in the Fiscal Year 2008-2009 City Attorneys' Office budget in Account No. 6300 420 000 4262.

RECOMMENDATION:

It is recommended that the City Council approve the attached Resolution authorizing the City Manager to extend and amend the Agreement between the City of Compton and Valley Oak Systems, Inc. for the provision of the "iVOS" program and other services for use in administering workers' compensation and liability claims.

**CRAIG J. CORNWELL
CITY ATTORNEY**

**CHARLES EVANS
CITY MANAGER**

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON
AUTHORIZING THE CITY MANAGER TO EXTEND AND AMEND THE
AGREEMENT BETWEEN THE CITY AND VALLEY OAK SYSTEMS, INC.
FOR PROVISION OF WORKERS' COMPENSATION AND LIABILITY
SOFTWARE.**

WHEREAS, it is one of the responsibilities of the Risk Management Division of the City Attorney's Office to administer and manage all of the City's workers' compensation and liability claims; and

WHEREAS, all medical, legal, financial and statistical data for claims filed, whether workers' compensation or liability, is currently supported by the "Portal" program, a program that is antiquated and should be replaced; and

WHEREAS, Valley Oak Systems, Inc. currently provides the computer software used by Risk Management to administer workers' compensation and liability claims, however, the current Agreement with Valley Oak Systems, Inc. expired on/about December 8, 2008; and

WHEREAS, the web based "iVOS" program is a widely used comprehensive computer system in the industry, known for state-of-the-art features and adaptability of use, that offers more features and capabilities than "Portal," and is more adaptable and suitable to the needs of the Risk Management program; and

WHEREAS, staff solicited system pricing information for upgrading to the "iVOS" program from GenComp, Delphi-Tech and Valley Oak Systems, Inc., and received quotes for monthly license and maintenance fees were as follows:

GenComp:	\$6,833.00	per month
Delphi-Tech	\$20,833.00 to \$25,000.00	per month
Valley Oak	\$ 3,410.00	per month

WHEREAS, it is in the best interest of the City of Compton to extend and amend the Agreement with Valley Oak Systems, Inc. to upgrade the Risk Management's system to the "iVOS" program.

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

Section 1. That the City Manager is hereby authorized to extend and amend the Agreement between the City of Compton and Valley Oak Systems, Inc. for a period of twelve (12) months (December 8, 2008 – December 7, 2009) for the provision and upgrading of workers' compensation and liability software and other services, including providing for the installation, set-up, configuration and training of the "iVOS" program.

Section 2. That the cost of the extended Agreement includes monthly license and maintenance fees in the amount of Three Thousand Four Hundred Ten Dollars (\$3,410.00) and an initial one time “iVOS” program implement cost of Thirty Nine Thousand Dollars (\$39,000.00) for infrastructure set-up, installation and training.

Section 3. That funds for the payments incurred during the current fiscal year are allocated in 2008-2009 Fiscal Year budget of the City Attorney's Office in Account No. 6300 420 000 4262. Future payments will be appropriated at the adoption of future City Budgets.

Section 4. That copies of this Resolution shall be filed in the offices of the City Clerk, City Manager, City Controller and the City Attorney.

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

Adopted this _____ day of _____, 2009.

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 Resolution was adopted by the City Council, signed by the Mayor, and attested by the City Clerk at a regular meeting thereof held on the _____ day of _____, 2009.

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

AYES: COUNCIL MEMBER –
NOES: COUNCIL MEMBER –
ABSTAINS: COUNCIL MEMBER –
ABSENT: COUNCIL MEMBER –

CITY CLERK OF THE CITY OF COMPTON

RESOLUTION SIGN-OFF FORM

DEPARTMENT: City Attorney

RESOLUTION TITLE: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO EXTEND AND AMEND THE AGREEMENT BETWEEN THE CITY AND VALLEY OAK SYSTEMS, INC. FOR PROVISION OF WORKERS' COMPENSATION AND LIABILITY SOFTWARE.

<ManagersName>
DEPARTMENT MANAGER’S SIGNATURE

<ManagersDate>
DATE

REVIEW / APPROVAL

<LegalName>
CITY ATTORNEY

<LegalDate>
DATE

<ControllerName>
CITY CONTROLLER

<ControllerDate>
DATE

<CityManager>
CITY MANAGER

<CityManagerDate>
DATE

Use when:	
Public Works:	When contracting for Engineering Services.
City Attorney:	When contracting for legal services; contracts that require City Attorney’s review.
Controller/Budget Officer:	Amending Budget; appropriating and/or transferring funds; adding and/or deleting positions; any resolution having account numbers.
Asst. City Manager/OAS:	All personnel actions.

March 3, 2009

TO: CITY MANAGER

FOR: MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: CITY ATTORNEY

SUBJECT: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON RESCINDING RESOLUTION NO. 15,024 AND INCREASING THE COMPROMISE AND SETTLEMENT AUTHORITY OF THE CITY ATTORNEY TO THE AMOUNT OF FIFTEEN THOUSAND DOLLARS (\$15,000) FOR LIABILITY CLAIMS AND LITIGATION**

SUMMARY

The City Council will consider adopting a Resolution that will increase the authority of the City Attorney to compromise and/or settle claims or incidents against the City of Compton from \$5,000 to \$15,000.

BACKGROUND

California Government Code, Section 935.4 provides that a local public entity by ordinance or resolution may authorize an employee to allow, compromise or settle a claim against the local public entity if the amount to be paid is \$50,000 or less. When originally enacted by the State legislature in 1963, the maximum amount of settlement authority that could be delegated was limited to \$5,000. This section has been amended over the years to progressively increase the maximum delegation authority allowed by ordinance or resolution to \$50,000.¹

Pursuant to authority of Section 935.4, on October 21, 1986, the City Council of the City of Compton adopted Resolution No. 15,024. That resolution provided the City Attorney with authority to settle claims against the City up to the maximum amount of \$5,000.

¹ A charter provision is required for delegation of settlement amounts in excess of \$50,000.

#4.

Staff Report Re Resolution Increasing
Settlement Authority of City Attorney
March 3, 2009

STATEMENT OF ISSUE

Even though the cost to defend claims and/or settle for a reasonable value has steadily risen since 1986 – arguably, as acknowledged by the amendments to Section 935.4, progressively increasing the settlement authority amounts – the City Attorney’s settlement authority has not increased in approximately twenty-two (22) years.

At present, approximately ninety percent (90%) of the meritorious claims presented against the City of Compton have, at minimum, at least a “cost of defense” value of more than \$5,000. Thus, increasing the settlement authority of the City Attorney will streamline the processing of a considerable number of these claims and facilitate a more effective and economical resolution.

FISCAL IMPACT

There is no fiscal impact incurred by the adoption of this Resolution.

RECOMMENDATION

It is the recommendation of this office that the City Council adopt the attached Resolution, which will rescind Resolution No. 15,024 and increase the compromise and settlement authority of the City Attorney from \$5,000 to \$15,000.

CRAIG J. CORNWELL
CITY ATTORNEY

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON
RESCINDING RESOLUTION NO. 15,024 AND INCREASING THE COMPROMISE
AND SETTLEMENT AUTHORITY OF THE CITY ATTORNEY TO THE AMOUNT OF
FIFTEEN THOUSAND DOLLARS (\$15,000) FOR LIABILITY CLAIMS AND
LITIGATION**

WHEREAS, Section 935.4 of the *California Government Code* authorizes the City Council, as the governing body of a local public entity, by ordinance or resolution, to authorize the City Attorney to allow, compromise or settle a claim against the local public entity if the amount to be paid is \$50,000 or less; and

WHEREAS, based on the monetary limitation provisions of *Government Code*, Section 935.4 as existed at that time, on October 21, 1986, the City Council of the City of Compton adopted Resolution No. 15,024, which provided the City Attorney with compromise and settlement authority in the amount of \$5,000; and

WHEREAS, since 1986, the monetary settlement amount provisions of Section 935.4 of the *Government Code* has progressively increased to its present amount of \$50,000, and the City Council recognizes that \$5,000 is not a sufficient amount to cover costs of defense or for compromising or settling meritorious and legitimate claims against the City; and

WHEREAS, increasing the settlement authority of the City Attorney will provide for the quick and efficient handling of claims and incidents against the City, and facilitate a more effective and economical resolution of reasonably justifiable claims against the City.

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

Section 1. That Resolution No. 15,024, adopted by the City Council on October 21, 1986, is hereby rescinded.

Section 2. That the City Attorney shall have the authority to allow, compromise or settle claims, against the City of Compton up to the maximum amount of Fifteen Thousand Dollars (\$15,000) per claim or incident.

Section 3. That the City Controller or other fiscal officer of the City shall cause a warrant to be issued upon the treasury of the City in the amount for which the City Attorney has allowed, compromised or settled on a claim or incident within the approved authority of this Resolution.

Section 4. That funds for purposes of allowing, compromising or settling claims or incidents shall be placed in the City of Compton General Liability Fund Account 6400 by the City Controller. Upon notification by the City Controller of the depletion or anticipated depletion of the account, additional funds shall be transferred into the account.

Section 5. That a listing of all claims and/or lawsuits against the City that are allowed, compromised or settled within the approved authority of this Resolution shall be reported to the City Council on a quarterly basis, along with suggested reserves on all open accounts that have not been allowed, compromised or settled.

Resolution No. _____

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

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

ADOPTED this _____ day of _____, 2009.

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 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 the _____ day of _____, 2009.

That said Resolution 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

March 3, 2009

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 PROVIDING THE COMPROMISE AND SETTLEMENT AUTHORITY OF THE CITY ATTORNEY TO THE AMOUNT OF FIFTY THOUSAND DOLLARS (\$50,000) FOR WORKERS' COMPENSATION CLAIMS FILED BEFORE THE WORKERS' COMPENSATION APPEALS BOARD.

SUMMARY

The attached Resolution authorizes the City Attorney to compromise or settle a claim against a local public entity if the amount to be paid is \$50,000 or less.

BACKGROUND

The City receives more than 75 work related claims a year from injured workers and many of these claims can be resolved without litigation. The Workers' Compensation Appeals Board mandates that the City Attorney's Office have settlement authority when making an appearance at Mandatory Settlement Conferences.

SUGGESTED PROCEDURAL STEPS

- (1) City Attorney's Office will have authority to resolve workers compensation and related injury matters against the City in claims involving a maximum of \$50,000 per claim of injury.
- (2) The City Controller will place funds in the City of Compton's Workers' Compensation Fund Account for the purpose of settling claims within the approved authority of this Resolution.
- (3) City Controller or other fiscal officer shall issue or cause to be issued the amount for which the City Attorney has settled upon within the approved authority of this Resolution.

#5.

- (4) Upon notification by the City Controller of the depletion or anticipated depletion of the City of Compton's Workers' Compensation Fund Account, additional funds will be transferred into this account.
- (5) On a quarterly basis, the City Attorney's Office will present to City Council, a list of all claims and/or lawsuits against the City that were settled upon within the approved authority of this Resolution. The suggested reserves on all open accounts that have not been settled upon will also be reported to City Council on a quarterly basis.

FISCAL IMPACT

Because a large number of legitimate injury claims fall in the range prescribed by California Government Code Section 935.4 (monetary settlement amounts of \$50,000), the City Attorney's Office will be able to facilitate a more effective and economical way of resolving claims against the City. The procedure outlined in the attached resolution will result in a decrease of costs usually incurred by the City of Compton when resolving injury claims.

RECOMMENDATION

Staff recommends that City Council adopt the attached resolution.

CRAIG J. CORNWELL
CITY ATTORNEY

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON
PROVIDING THE COMPROMISE AND SETTLEMENT AUTHORITY OF
THE CITY ATTORNEY TO THE AMOUNT OF FIFTY THOUSAND DOLLARS
(\$50,000) FOR WORKERS' COMPENSATION CLAIMS FILED BEFORE
THE WORKERS' COMPENSATION APPEALS BOARD.**

WHEREAS, Section 935.4 of the *California Government Code* authorizes the City Council, as the governing body of a local public entity, by ordinance or resolution, to authorize the City Attorney to allow, compromise or settle a claim against the local public entity if the amount to be paid is \$50,000 or less; and

WHEREAS, since 1986, the monetary settlement amount provisions of Section 935.4 of the *Government Code* has progressively increased to its present amount of \$50,000; and

WHEREAS, the City Council transferred the City's risk management function and department, including the workers' compensation program, to the City Attorney; and

WHEREAS, the City receives more than 75 work related claims a year from injured workers, many of which can be resolved without litigation; that the Workers' Compensation Appeals Board mandates that the City or its designees have settlement authority when making appearance at Mandatory Settlement Conferences; and that a large number of legitimate industrial injury claims have a value in the range of the settlement authority proscribed by *California Government Code* Section 935.4; and

WHEREAS, granting settlement authority to the City Attorney will provide for the quick and efficient handling of work related claims and liens against the City, and facilitate a more effective and economical resolution of reasonably justifiable claims against the City.

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

Section 1. That the City Attorney shall have the authority to resolve via stipulation and award or compromise and release workers' compensation and related industrial injury matters against the City of Compton up to the maximum amount of Fifty Thousand Dollars (\$50,000) per claim of injury.

Section 2. That the City Controller or other fiscal officer of the City shall cause a warrant to be issued upon the treasury of the City in the amount for which the City Attorney has allowed, compromised or settled on a claim or incident within the approved authority of this Resolution.

Section 3. That funds for purposes of allowing, compromising or settling claims or incidents shall be placed in the City of Compton Workers' Compensation Fund Account 6300 by the City Controller. Upon notification by the City Controller of the depletion or anticipated depletion of the account, additional funds shall be transferred into the account.

Section 4. That a listing of all claims and/or lawsuits against the City that are allowed, compromised or settled within the approved authority of this Resolution shall be reported to the City Council on a quarterly basis, along with suggested reserves on all open accounts that have not been allowed, compromised or settled.

Section 5. That a certified copy of this Resolution shall be filed in the offices of the City Manager, City Clerk, City Controller, City Treasurer and the City Attorney.

Section 6. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Resolution.

ADOPTED this _____ day of _____, 2009.

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 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 the _____ day of _____, 2009.

That said Resolution 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

March 3, 2009

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY MANAGER

SUBJECT: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
COMPTON AMENDING THE MUNICIPAL LAW ENFORCEMENT
DEPARTMENT'S BUDGET ACCEPTING AND APPROPRIATING
FUNDS PURSUANT TO ASSEMBLY BILL 3229

SUMMARY

This resolution accepts and appropriates Supplemental Law Enforcement Funds from the State of California for law enforcement use pursuant to Assembly Bill 3229.

STATEMENT OF FACT

The City of Compton has received the sum of \$54,961.96 for Fiscal Year 2008-2009. The Los Angeles County Sheriff's Department, Compton Station, has identified supplemental funding needs for these monies in accordance with the provisions of Assembly Bill 3229.

FISCAL IMPACT

Adoption of this resolution will not have an impact on the General Fund. Estimated revenues and appropriations for Fiscal Year 2008-2009 will be increased as follows:

<u>Account No.</u>	<u>Description</u>	<u>Amount</u>
1033-000-000-3579	Other County Grants	\$54,961.96
1033-670-000-4269	Other Contractual Services	\$54,961.96

RECOMMENDATION

Staff recommends adoption of this resolution by Council to amend the Municipal Law Enforcement Services Department's budget to accept and appropriate funds received pursuant to Assembly Bills 3229.

JULIUS DAVIS
ACTING DIRECTOR FOR
MUNICIPAL LAW ENFORCEMENT
SERVICES DEPARTMENT

CHARLES EVANS
CITY MANAGER

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE MUNICIPAL LAW ENFORCEMENT SERVICES DEPARTMENT’S BUDGET ACCEPTING AND APPROPRIATING FUNDS PURSUANT TO ASSEMBLY BILL 3229

WHEREAS, the City of Compton has received funding pursuant to Assembly Bill 3229 for law enforcement purposes; and

WHEREAS, the Los Angeles County Sheriff’s Department, Compton Station, has identified supplemental funding needs in accordance with Assembly Bill 3229; and

WHEREAS, it is necessary to accept and appropriate the monies in the Municipal Law Enforcement Department’s 2008-2009 Fiscal Year Budget.

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

SECTION 1. That estimated revenues and appropriations for Fiscal Year 2008-2009 are hereby increased as follows:

	Description	Amount
1033-000-000-3579	Other County Grants	\$54,961.96
1033-670-000-4269	Other Contractual Services	\$54,961.96

SECTION 2. That a certified copy of this resolution shall be filed in the Offices of the City Manager, City Attorney, City Controller, and the Municipal Law Enforcement Services Department.

SECTION 3. That the Mayor shall sign and the City Clerk shall attest to the adoption of this resolution.

ADOPTED this ____ day of _____, 2009.

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

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

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RESOLUTION NO _____
PAGE TWO

I, Alita Godwin, Clerk of the City of Compton, hereby certify that the foregoing resolution was adopted by the City Council, signed by the Mayor and attested to by the City Clerk at a regular meeting thereof held on the _____ day of _____, 2009

That said resolution 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

#6.

RESOLUTION SIGN-OFF FORM

DEPARTMENT: Law Enforcement

RESOLUTION TITLE: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE MUNICIPAL LAW ENFORCEMENT DEPARTMENT'S BUDGET ACCEPTING AND APPROPRIATING FUNDS PURSUANT TO ASSEMBLY BILL 3229

jdthompson
DEPARTMENT MANAGER’S SIGNATURE

1/23/2009 8:30:01 AM
DATE

REVIEW / APPROVAL

Ruth Rugley
CITY ATTORNEY

2/24/2009 4:10:10 PM
DATE

Willie Norfleet
CITY CONTROLLER

2/25/2009 2:03:43 PM
DATE

Charles Evans
CITY MANAGER

1/30/2009 2:57:23 PM
DATE

Use when:	
Public Works:	When contracting for Engineering Services.
City Attorney:	When contracting for legal services; contracts that require City Attorney’s review.
Controller/Budget Officer:	Amending Budget; appropriating and/or transferring funds; adding and/or deleting positions; any resolution having account numbers.
Asst. City Manager/OAS:	All personnel actions.

March 3, 2009

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY MANAGER

**SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
COMPTON AMENDING THE PARKS, RECREATION AND
SPECIAL SERVICES DEPARTMENT'S 2008/09 FISCAL YEAR
BUDGET TO ADD A POOL MANAGER POSITION**

SUMMARY

This resolution authorizes the City Manager to add an additional Pool Manager position to the 2008/2009 Fiscal Year budget.

BACKGROUND

The Recreation Department has two swimming pools and one Pool Manager. There is a need to add an additional Pool Manager position to the 2008-09 Fiscal Year Budget for coverage of both pools.

STATEMENT OF FACT

Anticipated pool coverage should be as follows:

William Love Pool
Pool Manager
Assistant Pool Manager
6-Lifeguards
2-Locker Room Attendants
2-Cashier

Gonzales Park Aquatics Center
Pool Manager
Assistant Pool Manager
9-Lifeguards
3-Locker Room Attendants
2-Cashier

FINANCIAL IMPACT

Funds are presently available to cover the salary of the additional Pool Manager.

No additional funds are being requested.

RECOMMENDATION

It is recommended that the City Council adopt the attached resolution approving the additional Pool Manager position.

CHARLES EVANS
CITY MANAGER

#7.

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
COMPTON AMENDING THE PARKS, RECREATION AND SPECIAL
SERVICES DEPARTMENT'S 2008/09 FISCAL YEAR BUDGET TO ADD
A POOL MANAGER POSITION**

WHEREAS, it has been determined that the Recreation Department needs to add an additional Pool Manager position to the 2008/2009 Fiscal Year budget; and

WHEREAS, the Department has two swimming pools and one swim pool manager; and

WHEREAS, the additional position will assure that both pools will have an onsite Pool Manager; and

WHEREAS, the salary for Pool Manager is \$21, 580 for 22 weeks; and

WHEREAS, there are funds within the Department's budget to cover the salary of the additional Pool Manager.

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

SECTION 1. That one additional Pool Manager position is hereby added.to the Recreation Departments 2008/2009 budget.

SECTION 2. That the salary for this position is \$21,580.

SECTION 3. That a certified copy of this resolution shall be filed in the offices of the City Manager, City Controller, and Parks and Recreation Department.

SECTION 4. That the Mayor shall sign and the City Clerk shall attest to the adoption of the resolution

ADOPTED this _____ day of _____, 2009.

MAYOR OF THE CITY OF COMPTON

RESOLUTION NO. _____
PAGE TWO

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, signed by the Mayor and attested to by the City Clerk at a regular meeting thereof held on the _____ day of _____, 2009.

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

RESOLUTION SIGN-OFF FORM

DEPARTMENT:	Recreation
RESOLUTION TITLE:	A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE PARKS, RECREATION AND SPECIAL SERVICES DEPARTMENT’S 2008/09 FISCAL YEAR BUDGET TO ADD A POOL MANAGER POSITION

<u><ManagersName></u>	<u><ManagersDate></u>
DEPARTMENT MANAGER’S SIGNATURE	DATE

REVIEW / APPROVAL

<u><LegalName></u>	<u><LegalDate></u>
CITY ATTORNEY	DATE

<u>Willie Norfleet</u>	<u>2/26/2009 2:08:51 P.M.</u>
CITY CONTROLLER	DATE

<u><CityManager></u>	<u><CityManagerDate></u>
CITY MANAGER	DATE

Use when:	
Public Works:	When contracting for Engineering Services.
City Attorney:	When contracting for legal services; contracts that require City Attorney’s review.
Controller/Budget Officer:	Amending Budget; appropriating and/or transferring funds; adding and/or deleting positions; any resolution having account numbers.
Asst. City Manager/OAS:	All personnel actions.

March 3, 2009

TO: MAYOR & CITY COUNCIL

FROM: CITY CLERK

SUBJECT: BOARDS AND COMMISSION APPLICATIONS

Below you will find an up-to-date list of applicants wishing to serve on various boards and commissions.

<u>Name</u>	<u>Board/Commission/Committee</u>
Acevedo, Elias	Oversight Committee, Parks & Recreation Commission, Loan Review Board, Housing Advisory & Appeals Board, Block Club Commission, Beautification Committee, or Employment & Training Advisory Council
Ballard, Roslyn M.	Federal Grants Advisory Board
Bragg, Kymberly Craven	Commission for Women, Commission on Aging, or Federal Grants Advisory Board
Hall, Audrey J.	Disabilities Commission
Johnson, Lestean M	Loan Review Board
Pearsall-Evans, JoAnne	Beautification Committee or Commission for Women
Rowe, James Stephen	Youth Leadership Council
Williams, Delores L	Commission for Women

#

Below you will find a list of boards and commissions and the number of vacancies.

<u>Board/Commission/Committee</u>	<u>Vacancy</u>
Beautification Committee (Mayor and Dobson appointment)	1
Block Club Commission	1
Commission on Aging	0
Commission for Women	3
Disabilities Commission	1
Employment & Training Advisory Council	7
Federal Grants Advisory Board	2
Housing Advisory & Appeals Board	2
Loan Review Board	1
Oversight Committee (Clay's appointment)	0
Parks & Recreation Commission	1
Personnel Board	0
Planning Commission	0
Resident Advisory Board	0
Youth Leadership Council	1

If you require additional information, feel free to call my office at 310-605-5530.

Alita Godwin, CMC
City Clerk

February 25, 2009

TO: MAYOR AND COUNCIL MEMBERS

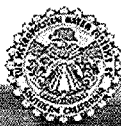
FROM: CITY MANAGER

SUBJECT: COUNCILWOMAN YVONNE ARCENEUX -
APPOINTMENT TO THE METROPOLITAN WATER
DISTRICT OF SOUTHERN CALIFORNIA

The City of Compton has an opening on the Board of Directors of the Metropolitan Water District of Southern California, due to our former Councilman Isadore Hall being elected to the California State Assembly.

Councilwoman Yvonne Arceneaux is requesting to be appointed to the Board of Directors. I am requesting that this item be placed on the Council Agenda for March 3, 2009.

CHARLES EVANS
CITY MANAGER



THE METROPOLITAN WATER DISTRICT of SOUTHERN CALIFORNIA

[ABOUT MWD](#) [NEWS](#) [BUSINESS](#) [MEMBER AGENCIES](#) [FINANCE](#) [AUDIT](#) [ETHICS](#) [JOBS](#) [CONTACT](#) [SEARCH](#)

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[Site Index](#)

Board of Directors



Chairman
Timothy F. Brick



Vice Chair
Marcie Edwards



Vice Chair
John W. Murray
Jr.



Secretary
Judy Abdo

Chairman
TIMOTHY F. BRICK

Vice Chair
MARCIE EDWARDS

Vice Chair
JOHN W. MURRAY JR.

Secretary
JUDY ABDO

Anaheim
MARCIE EDWARDS

Beverly Hills
ROBERT WUNDERLICH

Burbank
GLENN A. BROWN

Compton
ISADORE HALL III

Fullerton
JAMES H. BLAKE

Glendale
JAMES M. REZ

Long Beach
SUJA LOWENTHAL

Los Angeles
AARON A. GRUNFELD
JOHN W. MURRAY JR.
JESUS E. QUINONEZ
NANCY SUTLEY

Pasadena
TIMOTHY F. BRICK

San Fernando
SYLVIA BALLIN

San Marino
JOHN T. MORRIS

Santa Ana
DANIEL E. GRISET

Santa Monica
JUDY ABDO

Torrance
BILL D. WRIGHT

Calleguas Municipal Water District
TED GRANDSEN

Central Basin Municipal Water District
ROBERT APODACA
PHILLIP D. HAWKINS

Eastern Municipal Water District
RANDY A. RECORD

Foothill Municipal Water District
JAMES T. EDWARDS

Inland Empire Utilities Agency
ANGEL SANTIAGO

Las Virgenes Municipal Water District
GLEN D. PETERSON

Municipal Water District of Orange County
LINDA ACKERMAN
ERGUN BAKALL
LARRY D. DICK
JOHN V. FOLEY

San Diego County Water Authority
JAMES M. BARRETT
KEITH LEWINGER
W.D. "BUD" POCKLINGTON
FERN STEINER

Three Valleys Municipal Water District
DAVID D. DE JESUS

Upper San Gabriel Valley Municipal Water District
R. WILLIAM "BILL" ROBINSON

West Basin Municipal Water District
EDWARD C. "ED" LITTLE
WILLARD H. MURRAY, JR.

Western Municipal Water District of Riverside County
S.R. "AL" LOPEZ

March 3, 2009

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY ATTORNEY'S OFFICE

**SUBJECT: REQUEST FOR CITY COUNCIL TO SET A PUBLIC HEARING
REGARDING THE AMENDMENTS TO THE PREFERENTIAL
PERMIT PARKING PROGRAM**

SUMMARY:

This staff report is a request pursuant to Compton Municipal Code Section 12-9 et seq. to set a public hearing to receive public comment regarding proposed changes to the City's Preferential Permit Parking Program.

BACKGROUND:

The City has continuously received public comment regarding the requirements of our Preferential Permit Parking Program since the passage of Compton Municipal Code Section 12-9. The most recent forum being Mayor Eric J. Perrodin and Councilwoman Yvonne Arceneaux's Townhall Meeting on January 31, 2009. Comments that were obtained at this meeting as well as comments obtained previously have been compiled, reviewed and discussed and now staff is requesting that a public hearing be held regarding proposed amendments to the Preferential Permit Parking Program.

RECOMMENDED ACTION

Staff is requesting that the City Council to set a Public Nuisance Hearing for March 17, 2009 at 7:15 PM.

CRAIG J. CORNWELL
CITY ATTORNEY

March 3, 2009

TO: MAYOR AND COUNCIL MEMBERS

FROM: CITY MANAGER

**SUBJECT: REQUEST TO SCHEDULE PUBLIC HEARING: APPEAL OF PLANNING COMMISSION
DECISION ON VARIANCE CASE NO. 2621, A REQUEST FOR A PARKING VARIANCE
IN THE LOW DENSITY RESIDENTIAL (R-L) ZONE**

On January 14 and February 11, 2009, the Planning Commission held a public hearing to consider a variance request; a parking variance request in order to legalize an existing converted garage (now a den) without providing the required off-street parking at 1703 N. Castlegate Avenue in a Low Density Residential (R-L) zone. The Planning Commission, after due consideration, voted to deny the variance request.

The applicant has appealed the decision to City Council. Appeals of Planning Commission decisions must be considered at an advertised public hearing.

Staff recommends that Council schedule a public hearing on this matter for **Tuesday, March 24, 2009 at 3:15 p.m.**

**GAY K. MORRIS, AICP
INTERIM PLANNING & ECONOMIC
DEVELOPMENT DIRECTOR**

**CHARLES EVANS
CITY MANAGER**

March 3, 2009

TO: MAYOR AND COUNCIL MEMBERS

FROM: CITY MANAGER

SUBJECT: REQUEST TO SCHEDULE PUBLIC HEARING –March 24, 2009
Change of Zone Case No. 2009-01
General Plan Amendment Case No. 2009-01

On February 25, 2009, the Planning Commission held a public hearing to consider an application to allow construction of a 75-unit, affordable rental housing development for seniors with variances from property development standards including reduced parking, open space and unit size at 302 N. Tamarind Avenue, Compton. The request also requires approval of changes in zoning classification and General Plan land use designation by City Council. The Planning Commission, after due consideration, voted to approve the requested conditional uses, variances and mitigated negative declaration and recommend to City Council approval of the requested changes of zone and land use designation.

Changes of zone and land use classification must be considered at an advertised public hearing. Staff requests that Council schedule a public hearing on this matter for **Tuesday, March 24, 2009 at 3:20 p.m.**

GAY K. MORRIS, AICP
INTERIM PLANNING & ECONOMIC
DEVELOPMENT DIRECTOR

CHARLES EVANS
CITY MANAGER

February 24, 2009

TO: MAYOR AND CITY COUNCIL

FROM: CITY MANAGER

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING AN AMENDMENT TO THE POSITION CLASSIFICATION PLAN BY ADOPTING REVISED CLASSIFICATION SPECIFICATIONS FOR ACCOUNTANT I, AND APPROVING SALARY ADJUSTMENTS FOR THE CLASSIFICATIONS OF ACCOUNTANT I AND ACCOUNTANT II

BACKGROUND

The City Council will consider a resolution to amend the Position Classification Plan by adopting revised classification specifications for Accountant I and approving salary adjustments for the classifications of Accountant I and Accountant II.

STATEMENT OF PROBLEM

Pursuant to the Compton City Charter, Sections 1010 and 1103, the Personnel Board reviewed and approved the proposed amendment to the Position Classification Plan at a public hearing that was held on December 18, 2008.

The City and Local Union of Municipal Non-Supervisory Employees (LUMNSE), Local 3947 have both agreed that the salary for Accountant I and Accountant II should be amended.

Attached are copies of the proposed classification specifications for this position for your review.

FINANCIAL IMPACT

The adoption of this resolution will not have a financial impact on the City's 2008-2009 fiscal year budget.

RECOMMENDATION

It is recommended that the City Council adopt the attached resolution to approve the proposed revised classification specifications for Accountant I and amend the salary ranges for the positions of Accountant I and Accountant II.

KAREEMAH BRADFORD
HUMAN RESOURCES DIRECTOR

CHARLES EVANS
CITY MANAGER

Approved 2-24-09 Resolution # 2009-175

CITY OF COMPTON

ACCOUNTANT IDEFINITION

Under general supervision, to perform a variety of professional accounting and auditing work in reviewing, analyzing, and maintaining difficult accounting records and the preparation of financial reports and records and do related assignments as required.

EXAMPLES OF TASKS

Analyzes, controls, projects and summarizes financial data; prepares and reviews estimates of revenue, reimbursement, expenditures, fund conditions and other investments and budgetary appropriations; reconciles the bank accounts and cash receipts; audits cash transactions; reviews and researches accounting problems, developing and implementing problem-solving mechanisms; records interest bearing profits and verifies interest earned on City of departmental funds; prepares and posts journal entries and closing entries; maintains accounting records for various funds; prepares financial reports and statements; prepares the monthly expenditure and revenue reports; keeps records of capital asset purchases.

ACCEPTABLE QUALIFICATIONSEducation

Equivalent to graduation from an accredited college or university with a major in accounting, economics, business administration or a related field.

Experience

No experience required.

OR

Education

Equivalent to an Associate of Arts degree from an accredited and approved college with a major in accounting, business administration or a related field

AND

Experience

Two years of professional experience involving the preparation and maintenance of accounting systems.

REQUIRED KNOWLEDGE, SKILLS AND ABILITIES

Establish and maintain financial records and procedures, analyze and prepare comprehensive financial statements and reports; establish and maintain cooperative relationships with those contacted during the course of work.



City of Compton

ACCOUNTANT

Department: City Controller's Office	Class Code:	1041
Revised Date: December 4, 2008	FLSA Status:	Non-Exempt
Personnel Board Approved:	Bargaining Unit: LUMNSE	
Council Approved:		

GENERAL PURPOSE: Under general supervision, performs a variety of complex and difficult accounting, auditing and financial analysis work involving the development and maintenance of accounting systems affecting Citywide and/or multi departments; reconciles bank accounts, reviews and corrects cash receipts transactions; performs related work as assigned.

SUPERVISION RECEIVED/EXERCISED: Works under the general supervision of the Deputy City Controller and/or Internal Auditor; does not have supervisory responsibilities.

PRIMARY DUTIES AND RESPONSIBILITIES:

The following essential functions are those that are critical, integral, necessary, crucial, primary and fundamental to the job. Incumbents who possess the requisite skill, experience, education, and other job-related requirements of a position are expected to perform the essential functions of the job with or without a reasonable accommodation.

*The following duties **ARE NOT** intended to serve as a comprehensive list of all duties performed by all employees in this classification, only a representative summary of the primary duties and responsibilities. Incumbent(s) may not be required to perform all duties listed and may be required to perform additional, position-specific duties.*

- Oversees the receipt and reconciliation of revenues including property taxes, accounts payable processing, general ledger maintenance, and preparation of financial documents for the City.
- Prepares financial statements including budget comparisons for monthly presentation to City Council.
- Reviews and reconciles the general ledger; prepares and disburses internal financial reports to various City departments.
- Coordinates the production of the accounts payable cycle; reviews accounts payables for authorization and correct account application.
- Receipts, verifies, and records funding from City departments; verifies proper account numbers on accounts receivable transactions.
- Assists City departments in resolving accounting and financial issues; analyzes variances, deficiencies and other budget variances.
- Utilizes computer software financial and spreadsheet programs on personal computer and mainframe platforms; inputs a variety of financial data including billings and other accounts receivable; prepares requests for warrants (checks); enters budget modifications and approved resolutions into the accounting system.
- Monitors federal, state and county-funded grant expenditures, requests drawdown of funds, and prepares periodic reports to funding agencies.
- Prepares bank reconciliations for Workers Compensation and Liability claims accounts; balances monthly transactions.
- Coordinates the reconciliation of the bank accounts; reconciles and reports cash between funds.
- Monitors, reviews, and maintains departmental accounting software.
- Monitors fixed assets.

PRIMARY DUTIES AND RESPONSIBILITIES (Continued):

- Assists with yearly audit process.
- Collects, compiles and analyzes data and information, and prepares and presents reports.
- Manages special projects as directed; interprets and explains City and state regulations.
- Performs other duties as assigned or required.

MINIMUM QUALIFICATIONS:

Education and Experience:

Possession of a Bachelor's Degree in Accounting, Finance, Business Administration or related field; AND two (2) years accounting experience in municipal government, corporate or public accounting work involving the maintenance of accounting systems and preparation of standard accounting reports; OR an equivalent combination of education and experience.

Required Licenses or Certifications:

- Must possess a valid California Class C Driver's License.

Required Knowledge of:

- City organization, operations, policies and procedures.
- Public sector accounting and budgeting systems and procedures.
- Accounting policies, procedures, and standards.
- City ordinances, codes, policies, resolutions, and agreements related to accounting activities.
- Generally Accepted Accounting Principles for public sector finance.
- Rules and regulations governing accounting activities.
- Accounting software relative to local government financial operations.

Required Skill in:

- Understanding and applying accounting standards and procedures, internal controls, and applicable Federal and state rules and regulations.
- Reviewing and verifying mathematical calculations, maintaining accurate accounting records, and identifying and reconciling errors.
- Performing and coordinating a variety of professional accounting functions.
- Monitoring and ensuring compliance with accounting regulations, policies, and standards.
- Reconciling general ledgers and bank accounts.
- Analyzing data and preparing financial statements and reports.
- Effective verbal and written communication.
- Assessing and prioritizing multiple tasks, projects and demands.
- Establishing and maintaining cooperative working relationships with co-workers.

Physical Demands / Work Environment:

- Work is primarily performed indoors in a standard office environment.
- Work requires frequent light lifting, sorting, filing, typing and on occasion climbing (up to 4 feet).
- Moderate finger dexterity and near vision is required.
- May be exposed to minor amounts of dust and occasional sounds of office equipment running.

RESOLUTION SIGN-OFF FORM**DEPARTMENT:** HUMAN RESOURCES DEPARTMENT

RESOLUTION TITLE: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING AN AMENDMENT TO THE POSITION CLASSIFICATION PLAN BY ADOPTING REVISED CLASSIFICATION SPECIFICATIONS FOR ACCOUNTANT I, AND APPROVING SALARY ADJUSTMENTS FOR THE CLASSIFICATIONS OF ACCOUNTANT I AND ACCOUNTANT II


DEPARTMENT MANAGER'S SIGNATURE1/22/09
DATE**REVIEW/APPROVAL:**

PUBLIC WORKS DIRECTOR (when applicable)

DATE


CITY ATTORNEY (when applicable)1/22/09
DATE
CITY CONTROLLER1-22-09
DATE

BUDGET OFFICER

DATE

ASSISTANT CITY MANAGER

DATE


CITY MANAGER1-22-09
DATE**USE WHEN:****Public Works:** When contracting for Engineering Services.**City Attorney:** When contracting for Legal Services; contracts that require City Attorney's review.**Controller/Budget Officer:** Amending Budget; appropriating and/or transferring funds; adding and/or deleting positions; any resolution having account numbers.**Assistant City Manager:** All personnel actions.

RESOLUTION NO. 22,775

1 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON
 2 APPROVING AN AMENDMENT TO THE POSITION CLASSIFICATION
 3 PLAN BY ADOPTING REVISED CLASSIFICATION SPECIFICATIONS
 4 FOR ACCOUNTANT I AND APPROVING SALARY ADJUSTMENTS FOR
 5 THE CLASSIFICATIONS OF ACCOUNTANT AND ACCOUNTANT II

6 WHEREAS, the City Manager authorized a review of the Position
 7 Classification Plan; and

8 WHEREAS, the Personnel Board of the City of Compton, pursuant to the
 9 provisions of Sections 1010 and 1103 of the Compton City Charter did, on
 10 December 18, 2008 conduct a public hearing relative to a proposed amendment
 11 to the Position Classification Plan, as proposed by the City Manager; and

12 WHEREAS, following the close of the aforementioned public hearing, the
 13 Personnel Board did vote to recommend to the City Council the adoption of the
 14 proposed amendment to the Position Classification Plan.

15 WHEREAS, the City and Local Union of Municipal Non-Supervisory
 16 Employees (LUMNSE), Local 3947 have both agreed that the salary for
 17 Accountant I and Accountant II should be amended.

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

20 Section 1. That the proposed revised classification specifications for
 21 Accountant I are hereby approved the Position Classification Plan of the City of
 22 Compton.

23 Section 2. That the classification title is amended and changed from
 24 Accountant I to Accountant.

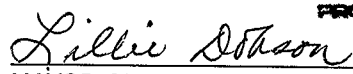
25 Section 3. That effective January 1, 2009, the salaries for Accountant
 26 and Accountant II shall be amended as follows:

<u>Classification Title</u>	<u>Salary Range</u>	
	<u>From</u>	<u>To</u>
Accountant	101	127
Accountant II	121	143

27 Section 2. That a duly certified copy of this Resolution shall be delivered
 28 to the offices of the City Manager, City Controller and Human Resources.

29 Section 3. That the Mayor shall sign and the City Clerk shall attest to the
 30 adoption of this Resolution.

31 ADOPTED this 24th day of February, 2009.

32  PRO TEM
 MAYOR OF THE CITY OF COMPTON

Resolution No. 22,775

Page Two

ATTEST:



CITY CLERK OF THE CITY OF COMPTON

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

I, Alita Godwin, City Clerk of the City of Compton, hereby certify that the foregoing Resolution was adopted by the City Council, signed by the Mayor and attested by the City Clerk at a regular meeting thereof, held on the 24th day of February, 2009.

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

AYES: Council Members -Calhoun, Arceneaux, Clay, Dobson
NOES: Council Members -None
ABSENT: Council Members -Perrodin
ABSTAIN: Council Members -None


CITY CLERK OF THE CITY OF COMPTON

March 3, 2009

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: CITY ATTORNEY

SUBJECT: REQUEST FOR CITY COUNCIL AUTHORIZATION TO ISSUE
BUSINESS LICENSE FOR 223 N. BULLIS ROAD, COMPTON
(ACTION ITEM)

SUMMARY

The City Council will consider the request of the property owner of 223 N. Bullis Road and his prospective business owner/lessee for Council authorization to issue a new business license for 223 N. Bullis Road¹. A previously issued business license for this location was revoked on September 16, 2008 due to illegal conduct which occurred on the premises.

BACKGROUND

The business license of LZR Complete Auto Repair, located at 223 N. Bullis Road was revoked by the City Council pursuant to a duly noticed public hearing on September 16, 2008, in accordance with *Compton Municipal Code Sections 9-1.31.a, 9-1.33 and 9-1.34*. The revocation was based on findings in support of the following facts²: On January 20, 2008, Los Angeles Sheriff's Department and Compton Fire Department were called to an un-permitted party located at 223 N. Bullis Road, in response to accounts of gun shots. Two homicides were reported as well as an eight (8) gunshot victims amid approximately 250 youths between the ages of 15 and 24. Incidents of murder, attempted murder and assault with a semi automatic hand gun were reported. At the conclusion of the hearing, the City Council found that LZR acted outside the scope of its duly authorized Certificate of Occupancy and Business License in addition to posing a danger to the health, welfare and safety of its citizens³.

¹ See attached letter from property owner requesting issuance of a business license, dated January 6, 2009.

² See attached Minutes of Council meetings dated July 15, 2008 and September 16, 2008.

³ See attached Resolution No. 22,687 revoking the Business License for 223 N. Bullis Road adopted September 16, 2008.

STATEMENT OF THE ISSUE

Since the occurrence of the above described incident, the property owner, Mr. Liou has secured a new lessee with the intent of opening an Auto Repair Business at the location. The proposed name of the business is L B C Auto Repair and the name of the proposed business owner is Luis Felipe Briseno. A business license application was completed, signed and submitted to the Tax and License Division on January 12, 2009. Both the property owner and the prospective lessee seek the authorization of Council for issuance of a new business license.

FINANCIAL IMPACT

Business sales tax revenue generated from the operation of the new business.

RECOMMENDATION

Staff makes no recommendation concerning this request.

CRAIG J. CORNWELL
CITY ATTORNEY

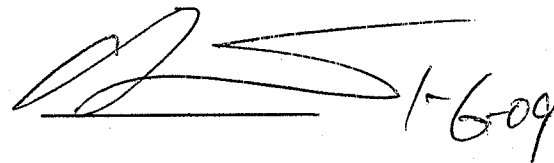
Dear Mr. Craig Cornwell,

Please help to grand the business license to the new owner for 223 N Bullis Rd, Compton, Ca 90221

- 1. Mr. Luis F. Briseno is a new business owner who don't have any relationship with previous owner Daniel Espino in the pass and also he promise that he will keep that way in the future too. Luis F. Briseno is a responsible person and promises to make a good business.**
- 2. In the past three months, Daniel Espino promised to clean up and close the business. Since the license is revoked, he kept the gate closed and clean up the whole place. Now he moved out and I have fully control of the property.**
- 3. Now I need your help to grand the license to the new business owner, so they can start to build up and run a good new business. We all appreciate your help on this matter.**

Property Owner: Allen Liou

Signature:

A handwritten signature in black ink, appearing to be 'Allen Liou', written over a horizontal line. To the right of the signature, the date '1-6-09' is handwritten.

Business owner: Luis F. Briseno

Signature:

A handwritten signature in black ink, appearing to be 'Luis F. Briseno', written over a horizontal line.

SEPTEMBER 16, 2008

The Compton City Council meeting was called to order at 7:15 p.m., in the Council Chambers of City Hall by Mayor Eric Perrodin.

Roll Call

Council Members Present: Calhoun, Dobson, Arceneaux, Perrodin

Council Members Absent: Hall*

Other Officials Present: C. Cornwell, A. Godwin, C. Evans

APPROVAL OF MINUTES

There were no minutes to be approved.

COMMENDATORY RESOLUTIONS/PRESENTATIONS

*Councilperson Hall in at 7:16 p.m.

Presentation of Championship Rings to the Dominguez High School Track Team

Mayor Perrodin and the City Council presented Championship rings to the following members of the Dominguez High School Track Team: Jamel Hawkins, Aaron Hester, Leon Dillihunt, Kivon Grant,

Devron Walker, Steve Todd, Florine Cain, Roderick Cokia, Craig Woods, Manoah Wesson and Darryl Smith.

Presentation of Championship Rings to the Dominguez High School Varsity Basketball Team

Mayor Perrodin and the City Council also presented Championship rings to the following members of the Dominguez High School Varsity Basketball Team: Marqus

Moody, Jonathan Smith, Myron Green, Darrell Espy, Thair Heath, Kevin Smith, Keala King, Dominick Lacoste, Bryce Cartwright, Travon Davis, Darren Turpin, Andre Flowers, Jr., Traevon Oliver, Brandon Woods, Thurman Woods, Robert Mandingo, Jordan Hamilton, Ken Miller, Ernest White, Andre Flower, Sr., Travon Lewis, Wesley Richardson, Jason Allen and Coach Russell Otis.

Presentation to the 17 Companies in Full Compliance with the Los Angeles County Sanitation Districts Requirements

Councilperson Calhoun presented plaques of appreciation to the following companies for their full compliance with the Los Angeles County Sanitation District Requirements: AAA Plating & Inspection,

Vista Coating, Inc., Accurate Anidison, Inc. and Domono Kurdune.

Presentation By: Gwendolyn Young, President Young Communications Group, Inc.

Gwendolyn Young introduced Young Communications Group, Inc. and their services to the citizens of Compton.

Ms. Young explained that her staff would be marketing the Compton community in a positive light through public relations, community outreach and strategic counsel.

Councilperson Calhoun stated that she was impressed with the company's portfolio and that she was looking forward to working with their team.

Councilperson Arceneaux expressed the importance of good press and its benefits.

Councilperson Hall stated that he was enlightened by the conversations he had with the company and emphasized his interest in their proposed plan to prepare city staff and members of the council for impending media exposure.

Mayor Perrodin indicated that he was looking forward to working with the company and felt the strategic marketing concept would help spread the word about the city's rebirth.

CONSENT AGENDA

There were no agenda items.

CITY MANAGER'S REPORTS

Request to Schedule a Public Hearing - On motion by Hall, seconded by Arceneaux,
Receive Citizen Comments on the the hearing was scheduled for 10/7/08
City's 2007-08 HUD-Mandated at 7:20 p.m., by the following vote on roll
Consolidated Annual Performance call:
and Evaluation Report (CAPER)

AYES: Council Members - Calhoun, Dobson, Arceneaux, Hall, Perrodin
NOES: Council Members - None
ABSENT: Council Members - None

CITY ATTORNEY'S REPORTS

Conference with Legal Counsel - On motion by Arceneaux, seconded by Hall,
Existing Litigation, AFSCME closed session was approved, by the
Council 36 vs. City of Compton, following vote on roll call:
PERB Case No. LA CE 436 M,
Pursuant to California
Government Code Section 54956.9

Conference with Legal Counsel -
Existing Litigation, DFEH vs.
City of Compton, LASC
Case No. BC382303, Pursuant
to California Government
Code Section 54956.9

AYES: Council Members - Calhoun, Dobson, Arceneaux, Hall, Perrodin
NOES: Council Members - None
ABSENT: Council Members - None

UNFINISHED BUSINESS

There was no Unfinished Business.

NEW BUSINESS

PUBLIC HEARING - On motion by Hall, seconded by Arceneaux,
REVOKING THE BUSINESS the hearing was opened at 8:24 p.m., by the
LICENSE OF LZR COMPLETE following vote on roll call:
AUTO REPAIR LOCATED AT
223 NORTH BULLIS ROAD

AYES: Council Members - Calhoun, Dobson, Arceneaux, Hall, Perrodin
NOES: Council Members - None
ABSENT: Council Members - None

Edward Chavez, Deputy City Attorney, stated that the purpose of this hearing is for council to consider the revocation of a business license to Daniel Espino to operate LZR Complete Auto Repair located at 223 North Bullis Road. Staff recommends that council consider testimony and other evidence, in accordance to Compton Municipal Code Sections 9-1.31(A), 9-1.33 and 9-1.34.

Staff further recommends that council base their decision on the illegal activities that took place on the property on or about January 20, 2008 after midnight, wherein the Los Angeles Sheriff's Department and Compton Fire Department responded to shots being fired and subsequently found that matters included murder, attempted murder and assault with a semi-automatic hand gun; violations of penal code sections 187A, 664 and 245B.

Mr. Chavez stated that timely notice was given to Ms. Espino on the property of LZR and subsequently, she visited the City Attorney and received additional notice of this hearing.

Mr. Chavez maintained that the city retains the authority to revoke the license of a business operating in an illegal or dangerous manner or outside the scope of its trade under Compton Municipal Code 9-1.31(A). Therefore, the city has the authority to revoke LZR's business license based on the illegal and dangerous conduct that occurred on January 20, 2008.

Mr. Chavez stated that on arrival, the first respondents concluded that a non-permitted party had occurred on LZR's premises open to youths and young adults.

Mr. Chavez cited that Fire Engines 41 and 44 responded to eight gun shot victims, ranging in ages from 15 to 24.

Mr. Chavez presented the Los Angeles Sheriff's Police Report as Exhibit "A".

Eva Espino, mother of Daniel Espino, stated that she looked for evidence and witnesses and could not locate anything. Ms. Espino stated that she could not afford an attorney to do this job and that she is supporting her husband and kids with the money received from the auto repair shop. Ms. Espino requested that council reconsider revoking the business license.

Plaintiff Testimony and Witnesses

Mr. Chavez introduced Lieutenant Anthony Luchia, of the Los Angeles Sheriff's Department, Compton Station. Mr. Chavez asked Lieutenant Luchia if the Sheriff's Department received any special calls on January 20, 2008 fifteen minutes after midnight.

Lieutenant Anthony Luchia, Compton Station, replied affirmatively and added that deputies reported to 223 North Bullis Road in response to shots being fired at a large party.

Mr. Chavez asked if an incident report was filed. Lieutenant Luchia replied affirmatively.

Mr. Chavez asked Lieutenant Luchia if he reviewed the report. Lieutenant Luchia replied affirmatively.

Mr. Chavez questioned if the Sheriff's Department routinely maintained those types of documents. Lieutenant Luchia replied affirmatively and commented that this is an active homicide investigation, therefore his answers may be limited.

Mr. Chavez questioned what the deputies found at the scene. Lieutenant Luchia stated that the deputies reported that they discovered numerous gunshot victims including a large party being disbursed of about 250 people.

Mr. Chavez asked if the deputies could determine the ages of the attendees. Lieutenant Luchia stated that the ages of the attendees ranged from 15 to 24.

Mr. Chavez questioned what was reportedly found on the premises. Lieutenant Luchia stated that three gunshot victims were reportedly found lying in the business area while numerous people scattered from the scene.

Mr. Chavez requested additional information concerning the party. Lieutenant Luchia cited that the large party was advertised on the internet and involved drinking and loud music. Mr. Luchia mentioned that an admission fee was charged to enter the party.

Mr. Chavez asked if there was any evidence of drinking, party materials or a disc jockey. Lieutenant Luchia replied affirmatively.

Mr. Chavez questioned if all of these materials were on the premises. Lieutenant Luchia indicated that, that was his understanding.

Mr. Chavez questioned how the council could determine if these activities occurred on the property.

Lieutenant Luchia stated that the party itself was located on the property, of which the Sheriff's Department spent numerous city and county resources responding to the business location. Mr. Luchia cited that the entire shift and other agencies were also deployed to the property. Mr. Luchia stated that 82 people/witnesses were transported from the location to the Sheriff's Department's Youth Athletic League for questioning.

Mr. Chavez requested the number of times Lieutenant Luchia has testified in court. Lieutenant Luchia stated that he has testified in court hundreds of times.

Mr. Chavez asked Lieutenant Luchia if he was a qualified expert witness. Lieutenant Luchia replied affirmatively.

Mr. Chavez questioned if this incident implicated the health and safety of the community.

Lieutenant Luchia replied absolutely.

Cross Examination

Eva Espino, mother of Daniel Espino, stated that she was under the impression that her son allowed his friend to host a party at the shop, which was held outside.

Mayor Perrodin asked Ms. Espino if she had any questions. Ms. Espino stated that she did not have any questions.

Mayor Perrodin requested the location of the victims, when the deputies arrived.

Lieutenant Luchia indicated that the victims were lying on the grounds of the property.

Mayor Perrodin questioned if there were any reports of disc jockey equipment.

Mr. Chavez indicated that he was not sure if it was documented in the report, however it is reported that the party was underway and evidence of alcohol.

Lieutenant Luchia mentioned that the deputies stated that there were red plastic cups, beer bottles and alcohol at the location.

Mayor Perrodin asked if those items were booked into evidence. Lieutenant Luchia indicated that he did not have a record of that information.

Mayor Perrodin asked Ms. Espino if she had any questions. Ms. Espino reaffirmed that the bodies were not inside the building.

Mayor Perrodin informed Ms. Espino that the Lieutenant stated that the victims were found on the property and asked her if she would like to challenge that statement.

Ms. Espino indicated that a gang was trying to reach other people and commented that the attendees were celebrating a birthday.

Mayor Perrodin advised Ms. Espino not to incriminate herself.

Councilperson Hall stated that a party could be held without a DJ stand.

Councilperson Arceneaux stated that Ms. Espino admitted that her son allowed someone to use the property to host a party.

Councilperson Hall questioned if the property ever received any previous complaints from nearby residents. Lieutenant Luchia stated that there were no previously reported complaints.

Councilperson Dobson questioned the whereabouts of Daniel Espino.

Ms. Espino did not state his whereabouts, however she stated that her son wrote a letter to the Mayor.

Mr. Chavez announced that the next witness would be Acting Deputy Fire Chief Marcel Melanson. Mr. Chavez asked Mr. Melanson if the Fire Department responded to an incident shortly after midnight on January 20, 2008.

Marcel Melanson, Acting Deputy Fire Chief, replied affirmatively.

Mr. Chavez requested the exact time the Fire Department received the call. Mr. Melanson stated that the call came at 12:25 a.m.

Mr. Chavez asked Mr. Melanson if his department regularly maintains records. Mr. Melanson replied affirmatively.

Mr. Chavez requested the information contained in the document. Mr. Melanson stated that the document indicates that units responded to a report of gunshot victims and found eight victims in need of treatment or transportation.

Mr. Chavez requested the number of victims at the scene. Mr. Melanson stated that there were eight victims.

Mr. Chavez requested the location of the victims at the scene. Mr. Melanson stated that three out of the eight victims were found in the driveway of the business.

Mr. Chavez requested the types of injuries sustained. Mr. Melanson indicated that there were multiple gunshot victims, noting that five of the victims were immediately treated at the scene and three were self-transported.

Mr. Chavez asked if there were any deaths. Mr. Melanson stated that one of the victims died.

Mr. Chavez questioned if it was true that one victim was transported to Long Beach Memorial, another was transported to Harbor General and the third victim was transported to Saint Francis Medical Center. Mr. Melanson replied affirmatively.

Mr. Chavez inquired as to how much of the department's resources were required to respond to this call. Mr. Melanson stated that 80% of the department's on-duty resources were deployed with 100% paramedic assistance, in addition to support from the Los Angeles County Fire Department.

Mr. Chavez asked if there were any notes with respect to what was discovered at the scene. Mr. Melanson stated that there was one note indicating that people were "found running from the party."

Mr. Chavez referred Mr. Melanson to exhibit "C" and asked if his department regularly inspect business licenses and if so, why. Mr. Melanson stated that his department inspects the business licenses of businesses operating in the city, to ensure they operate within the scope of their license.

Mr. Chavez requested the name of the business on exhibit "C. Mr. Melanson stated the business license indicates LZR Automotive located at 223 North Bullis Road.

Mr. Chavez asked Mr. Melanson if he witnessed any auto repair taking place the night of the incident. Mr. Melanson stated that the report does not state that any auto repair was in progress at the time of the call.

Mayor Perrodin requested the location of the deceased individual's body at the scene. Mr. Melanson stated that the individual's body was lying in the driveway of the property.

Mayor Perrodin questioned if the person died at the scene or in transport. Mr. Melanson affirmed that the individual died at the hospital.

Councilperson Arceneaux questioned if the person was lying on the city or property portion of the driveway.

Mr. Melanson referred to the reports from the Sheriff's Department and the Fire Department and indicated that the exact location was unknown.

Mr. Chavez informed Ms. Espino that she could present her testimony and witnesses, at this time.

Defendant Testimony and Witnesses

Eva Espino, mother of Daniel Espino, stated that Daniel did not notify her before allowing someone to host a party on the business property. Ms. Espino asserted that her family has been the City of Compton for twenty years.

Ms. Espino explained that her son is not present, because he is having issues with immigration. Ms. Espino further explained that she has been in charge of the shop, since the incident and requested that council allow her to stay in business.

Jeanette Hernandez stated that she has been living in Ms. Espino's home for the past five years and asked that council allow her to stay in business.

Ms. Alvarez, Daniel Espino's wife, stated that the purchase of the shop was to secure the future of their children. Ms. Alvarez stated that the owner of the shop will testify that they have never had a problem at the shop and requested that council allow them to continue to operate their business.

Mr. Lu, owner of the property, stated that Ms. Espino's family has asked that he speak on their behalf.

Mayor Perrodin asked Mr. Lu if his business is being rented by Mr. Espino. Mr. Lu replied affirmatively.

Councilperson Hall asked if any permission was given to allow the party. Ms. Espino replied affirmatively.

Mr. Lu stated that he met Daniel Espino five years ago and admired his work ethic, so he allowed him to rent the shop. Mr. Lu maintained that he was in Dallas on business during the time of the incident. Mr. Lu stated that he spoke to Daniel regarding this incident and he informed him that this would not happen again. Mr. Lu further stated that it did not make a difference to him because he can rent the property to someone else.

Councilperson Hall stated that Mr. Espino did not need to ask his mother's permission to host the party, because he is the licensed owner.

Councilperson Hall questioned if Ms. Espino was on the lease agreement. Mr. Lu stated that Ms. Espino was not on the lease.

Councilperson Hall explained that Ms. Espino is only speaking on Daniel Espino's behalf.

Councilperson Calhoun asked Mr. Lu if he stated that "It didn't make any difference to me, I will rent the business to somebody else." Mr. Lu replied affirmatively, although he added that he would like to help Daniel Espino support his family.

Councilperson Arceneaux asked Mr. Lu if he owned any other properties in the City of Compton. Mr. Lu admitted to owning the following businesses located in the City of Compton: Mechanic Shop at 2000 East Compton Boulevard, Bail Bonds & Beauty Supply at 325 West Compton Boulevard, Sewing Machine Business (closed) at 1717 East Alondra Boulevard, Cable Services Business located at 1602 East Alondra Boulevard and a Gift Shop at 1700 West Compton Boulevard.

Mayor Perrodin asked Ms. Espino if she would like him to read the letter she wrote to him out loud. Ms. Espino replied affirmatively.

Mayor Perrodin read the typed letter submitted from Eva and Daniel Espino dated September 16, 2008 into the record: To Whom It May Concern: I am writing this letter, in regards to my son's auto body shop located in the City of Compton. The City of Compton is trying to close down my shop, due to some unfortunate events that took place in January 2008. I am begging the court to take my situation into consideration. I am surviving with the body shop's monthly income and this is how I support my three grandchildren. My husband and I have been working diligently to try to save our license from being suspended and/or revoked and we have been doing everything we possibly can to support our grandchildren, as well as ourselves. I realize the concern of the city and their reasons for wanting to revoke the license, but I assure you that this unfortunate event had nothing to do with me or my family. I am pleading to the judge to please give me the opportunity to continue to run our business and be good Samaritans of the City of Compton. I cannot afford to hire a lawyer to represent my case, so I will be representing myself. I swear I am telling the truth and I hope you will take this information into consideration. Thank you again for your time and cooperation. Sincerely, Eva Espino. (Exhibit #1)

Mayor Perrodin read the second hand-written letter into the record: Dear Compton City Council, My name is Daniel Espino, the owner of LZR Automotive. Unfortunately, I am unable to attend this meeting because I am facing some immigration status problems and they should be fixed by October 2008. The reason I am writing this letter is to talk to you people about what I know about what happened the day of the shooting. A week before the shooting, one of my customers named John and his wife asked me to let them use the shop for a birthday party. John's birthday party because they live in an apartment and they did not have the money to rent a party hall. I said okay. But he did not tell me that the party was going to be advertised on the My Space website on the internet. Which after the day of the shooting, he told me that the one that advertised the party on My space was his younger brother that did not know a lot of strangers were going to show up. I don't know if it's on the police report, but me and John and his brother talked to the homicide detective about this. I didn't have any knowledge or intention for this to happen. It never crossed my mind. I did not think that a party could turn into something like this. I truly want to apologize and asked the people of the City Council to give me a chance to continue operating my business. (Exhibit #2)

Mayor Perrodin asked Ms. Espino if she would like to submit the other items into evidence. Ms. Espino replied affirmatively.

Mayor Perrodin cited the following items as evidence:

Exhibit #3 – Business License Renewal Notice

Exhibit #4 – 2007 Mortgage Interest Statement to Aristeo Espino, beginning balance \$548,000.00

Mayor Perrodin requested the identity of Aristeo Espino. Ms. Espino indicated that Aristeo is her husband.

Exhibit #5 – Wells Fargo Mortgage Monthly Statement for an address located in the City of Downey to Aristeo Espino.

Exhibit #6 – Wells Fargo Mortgage Statement for an address located in the City of Downey to Aristeo Espino.

Exhibit #7 – Los Angeles County Tax Collector Statement of Prior Year's Taxes to Aristeo and Eva Espino for an address located in the City of Compton.

Exhibit #8 - Los Angeles County Tax Collector Statement of Prior Year's Taxes to Aristeo and Eva Espino for an address located in the City of Downey.

Exhibit #9 – 2006-07 Delinquent Tax Bill for the address located in the City of Downey

Exhibit #10 – Pharmaceutical Prescription to Eva Espino.

Exhibit #11 – Two Copies of a Bill from the City Treasurer's Office for \$111.52 dated September 3, 2008

Exhibit #12 - D.B.A. LZR Complete Auto Repair located at 223 North Bullis Road.

Exhibit #13 – Receipt from Golden Check Cashing located at 2100 North Long Beach Boulevard (Southern California Edison Bill for LZR Complete Auto Repair located at 223 North Bullis Road)

Exhibit #14 - Southern California Edison Bill for LZR Complete Auto Repair located at 223 North Bullis Road

Mayor Perrodin invited the council to address Ms. Espino.

Councilperson Calhoun requested the location of the business license. Ms. Espino stated that it is posted in the business office.

Councilperson Calhoun stated that she needed that clarification because the business license clearly states that if a business conducts live entertainment, dancing, messaging or has skill games, vending machines and coin-operated machines, it is subject to additional fees and/or permits to conduct such activities.

Ms. Espino indicated that she was aware of that information.

Councilperson Arceneaux asked Ms. Espino if her son owned any other businesses. Ms. Espino stated that he did not own any other businesses.

AUDIENCE COMMENTS ON THE HEARING

Robert Ray, Compton Resident, stated that he previously owned a business and was held liable for any events occurring on the premises, as well as the actions of employees and daily operations. Mr. Ray questioned if that information is standard on most business licenses.

Mr. Chavez stated that those exact words are not stated on the business license, however it does state that the license holder has paid a license fee to conduct the business trade coded, until the expiration date.

Mr. Ray questioned if that included the owner being held responsible for the activities on the premises.

Mayor Perrodin replied affirmatively.

On motion by Arceneaux, seconded by Hall, the hearing was closed at 9:40 p.m., by the following vote on roll call:

AYES: Council Members - Calhoun, Dobson, Arceneaux, Hall, Perrodin

NOES: Council Members - None

ABSENT: Council Members - None

**COUNCIL COMMENTS
ON THE HEARING**

Councilperson Dobson stated that she was willing to consider allowing the Espino family to continue operating their business.

Councilperson Hall stated that he appreciated Councilperson Dobson's kindness, however he felt all business owners should be held responsible for activities taking place on their property. Mr. Hall mentioned that lives were risked and taken and the community was in chaos.

Councilperson Hall felt a precedent should be set notifying all businesses that breaking the law will not be tolerated in the City of Compton.

Councilperson Arceneaux agreed with Councilperson Hall's comments and requested that an investigation be conducted on all property owners to hold them accountable.

Councilperson Arceneaux also expressed a concern for alcohol being served to minors.

Mayor Perrodin stated that the victims were from the following cities: Bell, Downey, Compton, Lynwood, Baldwin Park, Fontana and Whittier.

Mayor Perrodin read the Sheriff's Department police report into the record:

At the indicated date/time we responded to Bullis Road North of Compton Boulevard, Compton in response to an assistance request from Deputy Miller (Unit 245) regarding shots being fired at the location (see deputies' Miller and Smathers Report under this same urn.) Upon our arrival, we saw a MH/juvenile (later identified as victim Obiedo) lying on the southwest corner of Bullis Road and Compton Boulevard with his head pointed west and feet pointing east, we saw that he was suffering from an apparent gunshot wound to his left stomach. Deputy Ruiz assisted us with contacting victim Obiedo. Compton Fire Department engine 441 responded under the direction of Captain Collier and transported victim Obiedo to Memorial Hospital (2801 Atlantic Avenue, Long Beach 90806 (562) 933-1400) where he was treated by ER doctor Gobrial under patient #11190620-001. Victim Obiedo was unable to give us a statement. Deputy French accompanied victim Obiedo to the hospital.

We also saw a male Hispanic adult (later identified as victim Martinez) who was walking on the 200 block of North Bullis Road. We saw he was suffering from an apparent gunshot wound to his right cheek. Downey Fire/Paramedic Squad 645 responded and transported victim Martinez to Harbor General Hospital (1000 West Carson Street, Los Angeles 90084) where he was treated by emergency room Doctor Squirrez under patient # 2407114. Victim Martinez was unable to give us a statement. Deputies Brown and Essex accompanied victim Martinez to Harbor General Hospital (1000 West Carson Street, Los Angeles 90024.) See Deputies Brown and Essex's supplemental report under this same urn.

We also saw three male Hispanic adults (later identified as victim Garcia, victim Hernandez and victim Juarez) who were lying on the east driveway in front of 223 North Bullis Road (D.B.A. LZR Auto Repair.) The three victims were lying on their backs with their heads pointed in a northwest direction and their feet pointed in a southwest direction. Victim Garcia was suffering from multiple gunshot wounds to his head and body. Compton Fire Department Engine 44 responded under the direction of Captain Cresswell and transported victim Garcia to Harbor General Hospital (1000 West Carson Street, Los Angeles 90024) where he was treated by emergency room Doctor Grunander under patient # 240710. Deputies Essex and Brown accompanied victim Garcia to the hospital. Victim Hernandez was suffering from a gunshot wound to his head. Compton Fire Department Engine 44 responded under the direction of Captain Cresswell and transported victim Hernandez to Saint Francis Medical Center (3630 Imperial Highway, Lynwood 90262) where he was treated by emergency room Doctor Shepard under patient # 001029190. Deputy Fender accompanied victim Hernandez to the hospital. Victim Juarez was suffering from apparent gunshot wounds to the right side of his back, left buttocks, left neck, right thigh, groin and back of head. Compton Fire Department Engine 442 under the direction of Captain Cower and transported victim Juarez to Saint Francis Medical Center (3630 Imperial Highway, Lynwood) where he was listed as "death imminent" by emergency room Doctor Miller under patient # 001029192. Deputy Fender accompanied victim Juarez to the hospital. Both victims were unable to give us a statement. See supplemental reports under this same urn by deputies Fender and Moreno. While on scene, our desk advised us via radio that other gunshot victims transported themselves to the hospital prior to our arrival. While at the hospital, Deputy French recovered a bullet fragment from victim Gonzalez' back. He retained it until he gave it to us. See supplemental report by Deputy French, in regards to victim Gonzalez and Deputy Moreno's supplemental, in regards to victim Macias.

Deputies Raffaelli and Ben Sahille responded to our location canvassed for witnesses/evidence and secured the scene. See supplemental report by Deputies Raffaelli and Ben Sahille under the same urn.

Homicide detectives Guzman and Zimwall responded to our location and took command of the scene. Detectives advised Deputy Lawler to impound two vehicles (Chevy Monte Carlo White and a Sebring) that were parked on the east parking lot 223 North Bullis Road as evidence (held for prints.) Forensic specialist Watson and Deputy James also responded to our location to document the scene and collect evidence. We gave the expended bullet fragment to evident specialist Watson. See supplemental reports under this same urn for further information.

Mayor Perrodin cited that there were other businesses in the City of Compton that illegally conduct parties on their premises and announced that the council would be addressing them. Mayor Perrodin stated that Ms. Espino had a decent family; however the city cannot allow activities that risk the lives of people. Therefore, Mayor Perrodin stated that his vote will be to revoke the business license.

Craig Cornwell, City Attorney, thanked the council and the audience for their patience in considering this matter.

**AUTHORIZING THE CITY
MANAGER TO ENTER INTO
A PROFESSIONAL SERVICES
AGREEMENT WITH YOUNG
COMMUNICATIONS GROUP,
INC. FOR PUBLIC RELATIONS
AND MARKETING SERVICES**

On motion by Arceneaux, seconded by
Calhoun, Resolution # 22,685 entitled
"A RESOLUTION OF THE CITY
COUNCIL OF THE CITY OF
COMPTON AUTHORIZING THE
CITY MANAGER TO ENTER INTO
A PROFESSIONAL SERVICES
AGREEMENT WITH YOUNG

**COMMUNICATIONS GROUP, INC. FOR PUBLIC RELATIONS AND
MARKETING SERVICES"** was adopted by the following vote on roll call:

AYES: Council Members - Calhoun, Dobson, Arceneaux, Hall, Perrodin
NOES: Council Members - None
ABSENT: Council Members - None

#13.

REVOKING THE BUSINESS
LICENSE FOR LZR COMPLETE
AUTO REPAIR LOCATED AT
223 NORTH BULLIS ROAD
IN THE CITY OF COMPTON

On motion by Arceneaux, seconded by Hall,
Resolution # 22,686 entitled
"A RESOLUTION OF THE CITY
COUNCIL OF THE CITY OF COMPTON
REVOKING THE BUSINESS LICENSE
FOR LZR COMPLETE AUTO REPAIR

LOCATED AT 223 NORTH BULLIS ROAD IN THE CITY OF COMPTON" was
adopted, by the following vote on roll call:

AYES: Council Members - Calhoun, Arceneaux, Hall, Perrodin
NOES: Council Members - Dobson
ABSENT: Council Members - None

AUTHORIZING THE
COMMENCEMENT OF
PROCEEDINGS TO REVIEW,
EXAMINE, ANALYZE AND
INVESTIGATE THE PROVISION
OF AFFORDABLE HOUSING
TO LOW AND MODERATE
INCOME PERSONS IN THE
CITY BY NONPROFIT
CORPORATIONS, THEIR
AFFILIATES AND OTHER
THIRD PARTIES

On motion by Arceneaux, seconded by Hall,
Resolution # 22,687 entitled
"A RESOLUTION OF THE CITY
COUNCIL OF THE CITY OF COMPTON
AUTHORIZING THE COMMENCEMENT
OF PROCEEDINGS TO REVIEW,
EXAMINE, ANALYZE AND
INVESTIGATE THE PROVISION OF
AFFORDABLE HOUSING TO LOW AND
MODERATE INCOME PERSONS IN
THE CITY BY NONPROFIT
CORPORATIONS, THEIR AFFILIATES
AND OTHER THIRD PARTIES" was

adopted by the following vote on roll call:

AYES: Council Members - Calhoun, Dobson, Arceneaux, Hall, Perrodin
NOES: Council Members - None
ABSENT: Council Members - None

SUBSEQUENT NEED ITEM

Request to Waive the Fees for
the Use of the Blue Room -
Memorial Services for Fred
Cressel on Saturday,
September 20, 2008

On motion by Hall, seconded by Arceneaux,
to consider the subsequent need item, by the
following vote on roll call:

AYES: Council Members - Calhoun, Dobson, Arceneaux, Hall, Perrodin
NOES: Council Members - None
ABSENT: Council Members - None

On motion by Hall, seconded by Arceneaux, the subsequent need item was approved, by
the following vote on roll call:

AYES: Council Members - Calhoun, Dobson, Arceneaux, Hall, Perrodin
NOES: Council Members - None
ABSENT: Council Members - None

*Councilperson Calhoun out at 9:59 p.m.

APPROVAL OF WARRANTS

<u>Warrant</u>	<u>Description</u>	<u>Amount</u>
166443	Pacific Coast Waste & Recycling (Integrated Waste Management Services for August 2008)	\$619,935.88

On motion by Arceneaux, seconded by Hall, the above warrant was approved, by the following vote on roll call:

AYES: Council Members - Dobson, Arceneaux, Hall, Perrodin

NOES: Council Members - None

ABSENT: Council Members - Calhoun

AUDIENCE COMMENTS

Stephanie Hocksee, spoke on behalf of Cecilia Simmons, requested the status of her rehabilitation grant application. Ms. Simmons stated that she has been on the waiting list for six months with no plumbing, gas or water.

***Councilperson Calhoun in at 10:01 p.m.**

Mayor Perrodin requested Ms. Simmons address. Ms. Hocksee stated that Ms. Simmons lives on 503 West Arbutus Street, Compton, California.

Silvia Haglan, Compton resident, stated that she is a foster mother who is having problems with her home and was approved for the rehabilitation grant program. Ms. Haglan stated that she spoke with Dr. Sefa'boayke in July 2008 concerning this issue and has not received an answer.

Joyce Kelly, Compton resident, thanked Councilperson Calhoun and her liaison Jennifer for hosting the Homeless Veterans Stand-down event held last weekend.

Elias Ecevedo, Compton resident, stated that he was harassed by business license coordinator, Patricia Dees and three deputies. Mr. Ecevedo alleged that Ms. Dees has a history of harassing Latino business owners and asked that the City Council investigate her department.

Mayor Perrodin informed Mr. Ecevedo that this is a personnel issue and referred him to the City Manager.

Robert Ray, Compton resident, thanked the council for their positive comments regarding the rebel taxi cabs operating in the city and for conducting a successful Homeless Veteran Stand-down event.

BJ Douglas requested the Mayor's support in obtaining media attention for his youth program.

***Councilperson Hall out for the remainder of the meeting.**

COUNCIL COMMENTS

Councilperson Arceneaux announced that the Compton Sheriff's Station would be hosting an "Open House Event" on Saturday, September 20, 2008 from 10 a.m. to 2 p.m.

Councilperson Arceneaux also announced that Marble Slab Creamery would be hosting an "Ice Cream with the Captain" event on Wednesday, September 17, 2008 from 11 a.m. to 1 p.m.

Councilperson Arceneaux further requested that the meeting be adjourned in memory of Reverend John Broadus and the victims of Hurricane Ike and the Metrolink crash.

Councilperson Dobson invited the community to celebrate the renovation of a senior center classroom at the Dollarhide Neighborhood Center on Tuesday, September 23, 2008 from 11:30 a.m. to 1:30 p.m.

Councilperson Dobson also informed the community that staff would be conducting a "Christmas Basket Sale" on Thursday, September 18, 2008 in the main lobby. Proceeds will be donated to provide hearty meals to needy families.

RESOLUTION NO. 322#687

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
COMPTON REVOKING THE BUSINESS LICENSE FOR LZR
COMPLETE AUTO REPAIR LOCATED AT 223 N. BULLIS ROAD
IN THE CITY OF COMPTON

WHEREAS, on July 15, 2008, the City Council held a duly noticed business license
revocation public hearing pursuant to Compton Municipal Code Section 9-1.31a, 9-1.33 and
9-1.34; and

WHEREAS, after hearing testimony regarding allegations of misuse of the businesses
Certificate of Occupancy and City Business License as well as hosting activities that posed a
danger to the health, welfare and safety of the citizens of Compton; and

WHEREAS, the City Council of the City of Compton, after hearing and considering
all testimony and documentation presented during the course of the hearing, did find that the
business has acted outside of its Certificate of Occupancy and City Business License as well
as poses a danger to the health, welfare and safety of the citizens of Compton.

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

Section 1. That LZR Complete Auto Repair, located at 223 N. Bullis Road,
Compton, California, business license is hereby revoked.

Section 2. That a certified copy of this Resolution shall be filed in the offices of
the City Clerk, City Attorney, M.L.E.S., the Compton Station of the Los Angeles County
Sheriff's Department, and mailed to the business owner(s).

Section 3. That the Mayor shall sign and City Clerk attest to the adoption of this
Resolution.

ADOPTED this 16th day of September 2008

Eric J. Remon
MAYOR OF THE CITY OF COMPTON



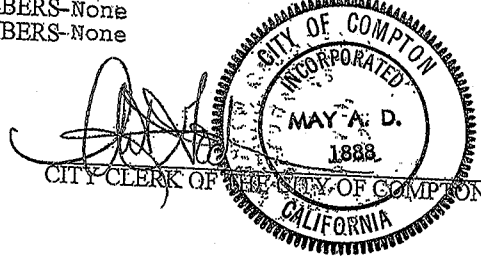
Resolution No. 22,687
Page 2

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 16th day of Sept. 2008.

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

AYES:	COUNCIL MEMBERS-Calhoun, Arceneaux, Hall, Perrodin
NOYES:	COUNCIL MEMBERS-Dobson
ABSTAIN:	COUNCIL MEMBERS-None
ABSENT:	COUNCIL MEMBERS-None



#13.

DISPLAY CONSPICUOUSLY AT PLACE OF BUSINESS FOR WHICH ISSUED

CALIFORNIA STATE BOARD OF EQUALIZATION

SELLER'S PERMIT



ACCOUNT NUMBER

2/13/2009 SR AA 101-196283

L B C AUTO REPAIR
 LUIS FELIPE BRICENO
 223 N BULLIS RD
 COMPTON, CA 90221-2864

NOTICE TO PERMITTEE:
 You are required to obey all
 Federal and State laws that
 regulate or control your
 business. This permit does
 not allow you to do
 otherwise.

IS HEREBY AUTHORIZED PURSUANT TO **SALES AND USE TAX LAW** TO ENGAGE IN THE
 BUSINESS OF SELLING TANGIBLE PERSONAL PROPERTY AT THE ABOVE LOCATION.
 THIS PERMIT IS VALID ONLY AT THE ABOVE ADDRESS.

THIS PERMIT IS VALID UNTIL REVOKED OR CANCELED AND IS NOT TRANSFERABLE. IF YOU SELL YOUR BUSINESS
 OR DROP OUT OF A PARTNERSHIP, NOTIFY US OR YOU COULD BE RESPONSIBLE FOR SALES AND USE TAXES
 OWED BY THE NEW OPERATOR OF THE BUSINESS.

Not valid at any other address

For general tax questions, please call our Information Center at 800-400-7115.

For information on your rights, contact the Taxpayers' Rights Advocate Office at 888-324-2798 or 916-324-2798.

BOE-442-R REV. 15 (2-06)

A MESSAGE TO OUR NEW PERMIT HOLDER

As a seller, you have rights and responsibilities under the Sales and Use Tax Law. In order to assist you in your endeavor and to better understand the law, we offer the following sources of help:

- Visiting our website at www.boe.ca.gov
- Visiting a district office
- Attending a Basic Sales and Use Tax Law class offered at one of our district offices
- Sending your questions in writing to any one of our offices
- Calling our toll-free Information Center at 800-400-7115

As a seller, you have the right to issue resale certificates for merchandise that you intend to resell. Conversely, you have the responsibility of not misusing resale certificates. While the sales tax is imposed upon the retailer,

- You have the right to seek reimbursement of the tax from your customer
- You are responsible for filing and paying your sales and use tax returns timely
- You have the right to be treated in a fair and equitable manner by the employees of the Board
- You are responsible for following the regulations set forth by the Board

As a seller, you are expected to maintain the normal books and records of a prudent businessperson. You are required to maintain these books and records for no less than four years, and make them available for inspection by a Board representative when requested. You are also expected to notify us if you are buying, selling, adding a location, or discontinuing your business, adding or dropping a partner, officer, or member, or when you are moving any or all of your business locations. If it becomes necessary to surrender this permit, you should only do so by mailing it to a Board office, or giving it to a Board representative.

If you would like to know more about your rights as a taxpayer, or if you are unable to resolve an issue with the Board, please contact the Taxpayers' Rights Advocate Office for help by calling toll-free, 888-324-2798 or 916-324-2798. Their fax number is 916-323-3319.

Please post this permit at the address for which it was issued and at a location visible to your customers.

STATE BOARD OF EQUALIZATION

Sales and Use Tax Department

This page is part of your document - DO NOT DISCARD



20090234334



Pages:
0002

Recorded/Filed in Official Records
Recorder's Office, Los Angeles County,
California

02/20/09 AT 09:47AM

FEES:	23.00
TAXES:	0.00
OTHER:	0.00
PAID:	23.00



LEADSHEET



200902201240008

00000065419



001971189

SEQ:
01

DAR - Counter (Hard Copy)



THIS FORM IS NOT TO BE DUPLICATED

#13. YOUR RETURN MAILING ADDRESS

NAME: Luis Felipe Briseno

ADDRESS: [REDACTED]

CITY: Long Beach

STATE: CA

ZIP CODE: 90806

LOS ANGELES

R/ COUNTY CLERK

02/20/2009



20090234334

FICTITIOUS BUSINESS NAME STATEMENT

TYPE OF FILING AND FILING FEE (Check one)

☐ Original- \$23.00 (FOR ORIGINAL FILING WITH ONE BUSINESS NAME ON STATEMENT) ☐ New Filings- \$23.00-

☐ Refile- \$18.00 (NO CHANGES IN THE FACTS FROM ORIGINAL FILING)

(CHANGES IN FACTS FROM ORIGINAL FILING-REQUIRES PUBLICATION)

\$4.00- FOR EACH ADDITIONAL BUSINESS NAME FILED ON SAME STATEMENT, DOING BUSINESS AT THE SAME LOCATION \$4.00- FOR EACH ADDITIONAL OWNER IN EXCESS OF ONE OWNER

The following person(s) is (are) doing business as:

*1. L.B.C Auto Repair

2.

Print Fictitious Business Name(s)

** 223 N. Bullis Rd

Street address of principal place of business

Compton

State

Zip

COUNTY

City

State

Zip

Mailing address if different

Articles of Incorporation or Organization Number (if applicable): AI #ON

*** REGISTERED OWNER(S):

1. Luis Felipe Briseno

Full Name/Corp/LLC

Residence Address (P.O. Box not accepted)

Long Beach CA 90806

City

State

Zip

If Corporation or LLC - Print State of Incorporation/Organization

2. [REDACTED]

Full Name/Corp/LLC

Residence Address (P.O. Box not accepted)

City

State

Zip

If Corporation or LLC - Print State of Incorporation/Organization

3.

Full Name/Corp/LLC

Residence Address (P.O. Box not accepted)

City

State

Zip

If Corporation or LLC - Print State of Incorporation/Organization

4.

Full Name/Corp/LLC

Residence Address (P.O. Box not accepted)

City

State

Zip

If Corporation or LLC - Print State of Incorporation/Organization

IF MORE THAN FOUR REGISTRANTS, ATTACH ADDITIONAL SHEET SHOWING OWNER INFORMATION

**** THIS BUSINESS IS CONDUCTED BY: (Check one)

☒ an Individual

☐ a General Partnership

☐ a Limited Partnership

☐ a Limited Liability Company

☐ an Unincorporated Association other than a Partnership

☐ a Corporation

☐ a Trust

☐ Copartners

☐ Husband and Wife

☐ Joint Venture

☐ State or Local Registered Domestic Partners

☐ a Limited Liability Partnership

***** The registrant commenced to transact business under the fictitious business name or names listed above on N/A
(Insert N/A above if you haven't started to transact business)

I declare that all information in this statement is true and correct.
(A registrant who declares as true information which he or she knows to be false is guilty of a crime.)

REGISTRANTS/CORP/LLC NAME (PRINT)

Luis Felipe Briseno

TITLE owner

REGISTRANT SIGNATURE

[Signature]

IF CORP OR LLC, PRINT NAME

If corporation, also print corporate title of officer. If LLC, also print title of officer or manager.

This statement was filed with the County Clerk of LOS ANGELES on the date indicated by the filed stamp in the upper right corner.

NOTICE - IN ACCORDANCE WITH SUBDIVISION (a) OF SECTION 17920, A FICTITIOUS NAME STATEMENT GENERALLY EXPIRES AT THE END OF FIVE YEARS FROM THE DATE ON WHICH IT WAS FILED IN THE OFFICE OF THE COUNTY CLERK, EXCEPT, AS PROVIDED IN SUBDIVISION (b) OF SECTION 17920, WHERE IT EXPIRES 40 DAYS AFTER ANY CHANGE IN THE FACTS SET FORTH IN THE STATEMENT PURSUANT TO SECTION 17913 OTHER THAN A CHANGE IN THE RESIDENCE ADDRESS OF A REGISTERED OWNER. A NEW FICTITIOUS BUSINESS NAME STATEMENT MUST BE FILED BEFORE THE EXPIRATION.

THE FILING OF THIS STATEMENT DOES NOT OF ITSELF AUTHORIZE THE USE IN THIS STATE OF A FICTITIOUS BUSINESS NAME IN VIOLATION OF THE RIGHTS OF ANOTHER UNDER FEDERAL, STATE, OR COMMON LAW (SEE SECTION 14411 ET SEQ., BUSINESS AND PROFESSIONS CODE).

I HEREBY CERTIFY THAT THIS COPY IS A CORRECT COPY OF THE ORIGINAL STATEMENT ON FILE IN MY OFFICE.

DEAN C. LOGAN, LOS ANGELES COUNTY CLERK

BY:

Deputy

This is a true and certified copy of the record
if it bears the seal, imprinted in purple ink,
of the Registrar-Recorder/County Clerk

FEB 20 2009

Dean C. Logan REGISTRAR-RECORDER/COUNTY CLERK
LOS ANGELES COUNTY, CALIFORNIA



#13

OUR RETURN MAILING ADDRESS

NAME:

ADDRESS:

CITY:

STATE:

ZIP CODE:

COPY

of Document Recorded

Has not been compared with original. Original will be returned when processing has been completed.
LOS ANGELES COUNTY REGISTRAR-RECORDER

20090234334

02/20/2009

FICTITIOUS BUSINESS NAME STATEMENT

TYPE OF FILING AND FILING FEE (Check one)

- ☐ Original- **\$23.00** (FOR ORIGINAL FILING WITH ONE BUSINESS NAME ON STATEMENT) ☐ New Filings- **\$23.00**
☐ Refile- **\$18.00** (NO CHANGES IN THE FACTS FROM ORIGINAL FILING) (CHANGES IN FACTS FROM ORIGINAL FILING-REQUIRES PUBLICATION)
\$4.00- FOR EACH ADDITIONAL BUSINESS NAME FILED ON SAME STATEMENT, DOING BUSINESS AT THE SAME LOCATION **\$4.00-** FOR EACH ADDITIONAL OWNER IN E

The following person(s) is (are) doing business as:

*1. L.B.C. Auto Repair 2. _____
 ** 223 N Bullis Rd Print Fictitious Business Name(s)
Compton C.A 90806 L.A
 City State Zip COUNTY City State Zip

Articles of Incorporation or Organization Number (if applicable): AI #ON _____

*** REGISTERED OWNER(S):

1. Luis Felipe Briseno 2. _____
 Full Name/Corp/LLC Full Name/Corp/LLC
Long Beach C.A 90806 Residence Address (P.O. Box not accepted)
 City State Zip City State Zip
 If Corporation or LLC - Print State of Incorporation/Organization If Corporation or LLC - Print State of Incorporation/Organization

3. _____ 4. _____
 Full Name/Corp/LLC Full Name/Corp/LLC
 Residence Address (P.O. Box not accepted) Residence Address (P.O. Box not accepted)
 City State Zip City State Zip
 If Corporation or LLC - Print State of Incorporation/Organization If Corporation or LLC - Print State of Incorporation/Organization

IF MORE THAN FOUR REGISTRANTS, ATTACH ADDITIONAL SHEET SHOWING OWNER INFORMATION

**** THIS BUSINESS IS CONDUCTED BY: (Check one)

- ☒ an Individual ☐ a General Partnership ☐ a Limited Partnership ☐ a Limited Liability Company
☐ an Unincorporated Association other than a Partnership ☐ a Corporation ☐ a Trust ☐ Copartners
☐ Husband and Wife ☐ Joint Venture ☐ State or Local Registered Domestic Partners ☐ a Limited Liability Partnership

***** The registrant commenced to transact business under the fictitious business name or names listed above on N.A
 (Insert N/A above if you haven't started to transact business)

I declare that all information in this statement is true and correct.
 (A registrant who declares as true information which he or she knows to be false is guilty of a crime.)

REGISTRANTS/CORP/LLC NAME (PRINT)

TITLE

REGISTRANT SIGNATURE

IF CORP OR LLC, PRINT NAME

If corporation, also print corporate title of officer. If LLC, also print title of officer or manager.

This statement was filed with the County Clerk of LOS ANGELES on the date indicated by the filed stamp in the upper right corner.

NOTICE - IN ACCORDANCE WITH SUBDIVISION (a) OF SECTION 17920, A FICTITIOUS NAME STATEMENT GENERALLY EXPIRES AT THE END OF FIVE YEARS FROM THE DATE ON WHICH IT WAS FILED IN THE OFFICE OF THE COUNTY CLERK, EXCEPT, AS PROVIDED IN SUBDIVISION (b) OF SECTION 17920, WHERE IT EXPIRES 40 DAYS AFTER ANY CHANGE IN THE FACTS SET FORTH IN THE STATEMENT PURSUANT TO SECTION 17913 OTHER THAN A CHANGE IN THE RESIDENCE ADDRESS OF A REGISTERED OWNER. A NEW FICTITIOUS BUSINESS NAME STATEMENT MUST BE FILED BEFORE THE EXPIRATION.

THE FILING OF THIS STATEMENT DOES NOT OF ITSELF AUTHORIZE THE USE IN THIS STATE OF A FICTITIOUS BUSINESS NAME IN VIOLATION OF THE RIGHTS OF ANOTHER UNDER FEDERAL, STATE, OR COMMON LAW (SEE SECTION 14411 ET SEQ., BUSINESS AND PROFESSIONS CODE).

I HEREBY CERTIFY THAT THIS COPY IS A CORRECT COPY OF THE ORIGINAL STATEMENT ON FILE IN MY OFFICE.

DEAN C. LOGAN, LOS ANGELES COUNTY CLERK

BY: _____, Deputy



CIUDAD DE COMPTON
Aplicación para Licencia de Negocio
y/o

Certificado de Ocupancia

Nombre de Negocio LBC Auto Repair		Situación de Licencia ☒ Nueva ☐ Renovación	
Numero Telefónico	Numero de Fax	Correo Electrónico	Dirección de Sitio de Red
Dirección de Negocio 223 - N BULLIS RD Compton		Ciudad/Estado C.A.	Código Postal 90221
Dirección de Correspondencia 223 - N BULLIS RD Compton		Ciudad/Estado C.A.	Código Postal 90221
Numero de Identificación de Empleador Federal		TIPO DE NEGOCIO (SELECCIONE UNO)	
Numero de Identificación de Empleador Estatal		☒ Propietario Exclusivo	
Numero del Consejo de Igualdad del Estado		☐ Sociedad	
Actividad Primaria del Negocio Mecanica		☐ Corporación	
Pies Cuadrados	Numero de Empleados	☐ Consorcio	
	No. de Unidades Sin Numero	☐ Otro	
PRINCIPAL / DUEÑO DE NEGOCIO ☒ OR OFICIAL CORPORATIVO ☐		SITUACIÓN DE OCUPANCIA	
		☒ Arrendamiento ☐ Propio	
		(Si es arrendamiento, de la fecha en que expira el arrendamiento)	
		☐ Es este el lugar de la oficina central? ☒ Si ☐ No	
		Esta aplicando para un edificio comercial	
		☐ Si ☒ No	
Si contesta si, incluya dos fotos del frente del edificio.			
Apellido Briseno	Primer Luis Felipe	Titulo	
Dirección de Hogar		Ciudad/Estado Long Beach CA	Código Postal 90806
Numero Telefónico (562) [redacted]	x Numero de Licencia de Manejo	x Numero de Seguro Social	
DUEÑO DE NEGOCIO ADICIONAL ☐ O OFICIAL DE CORPORACION ☐			
Apellido Briseno	Primer Cruz Leopoldo	Titulo	
Dirección		Ciudad/Estado Long Beach CA	Código Postal 90806
Numero Telefónico 562 [redacted]	Numero de Licencia de Manejo	Numero de Seguro Social	
*** CONTACTOS DE EMERGENCIA *** En caso de emergencias después de horas, a quien hablamos?			
Nombre Leopoldo Briseno Cruz			
Dirección		Ciudad/Estado Long Beach CA	Código Postal 90806
Numero Telefónico de Emergencia 562 [redacted]	Numero Telefónico Secundario 562 [redacted]		
Nombre Luis Felipe Briseno			
Dirección		Ciudad/Estado Long Beach CA	Código Postal 90806
Numero Telefónico de Emergencia	Numero Telefónico Secundario		
Es usted un dueño de negocio minoritario (opcional)? ☐ Si ☒ No			
Nombre de Solicitante en escrito Luis Felipe Briseno		Fecha 1/12/09	Firma del Solicitante (Dueño o Oficial) [Signature]
Yo certifico bajo pena de perjurio que lo que fue escrito anteriormente es verdadero y correcto.			

PARA USO DE OFICINA SOLAMENTE

LICN Collector Initials	Date of Input:	Bus. Acct. #	Sic #
-------------------------	----------------	--------------	-------

COMPTON MUNICIPAL CODE SEC. 9-1.40 FALSE STATEMENTS: "No person shall make any false misleading or fraudulent statement or misrepresent any fact in any application for a license, permit or certificate required to be filed with the City Council, or with any Board, Commission or authorized person of this City. In addition to any other penalties provided in any Chapter of this Code, such shall be grounds for suspending or revoking any license, permit or certificate issued to such person."

#13.



CITY OF COMPTON
Application for Business License
and/or
Certificate of Occupancy

Business Name		License Status ☐ New ☐ Renewal	
Phone Number	Fax Number	E-Mail Address	Web Site Address
Business Address		City/State	Zip Code
Mailing Address		City/State	Zip Code
Federal Employer Identification Number		BUSINESS TYPE (Check One) ☐ Sole Proprietorship ☐ Partnership ☐ Corporation ☐ Trust ☐ Other _____	
State Employer Identification Number			
State Board of Equalization Number			
Primary Business Activity			
Square Footage	Number of Employees	No. of Units	OCCUPANCY STATUS ☐ Lease ☐ Own (If lease, date lease expires) _____ ☐ Is this a headquarters location? ☐ Yes ☐ No ☐ Is the business address a Commercial Building? ☐ Yes ☐ No If yes submit two pictures of front of building
PRINCIPAL/BUSINESS OWNER ☐ OR IF CORPORATION, CORPORATION NAME ☐ Last Name _____ First _____ Title _____			
Home Address		City/State	Zip
Phone Number	Driver's License Number		Social Security Number
ADDITIONAL BUSINESS OWNER OR CORPORATE OFFICER INFORMATION ☐			
Last Name		First	Title
Address		City/State	Zip
Phone Number	Driver's License Number		Social Security Number
*** EMERGENCY CONTACTS *** In the event of an after hours emergency, who do we contact?			
Name			
Address		City/State	Zip
Emergency Phone Number		Secondary Phone Number	
Name			
Address		City/State	Zip
Emergency Phone Number		Secondary Phone Number	
Is this business minority-owned (optional)? ☐ Yes ☐ No			
Applicant's Name Printed		Date	Applicant's Signature (Owner or Officer)
I hereby certify under penalty of perjury that the above information is true and correct.			
FOR OFFICE USE ONLY			
LICN Collector Initials	Date of Input:	Bus. Acct. #	Sic #

COMPTON MUNICIPAL CODE SEC. 9-1.40 FALSE STATEMENTS: "No person shall make any false, misleading or fraudulent statement or misrepresent any fact in any application for a license, permit or certificate required to be filed with the City Council, or with any Board, Commission or authorized person of this City. In addition to any other penalties provided in any Chapter of this Code, such shall be grounds for suspending or revoking any license, permit or certificate issued to such person."

CITY OF COMPTON, TAX & LICENSE DEPARTMENT
 205 SOUTH WILLOWBROOK AVENUE COMPTON CALIFORNIA 90220



CITY OF COMPTON
CONFIDENTIAL STATEMENT TO LICENSE DEPARTMENT
City Business License

Business/Owner Name L.B.C. Auto Repair		Phone Number	
Address of Business 223-N BULLIS RD Compton		City/State CA	Zip Code 90221
Mailing Address 223-N BULLIS RD Compton		City/State CA	Zip Code 90221
State Board of Equalization	No. of Employees 1	BUSINESS TYPE (Check One)	
Full Description of Business Activity Mechanica		☒ Sole Proprietorship	
		☐ Partnership	
		☐ Corporation	
		☐ Trust	
GROSS ANNUAL RECEIPTS FOR PRECEDING 12 MONTHS Compute fee from tax table on reverse side Penalty: (See Below)			
		\$ _____	
		\$ _____	
		\$ _____	
TOTAL FEE DUE		\$ _____	
Applicant's Name Printed Luis F. Briceño		Date 01-11-09	Applicant's Signature (Owner or Officer) <i>[Signature]</i>
I hereby certify under penalty of perjury that I am the licensee (or am authorized to make application for Business License on behalf of said licensee) and the above information is true and correct.			

COMPTON MUNICIPAL CODE

9.1.11 Enforcement. It shall be the duty of the License Collector, and he is hereby directed, to enforce each and all of the provisions of this chapter and of any other Chapter of this Code requiring the payment of any license fee, and the Chief of Police shall render such assistance in the enforcement of this Chapter as may be required by the License Collector and the Council.

The License Collector in the exercise of the duties imposed upon him, and acting through his deputies or duly authorized employees, shall examine all places of business in the City to ascertain whether or not the provisions of this Chapter have been complied with.

The License Collector and his deputies and duly authorized employees shall have the power to examine all necessary books and records of all persons doing business in the City required to be licensed by the terms of this Chapter, for the purpose of ascertaining the amount of license fee required to be paid by the provisions hereof. The officer and each and all of his deputies and duly authorized employees shall have the power and authority to enter, free of charge, and at any reasonable time, any place of business required to be licensed by the provisions of this Chapter, demand an exhibition of such license. Any person having any such license theretofore issued in his possession or under his control, who fails to exhibit the same on demand, shall be guilty of a violation of this Code. It shall be the duty of the License Collector and each of his deputies to cause a complaint to be filed against any and all persons found to be a violator of any of the provisions of this Chapter.

PENALTY: IF LICENSE IS NOT RENEWED BEFORE 30 DAYS FOLLOWING THE DATE OF EXPIRATION, PENALTY WILL BE ASSESSED IN THE AMOUNT OF 25% AND AN ADDITIONAL 10% FOR EACH 30 DAYS THEREAFTER UNTIL PAID.

NOTE: THIS STATEMENT MUST BE FILLED OUT COMPLETELY.

PLEASE RETURN THIS STATEMENT WITH REMITTANCE AND NOTICE OF LICENSE DUE TO:

CITY OF COMPTON
TAX & LICENSE DEPARTMENT
205 SOUTH WILLOWBROOK AVENUE
COMPTON CALIFORNIA 90220
(310) 607-7708

DATE: MARCH 03, 2009
TO: MAYOR AND COUNCIL MEMBERS
FROM: CITY TREASURER
SUBJECT: INVESTMENT REPORT

IN ORDER TO COMPLY WITH STATE LAW AND THE CITY'S
INVESTMENT POLICY, THE ATTACHED REPORTS ACCURATELY
REFLECTS ALL POOLED INVESTMENTS HELD ON BEHALF OF THE
CITY AND REDEVELOPMENT AGENCY AS OF JANUARY 31, 2009

DOUGLAS SANDERS
CITY TREASURER

City of Compton
Portfolio Management
Portfolio Summary
January 31, 2009

Investments	Par Value	Market Value	Book Value	% of Portfolio	Term	Days to Maturity	YTM 360 Equiv.	YTM 365 Equiv.
Certificates of Deposit - Bank	5,000,000.00	5,000,000.00	5,000,000.00	20.82	91	29	0.713	0.722
Passbook/Checking Accounts -2	289,986.47	289,986.47	289,986.47	1.21	1	1	4.932	5.000
Manage Pool & Money Mkt Accounts	1,618,904.26	1,618,904.26	1,618,904.26	6.74	1	1	1.444	1.464
Local Agency Investment Fund	17,111,183.96	17,111,183.96	17,111,183.96	71.24	1	1	2.529	2.564
Investments	24,020,074.69	24,020,074.69	24,020,074.69	100.00%	20	7	2.107	2.136

Total Earnings	January 31 Month Ending	Fiscal Year To Date
Current Year	43,329.46	337,875.81
Average Daily Balance	23,901,192.22	23,226,099.27
Effective Rate of Return	2.13%	2.47%

I certify that this report accurately reflects all pooled investments and is in conformity with the investment policy statement adopted by the City Council on July 24, 2007. (Gov Code 53646(b)(3)) The quarterly investment report must state the ability of the Agency to meet its expenditure requirements for the next six months or provide an explanation of why sufficient cash funds may or may not be available. The Investment program may not provide sufficient cash flow liquidity to meet six months estimated expenditures. On December 20, 2007 the City received one of its major revenue sources, property tax of over \$9 million, in a little over two weeks all \$9 million was spent. The influx of this revenue is supposed to at least last until April 20, 2008, when the next major property tax revenue is received. The \$1.4 Million reimbursement from the State for highway construction cost is 60days over due and is depleting the General City cashflow. On January 20, 2008 property tax revenue and the quarterly DMV fee has helped the General City Cash flow. The City is spending more that it receives. The pricing of securities is done by Union Bank of California and Interactive Data Services. Moody's Investor Services rates the Manage Pool Accounts AAA.

Douglas Sanders, City Treasurer

Treasury Rates 01/31/09

03 months	-- 0.24
06 months	-- 0.36
12 months	-- 0.51

City of Compton
Portfolio Management
Portfolio Details - Investments
January 31, 2009

Page 2

CUSIP	Investment #	Issuer	Average Balance	Purchase Date	Par Value	Market Value	Book Value	Rated Rate	Moody's	YTM 360	Days to Maturity	Maturity Date
Certificates of Deposit - Bank												
SYS1071	1071	Bank of West -Certificate of D		12/01/2008	5,000,000.00	5,000,000.00	5,000,000.00	0.713		0.713	29	03/02/2009
		Subtotal and Average	5,000,000.00		5,000,000.00	5,000,000.00	5,000,000.00	0.713		0.713	29	
Passbook/Checking Accounts -2												
SYS4000	4000	Neighborhood Improvement			289,986.47	289,986.47	289,986.47	5.000		4.932	1	
		Subtotal and Average	289,986.47		289,986.47	289,986.47	289,986.47	5.000		4.932	1	
Manage Pool & Money Mkt Accounts												
SYS5003	5003	Residential Rehab Money Market			466,142.69	466,142.69	466,142.69	1.300		1.300	1	
SYS5004	5004	Formal Assurance Prg Money Mkt			122,050.71	122,050.71	122,050.71	1.300		1.300	1	
SYS5005	5005	Rental Rehab Prg Money Market			419,895.20	419,895.20	419,895.20	1.300		1.300	1	
SYS5001	5001	5116 Highmark Fund			420,160.18	420,160.18	420,160.18	1.680		1.680	1	
SYS5006	5006	1001 HIGHMARK FUND			177,916.07	177,916.07	177,916.07	1.680		1.680	1	
SYS5010	5010	UMB Corporate Trust Services			12,739.41	12,739.41	12,739.41	1.730		1.730	1	
SYS5002	5002	1001 Wells Fargo Money Market			0.00	0.00	0.00	3.040		3.040	1	
		Subtotal and Average	1,618,663.75		1,618,904.26	1,618,904.26	1,618,904.26	1.444		1.444	1	
Local Agency Investment Fund												
SYS6013	6013	1999 Local Law Enforcement Gra			0.00	0.00	0.00	5.230		5.158	1	
SYS6014	6014	2000 Local Law Enforcement Gra			0.00	0.00	0.00	5.230		5.158	1	
SYS6020	6020	2001 Local Law Enforcement Gra			0.00	0.00	0.00	5.230		5.158	1	
SYS6021	6021	2002 Local Law Enforcement Gra			0.00	0.00	0.00	5.230		5.158	1	
SYS6023	6023	2003 Local Law Enforcement Gr			0.00	0.00	0.00	5.230		5.158	1	
SYS6026	6026	2004 Local Law Enforcement Gra			0.00	0.00	0.00	5.230		5.158	1	
SYS6007	6007	4000 CRA			1,123,435.21	1,123,435.21	1,123,435.21	2.540		2.505	1	
SYS6019	6019	1641 EDA Revolving Loan			423,863.61	423,863.61	423,863.61	2.540		2.505	1	
SYS6012	6012	General City EMS			0.00	0.00	0.00	5.230		5.158	1	
SYS6000	6000	1001 General City			4,501,131.42	4,501,131.42	4,501,131.42	2.540		2.505	1	
SYS6028	6028	2818 HUD SECTION 108			2,543,813.41	2,543,813.41	2,543,813.41	2.540		2.505	1	
SYS6006	6006	1300 Land Sales CRA			9,245.56	9,245.56	9,245.56	2.540		2.505	1	
SYS6004	6004	2820 Local Housing Authority			91,341.34	91,341.34	91,341.34	2.540		2.505	1	
SYS6001	6001	6400 Liability			0.00	0.00	0.00	0.000		0.000	1	
SYS6010	6010	1031 Local Law Enforcement			0.00	0.00	0.00	5.230		5.158	1	
SYS6011	6011	1203 CRA Low Cost Housing			1,339,438.16	1,339,438.16	1,339,438.16	2.540		2.505	1	
SYS6009	6009	9203 Public Finance Auth.			41,213.69	41,213.69	41,213.69	2.540		2.505	1	
SYS6002	6002	1900 PROP C			1,806,018.64	1,806,018.64	1,806,018.64	2.770		2.732	1	

Portfolio CITY

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City of Compton
Portfolio Management
Portfolio Details - Investments
January 31, 2009

CUSIP	Investment #	Issuer	Average Balance	Purchase Date	Par Value	Market Value	Book Value	Stated Rate	Moody's	YTM 360	Days to Maturity	Maturity Date
Local Agency Investment Fund												
SYS6022	6022	REGIONAL PARK			3,656,894.66	3,656,894.66	3,656,894.66	2.540		2.505	1	
SYS6027	6027	2615 River Mountain Conservanc			11,418.20	11,418.20	11,418.20	2.540		2.505	1	
SYS6008	6008	1500 Rosecrans Redevelopment			0.00	0.00	0.00			0.000	1	
SYS6003	6003	5116 Sewer Bond Proceeds			63,045.72	63,045.72	63,045.72	2.540		2.505	1	
SYS6005	6005	1200 Surplus Tax			1,500,324.34	1,500,324.34	1,500,324.34	2.540		2.505	1	
	Subtotal and Average		16,992,542.00		17,111,183.96	17,111,183.96				2.529	1	
	Total and Average		23,901,192.22		24,020,074.69	24,020,074.69				2.107	7	

City of Compton
Portfolio Management
Interest Earnings Summary
January 31, 2009

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	January 31 Month Ending	Fiscal Year To Date
CD/Coupon/Discount Investments:		
Interest Collected	0.00	70,091.55
Plus Accrued Interest at End of Period	8,569.05	8,569.05
Less Accrued Interest at Beginning of Period	(5,501.34)	(1,282.41)
Less Accrued Interest at Purchase During Period	(0.00)	(0.00)
Interest Earned during Period	3,067.71	77,378.19
Adjusted by Capital Gains or Losses	0.00	0.00
Earnings during Periods	3,067.71	77,378.19
Pass Through Securities:		
Interest Collected	0.00	0.00
Plus Accrued Interest at End of Period	0.00	0.00
Less Accrued Interest at Beginning of Period	(0.00)	(0.00)
Less Accrued Interest at Purchase During Period	(0.00)	(0.00)
Interest Earned during Period	0.00	0.00
Adjusted by Premiums and Discounts	0.00	0.00
Adjusted by Capital Gains or Losses	0.00	0.00
Earnings during Periods	0.00	0.00
Cash/Checking Accounts:		
Interest Collected	82,529.70	415,015.85
Plus Accrued Interest at End of Period	264,931.23	264,931.23
Less Accrued Interest at Beginning of Period	(307,199.18)	(419,449.46)
Interest Earned during Period	40,261.75	260,497.62
Total Interest Earned during Period	43,329.46	337,875.81
Total Capital Gains or Losses	0.00	0.00
Total Earnings during Period	43,329.46	337,875.81

City of Compton
Received Interest
Sorted by Issuer - Grouped by Fund
Received January 1, 2009 - January 31, 2009

Issuer	CUSIP	Investment #	Security Type	Par Value	Current Rate	Date Received	Interest Amount Received
Cash Accounts							
Fund: GENERAL CITY							
1001 General City	SYS6000	6000	LA1	4,501,131.42	2.540	01/01/2009	1,043.55
						Subtotal	1,043.55
REGIONAL PARK	SYS6022	6022	LA1	3,656,894.66	2.540	01/01/2009	23,205.85
						Subtotal	23,205.85
						GENERAL CITY Subtotal	24,249.40
Fund: SURPLUS TAX							
1200 Surplus Tax	SYS6005	6005	LA1	1,500,324.34	2.540	01/01/2009	2,290.73
						Subtotal	2,290.73
						SURPLUS TAX Subtotal	2,290.73
Fund: CRA LOW COST HOUSING							
1203 CRA Low Cost Housing	SYS6011	6011	LA1	1,339,438.16	2.540	01/01/2009	4,834.95
						Subtotal	4,834.95
						CRA LOW COST HOUSING Subtotal	4,834.95
Fund: LANDSALES CRA							
1300 Land Sales CRA	SYS6006	6006	LA1	9,245.56	2.540	01/01/2009	55.46
						Subtotal	55.46
						LANDSALES CRA Subtotal	55.46

City of Compton
Received Interest
Received January 1, 2009 - January 31, 2009

Page 2

Issuer	CUSIP	Investment #	Security Type	Par Value	Current Rate	Interest	
						Date Received	Amount Received
Cash Accounts							
Fund: EDA Revolving Loan							
1641 EDA Revolving Loan	SYS6019	6019	LA1	423,863.61	2.540	01/01/2009	2,689.74
						Subtotal	2,689.74
						EDA Revolving Loan Subtotal	2,689.74
Fund: Deminstration Rental Rehab							
Residential Rehab Money Market	SYS5003	5003	PA1	466,027.77	1.300	01/31/2009	114.92
						Subtotal	114.92
Formal Assurance Prg Money Mkt	SYS5004	5004	PA1	122,020.62	1.300	01/31/2009	30.09
						Subtotal	30.09
Rental Rehab Prg Money Market	SYS5005	5005	PA1	419,791.68	1.300	01/31/2009	103.52
						Subtotal	103.52
						Deminstration Rental Rehab Subtotal	248.53
Fund: PROP C							
1900 PROP C	SYS6002	6002	LA1	1,806,018.64	2.770	01/01/2009	2.54
	SYS6002	6002	LA1	1,806,018.64	2.770	01/01/2009	12,486.33
						Subtotal	12,488.87
						PROP C Subtotal	12,488.87
Fund: River Mountain Conservancy							
2615 River Mountain Conservanc	SYS6027	6027	LA1	11,418.20	2.540	01/01/2009	72.46
						Subtotal	72.46
						River Mountain Conservancy Subtotal	72.46

City of Compton
Received Interest
Received January 1, 2009 - January 31, 2009

Issuer	CUSIP	Investment #	Security Type	Par Value	Current Rate	Date Received	Interest Amount Received
Cash Accounts							
Fund: Section 108 HUD Funds							
2818 HUD SECTION 108	SYS6028	6028	LA1	2,543,813.41	2.540	01/01/2009	17,040.00
						Subtotal	17,040.00
						Section 108 HUD Funds Subtotal	17,040.00
Fund: LOCAL HOUSING AUTHORITY							
2820 Local Housing Authority	SYS6004	6004	LA1	91,341.34	2.540	01/01/2009	1,303.35
						Subtotal	1,303.35
						LOCAL HOUSING AUTHORITY Subtotal	1,303.35
Fund: CRA							
4000 CRA	SYS6007	6007	LA1	1,123,435.21	2.540	01/01/2009	16,550.91
						Subtotal	16,550.91
						CRA Subtotal	16,550.91
Fund: SEWER BONDS PROCEEDS							
5116 Sewer Bond Proceeds	SYS6003	6003	LA1	63,045.72	2.540	01/01/2009	400.07
						Subtotal	400.07
						SEWER BONDS PROCEEDS Subtotal	400.07
Fund: PUBLIC FIANANCE AUTHORITY							
9203 Public Fianance Auth.	SYS6009	6009	LA1	41,213.69	2.540	01/01/2009	305.23
						Subtotal	305.23
						PUBLIC FIANANCE AUTHORITY Subtotal	305.23

City of Compton
Received Interest
Received January 1, 2009 - January 31, 2009

Issuer	CUSIP	Investment #	Security Type	Par Value	Current Rate	Date Received	Interest	Amount Received
Total								82,529.70

**CITY OF COMPTON
BANK ACCOUNT BALANCES AS OF
JANUARY 31, 2009**

FUND #	NAME OF ACCOUNT	BANK NAME	BALANCE
101	PAYROLL	WELLS FARGO BANK	576,069.06
1001	GENERAL CITY ACCOUNT	BANK OF THE WEST	5,783,005.13
1022	POLICE ASSET FORFEITURE	BANK OF THE WEST	9,469.94
1200	SURPLUS TAX	BANK OF THE WEST	173.02
1300	LANDSALES	COMERICA	118,904.36
1900	PROP C	BANK OF THE WEST	226,128.57
2711	WIA / CAREERLINK	BANK OF THE WEST	64,622.89
2820	LOCAL HOUSING AUTHORITY	BANK OF THE WEST	148,562.69
4000	COMMUNITY REDVL AGENCY	BANK OF THE WEST	901.86
5116	SEWER BONDS PROCEEDS	BANK OF THE WEST	22,387.73
6300	WORKERS COMP	BANK OF THE WEST	96,275.24
6400	LIABILITIES	BANK OF THE WEST	401,574.32
9203	PUBLIC FINANCE AUTHORITY	BANK OF THE WEST	1,114.58
1001	EMERGENCY MEDICAL SERVICES	BANK OF THE WEST	169,661.48
1001	SAVINGS BOND ACCOUNT	WELLS FARGO BANK	400.87

**CITY OF COMPTON
BANK ACCOUNT BALANCES AS OF
JANUARY 31, 2009**

FUND #	NAME OF ACCOUNT	BANK NAME	BALANCE
	HOME LOAN PROGRAM	BANK OF THE WEST	4,476.72
1203	CRA LOW COST HOUSING	BANK OF THE WEST	174,579.20
1001	CITY OF COMPTON - GENERAL RESERVE	BANK OF THE WEST	963.80
2820	CITY OF COMPTON FAMILY SELF SUFFICIENCY PROGRAM	BANK OF THE WEST	361,880.01
1001	CITY OF COMPTON CHANGE FUND	BANK OF THE WEST	9,780.46
2818	SECTION 108 - HUD FUND	BANK OF THE WEST	413.93

March 3, 2009

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: CITY ATTORNEY

SUBJECT: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTERS VII AND VIII OF THE COMPTON MUNICIPAL CODE BY DELETING SECTION 7-20 AND ADDING SECTION 8-11 (WEED ABATEMENT)

SUMMARY:

The Office of the City Attorney is requesting that the City Council amend Chapter VII (Police Regulations), of the Compton Municipal Code by removing section 7-20, (Weed Abatement) and placing it in Chapter VIII (Public Safety). Further, the weed abatement section will be updated to provide a comprehensive methodology to identify and abate dilapidated properties with rubbish and weeds and to strengthen it as an enforcement mechanism for curtailing blight.

BACKGROUND:

The City of Compton has a history and reputation for well-kept properties. The property values and general welfare of the community are founded, in part, upon the appearance and maintenance of its properties. Numerous locations throughout the City have become sites for the collection of rubbish and excessive weeds. This generates a breeding ground for roaches, rats or other vermin creating an immediate danger to the health, welfare or safety of the community. The increased presence of litter and other forms of waste requires expenditures to protect against hazards and diminution of property values, prevent crime and preserve the public health, safety and welfare.

STATEMENT OF ISSUE:

The current weed abatement ordinance was drafted in 1986 to address the concurrent abatement of large numbers of properties at one specific time during the year. The attached ordinance serves to ensure the City's compliance with current law and to address the abatement of individual properties. In addition, it preserves the option of an annual weed abatement program in accordance with Government Code Section 39500 et seq., enabling the City to abate large numbers of properties at the same time.

Some of the more salient features of the proposed ordinance are as follows:

1. **Duty to Abate; Time Frame** - it imposes a ten (10) day deadline on the owner or occupant to abate the nuisance or appeal the abatement notice (notice which lists the violations and gives the owner an option to appeal). The appeal hearing shall be conducted within thirty (30) days from the date the owner filed the request for the hearing.
2. **Appeal Hearing** - the owner is issued an abatement order in which he is ordered to abate within ten (10) days from the date of the hearing. If there are no delays, the property should be abated within forty five (45) days from the date the initial abatement notice is served.
3. **Abatement by City** - if the owner or occupant should fail to heed the abatement order, the City is authorized to abate after the ten (10) day period has expired.
4. **Abatement Cost Report** - if the City abates the nuisance, costs of abatement shall be assessed against the owner's property for which a hearing (Hearing on Abatement Cost Report and Assessment) is held before the City Council to confirm the costs. The owner has the opportunity to object in writing to any costs at least two (2) business days before the Hearing.
5. **Treble Abatement Costs** - the City may seek to recover treble the costs of abatement from the owner where he has a second or subsequent judgment entered against him within a two (2) year period for having conditions on his property which may be abated.
6. **Abatement Penalties** - in addition to recovering the costs of abatement, an abatement penalty may also be assessed against the owner for creating or maintaining a public nuisance pursuant to the City's Administrative Citation Program. This would be an alternative to criminal prosecution or civil remedies.

Staff Report - Ordinance No____
March 3, 2009
Page 3 of 3

7. **Attorneys Fees** - the prevailing party in any proceeding pertaining to a violation of this ordinance shall be entitled to attorneys' fees.
8. **Annual Weed Abatement Program** – is outlined in accordance with Government Code Section 39500 et seq. It provides for the concurrent abatement of several properties.

FISCAL IMPACT:

The fiscal impact is limited to potential revenue generated from the imposition of penalties on property owners in violation of this Ordinance.

RECOMMENDATION:

It is therefore recommended that the City Council approve the attached ordinance.

CRAIG J. CORNWELL
CITY ATTORNEY

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON
AMENDING CHAPTERS VII AND VIII OF THE COMPTON MUNICIPAL
CODE BY DELETING SECTION 7-20, AND ADDING SECTION 8-11
(WEED ABATEMENT)**

WHEREAS, the City has a history and reputation for well-kept properties, and that the property values and the general welfare of this community are founded, in part, upon the appearance and maintenance of properties; and

WHEREAS, every person has the duty to maintain real property which is under his or her control, free from weeds, grass, rubbish and other forms of waste; and

WHEREAS, there continues to be a need for further emphasis on the maintenance of public and private property in a clean, waste free condition, because numerous locations throughout the City have become sites for the collection of rubbish and excessive weeds; and

WHEREAS, the accumulation of weeds and rubbish on properties generate a breeding ground for roaches, rats or other vermin which could create an immediate danger to the health, welfare or safety of the community; and

WHEREAS, the existence of such conditions are injurious to the public health, safety and welfare, the increased presence of litter and other forms of waste requires expenditures to protect against hazards and diminution of property values, prevent crime and preserve the public health, safety and welfare; and

WHEREAS, unless corrective measures are taken to alleviate the existing conditions and particularly to avoid future problems in this regard, the public health, safety, general welfare and specifically the property values and social and economic standards of this community will be depreciated; and.

WHEREAS, it is therefore necessary for the City to develop more stringent procedures as authorized in *Government Code Sections 39501 et seq.* to administratively abate public nuisances caused by the accumulation of weeds or waste on real property and adjacent to sidewalks and public rights-of-way throughout the City of Compton; and

WHEREAS, Chapter VIII of the Compton Municipal Code governs public safety, therefore the regulation of weeds and rubbish are more aptly placed in Public Safety Chapter VIII of the Compton Municipal Code.

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

Section 1. That section 7-20 (Weed and Rubbish Abatement) of Chapter VII of the Compton Municipal Code is hereby deleted in its entirety.

Section 2. That Chapter VIII of the Compton Municipal Code is hereby amended to add section 8-11 and entitled Weed and Rubbish Abatement and shall read as follows:

8-11. WEED AND RUBBISH ABATEMENT PROGRAM

8-11.1 Purpose

a. It is the intent of the Council of the City of Compton to provide a comprehensive method for the identification and abatement of property within the City of Compton on which there is an accumulation of grass, weeds and rubbish.

b. Provisions of this section are to be supplementary and complementary to all of the provisions of the Compton Municipal Code, state law, and any law cognizable at common law or in equity, and nothing herein shall be read, interpreted or construed in any manner so as to limit any existing right or power of the City of Compton to abate any and all nuisances.

8-11.2 Application

The provisions of this section shall apply generally to all property throughout the City of Compton, wherein any of the conditions, hereinafter specified, are found to exist.

8-11.3 Definitions

For the purposes of this section, the following terms, phrases, words and their derivations shall have the meanings given herein. When not inconsistent with the context, words used in the present tense include the future, words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directive.

a. "*Grass in excess of six (6) inches*" shall mean any indigenous or ornamental grass including, but not limited to blue grasses, fescues and St. Augustine.

b. "*Hearing Officer*" shall mean the person designated by the City Manager or his/her designee to conduct a public hearing to determine the validity of the charges of the violation in question.

c. "*Lessee*" shall mean any person to whom a lease is made and holds an estate by virtue of the lease.

d. "*Noxious Weeds*" shall mean any species of plant that is, or is liable to be troublesome, aggressive, intrusive, detrimental, or destructive to agriculture, silviculture (the study, cultivation, and management of forest trees), or important native species and is difficult to control, or eradicate.

e. "*Occupant*" shall mean any person having possessory rights of the property and has the actual use, possession or control of same.

f. "*Owner*" shall mean any person, partnership, association, corporation, fiduciary or other legal entity having a legal or equitable right to the real property upon which the violation occurred.

g. "*Person*" shall mean any individual, partnership, corporation, company, association, business, firm, governmental entity or other legal entity.

h. "*Parkway*" shall mean the area between the sidewalk and the curb of any street, and where there is no sidewalk, that area between the edge of the roadway and property line adjacent thereto. Parkway also includes any area within the roadway which is not open to vehicular travel.

i. “*Rubbish*” shall mean all trash or garbage found upon the parkways, alleys, sidewalks or private property in the City of Compton, which rubbish creates an immediate danger to the health, welfare, or safety of the community, and shall include the following: accumulations of dirt; accumulations of the combustible trash including garden refuse, cuttings, industrial and commercial refuse and household refuse; accumulations of trash which may be breeding places for rats, roaches or other vermin; accumulations of trash which may be immediate fire hazards; and safety hazards, including broken appliances or abandoned machinery.

j. “*Sidewalk*” shall mean that part of a public right-of-way that is designated and used primarily for pedestrian travel.

k. “*Street*” includes but is not limited to public street, alley, lane, court or other place.

l. “*Weeds in excess of six (6) inches*” shall mean all weeds growing upon private property, parkways, easements alleys, or sidewalks, or any of the following:

1. Weeds which bear or may bear seeds of a downy or wingy nature;
2. Weeds and indigenous grasses which may attain such large growth as to become, when dry; a fire menace to adjacent improved property;
3. Weeds which are otherwise noxious or dangerous; and
4. Poison oak, poison ivy and/or castor beans when the condition or growths are such as to constitute a menace to the public health.

8-11.4 Enforcement Authority

The Municipal Law Enforcement Director, Building Official, Street Superintendent, Fire Chief or their respective designees or any other Director authorized by the City Manager, are authorized to administer and enforce the provisions of this Section.

8-11.5 Enforcement Remedies

a. Any person violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed one thousand (\$1,000.00) dollars or by imprisonment in the County jail for six (6) months, or by both such fine and imprisonment.

b. In accordance with *California Penal Code Section 373a*, a crime can be charged for each day the violation continues following service of a notice of the violation.

c. In addition to all other remedies and penalties available for any violation of this section, the City Attorney is authorized, to bring a civil action in any court of competent jurisdiction for injunctive relief and to recover any other civil penalties which maybe sought in accordance with the applicable provisions of the Civil and Penal codes of the State of California.

d. As an alternative to a criminal citation, the City may issue an administrative citation pursuant to *Compton Municipal Code Section 1-7*.

8-11.6 Recovery of Attorneys Fees

a. In accordance with *Government Code Section 38773.5(b)*, the prevailing party in any proceeding conducted pursuant to this weed abatement section 8-11 and associated with the abatement of a public nuisance shall be entitled to recovery of attorneys' fees incurred in any such proceeding.

b. The recovery of attorneys' fees by the prevailing party is limited to those individual actions or proceedings in which the City elects, at the initiation of that action or proceeding, to seek recovery of its own attorneys' fees.

c. An award of attorneys' fees to a prevailing party in an action or proceeding shall not exceed the amount of reasonable attorneys' fees incurred by the City in the action or proceeding.

8-11.7 Public Nuisance

It is declared unlawful and a public nuisance for any owner of real property in this City to maintain such premises or to permit such premises to be maintained in such a manner that any one or more of the conditions or activities described in the following subsections are found to exist:

a. The keeping, storage, depositing, or accumulation on the premises of rubbish which poses a risk of harm to the public or constitutes visual blight or reduces the aesthetic appearance of the neighborhood or is offensive to the senses or is detrimental to the use and enjoyment of nearby properties or reduces nearby property values.

b. Property on which weeds and grass exist in excess of six inches outside of a managed landscape or garden area where such plants are purposefully cultivated, propagated, and controlled; or where noxious weeds or other vegetation pose a risk of harm to the public, or constitute visual blight, or reduce the aesthetic appearance of the neighborhood, or are offensive to the senses, or are detrimental to the use and enjoyment of nearby properties, or which reduce nearby property values.

8-11.8 Owner to Maintain Property Free of Weeds and Rubbish; Private Property

a. Every owner of real property or person having charge or control of same is required to maintain such property in a manner so as not to violate the provisions of this section. The owner shall maintain the property free of rubbish, weeds or grass in excess of six (6) inches.

b. Every owner of real property or person having charge or control or occupancy of same is presumed to know that the weeds or grass thereon, or on a part thereof exceed six (6) inches in height, if the height of a substantial portion of the weeds or grass remains in excess of six (6) inches in height for one (1) calendar week.

c. Such owner remains liable for violations on his property regardless of any contract or agreement with any third party regarding such property.

d. Every occupant, lessee or holder of any interest in property, other than, as owner, is required to maintain such property in the same manner as is required of the owner. The duty imposed by this section on the owner thereof shall in no instance relieve those persons herein referred to from the similar duty.

8-11.9 Owner to Maintain Sidewalk and Parkway Free of Weeds and Rubbish – Public Property

Every owner of real property or person having charge or control of same is required to maintain the property free of rubbish, weeds or grass over six (6) inches from his property extending to the center of the street which includes the parkways, sidewalks, alleys, easements etc.

8-11.10 Abatement Notice – Contents

Upon determining that certain properties located in the City of Compton are in violation of this section, the Municipal Law Enforcement Director or designee, shall issue a notice directed to the record owner and to any occupants, as appropriate, of the property. The notice shall contain:

- a. The street address and such other description as is required to identify the premises.
- b. A statement which specifies the conditions which constitute the nuisance and which also may specify the measures necessary to abate the nuisance.
- c. An order that the nuisance be abated within fifteen (15) days from the date of service of the abatement notice.
- d. A statement that, if the conditions which constitute the nuisance are not abated by the owner within the time specified, the City shall have the right to abate such conditions with the cost thereof to be assessed against the owner of the property.
- e. A statement that the owner and/or any occupant to whom the notice has been directed, has the right to request a hearing before a Hearing Officer, and that such request must be made in writing and must be made within the time period within which the owner has been ordered to abate the nuisance.

8-11.11 Abatement Notice – Service

- a. *Service Fifteen Days Before Abatement Deadline*; the written notice shall be served upon any owner and occupant of the property upon which the nuisance exists, at least *fifteen (15)* calendar days before the *abatement* deadline date specified in said notice.
- b. *Owner*; the written notice shall be served either by personal delivery upon the record owner or by mailing a copy to the record owner by United States Mail, postage prepaid, as certified, first class mail, return receipt requested to the owner's last known address as it appears on the latest equalized assessment roll of Los Angeles County or to the address known by the City Clerk.
- c. *Occupant*; the written notice shall be served on any occupant to whom the notice has been directed by personal delivery to said occupant or by mailing a copy to the occupant by first class mail at the address of the subject property or to another address known to be the occupant's home, business or mailing address.
- d. *Failure to receive notice*; the failure of the owner or occupant to receive such notice shall not affect the power of the City or its officers or employees to proceed as provided in this section.
- e. *Proof of Service*; Proof of Service of the notice shall be certified by written declaration under penalty of perjury executed by the person effecting service. It shall

declare the time, date and manner in which service was made. The declaration, together with any receipt returned in acknowledgment of receipt by certified mail shall be made part of the department's permanent record.

8-11.12 Abatement Notice – Posting

If the owner's address is unavailable pursuant to subsection 8-11.11.b., (*Abatement Notice – Service; Owner*) such service may be made by posting the notice in a conspicuous place either upon or in front of the property of which the nuisance exists, as follows:

- a. One (1) notice shall be posted on or in front of each separately owned parcel.
- b. Not more than two (2) notices to any such parcel of fifty (50) to one hundred (100) feet frontage are required.
- c. Notices shall be placed at intervals of not more than one hundred (100) feet if the frontage of a parcel is greater than one hundred (100) feet, with one (1) notice for each one hundred (100) feet of frontage.

8-11.13 Duty to Abate - Time Frame

The owner and occupant shall abate the public nuisance within fifteen (15) calendar days from the date of service of the Abatement Notice.

8-11.14 Duty to Abate - Request for Hearing

- a. After the written notice has been served, it shall be the duty of the owner and any occupant to whom the notice has been directed, to abate such nuisance within the time specified by the notice. However, within this time, the owner or occupant may request a hearing before a Hearing Officer.
- b. The request must be made in writing, and must set forth the reasons why the abatement is ***not*** necessary. The request must be made within fifteen (15) calendar days from the date of service of the Abatement Notice. It must be filed by delivering the request to the Municipal Law Enforcement Services Director or his designee.
- c. The Appeal hearing shall be set not less than fifteen (15) calendar days and not more than thirty (30) calendar days from the date the owner or occupant filed a request for a hearing with the Municipal Law Enforcement Services Director or his designee.

8-11.15 Appeal Hearing Notice – Service

- a. Upon receipt of a timely, written request for a hearing, the Municipal Law Services Director or his designee or any other Director authorized by the City Manager shall serve upon the owner or occupant who has appealed a copy of the notice of hearing. The Appeal Hearing notice shall be served at least ten (10) calendar days before the hearing. Service shall be completed in the same manner as set forth in subsection 8-11.11 (*Abatement Notice – Service*).
- b. The failure of any person to receive such notice shall not affect the validity of any proceedings under this section.

8-11.16 Appeal Hearing – Procedure

- a. At the time stated in the notice, the Hearing Officer shall hear and consider all relevant evidence, objections or protests, and shall receive testimony from owners, witnesses, including City personnel, and interested persons relative to the alleged public nuisance and to the proposed abatement of the premises. The hearing may be continued from time to time without further notice.

- b. Upon conclusion of the hearing, the Hearing Officer shall determine whether the premises, or any part thereof, as maintained, constitutes a public nuisance as defined in subsection 8-11.7 (*Public Nuisance*). If the Hearing Officer finds that a public nuisance does exist, it shall determine how the nuisance is to be abated and shall establish a time, not to exceed ten (10) calendar days, within which abatement shall take place. In the event the owner fails to correct the nuisance within the time prescribed, the City shall cause the nuisance to be abated. The cost incurred by the City, including incidental enforcement costs, plus any prescribed penalties, shall become a lien upon the property.

- c. A copy of the Hearing Officer’s determination, noted as the Abatement Order, shall be served as set forth in subsection 8-11.11 (Abatement Notice – Service), upon the owner of the affected property and any occupant who may have requested a hearing.

- d. The decision of the Hearing Officer shall be final.

- e. Failure to attend the Appeal Hearing by the person appealing shall constitute a waiver of his or her rights to an appeal hearing and adjudication of the Abatement notice or any portion of the notice.

8-11.17 Abatement Order

Once the Hearing Officer determines that a public nuisance exists he shall issue an abatement order upon those who have submitted written requests for a hearing. The order shall state that unless the nuisance is removed and abated within ten (10) calendar days from the date of mailing, the Street Superintendent or his designee shall abate the nuisance.

8-11.18 Abatement Order – Service

The Abatement Order shall be served in the same manner as set forth in subsection 8-11.11 (Abatement Notice –Service).

8-11.19 Abatement by City

In the event the nuisance is not abated by the time specified in either the Abatement Notice or the Abatement Order, the Street Superintendent or designee may enter onto any private property and abate any nuisance found on or in front of the property.

8-11.20 Establishment of Costs and Fees by Resolution

The City Council may, from time to time, establish a schedule of administrative and abatement costs and fees by resolution.

8-11.21 Recovery of Costs

Any legal owner of real property who causes, maintains or permits a public nuisance to continue on his property after such person is given written notice to abate the nuisance, and such continuation goes beyond the time set for such abatement in the written notice, then such owner shall be liable to the City for attorneys fees as set forth in subsection 8-11.6 (Recovery of Attorneys Fees) and the expenses incurred in detecting, investigating, abating the violation and the costs of monitoring compliance. If the owner fails to reimburse the City within thirty (30) calendar days from the date of billing, the City may recover such costs by either; instituting a civil action, imposing a nuisance abatement lien, a special assessment lien or any combination thereof. The City may also pursue any other remedy available under the law.

8-11.22 Costs of Abatement as *lien* against private property

The Street Superintendent shall, after the removal of weeds and/or rubbish from any lot, compute all expenses, so incurred by the City in connection therewith including the applicable processing fees and all incidental enforcement costs plus any prescribed penalties. All expenses may be charged as a lien against the property on which the nuisance existed.

8-11.23 Abatement Cost Report

The Street Superintendent, upon completion of abatement under the direction of the City, shall prepare an Abatement Cost Report which provides an accounting of the costs, including incidental expenses, incurred as a result of abating the public nuisance. The Abatement Cost Report shall itemize all costs associated with the abatement as well as:

- a. a description of the real property where the abatement activity took place.
- b. the names and addresses of the persons entitled to receive notice.
- c. a description of the work completed.
- d. a determination that the amount of the costs set forth in the Abatement Cost Report are accurate and reasonable.
- e. notice of the opportunity to appeal the amount and the reasonableness of the abatement costs.
- f. notice of the manner in which the City intends to collect the final and approved abatement costs including, but not limited to, by special assessment against the property.

8-11.24 Filing of Abatement Cost Report with City Clerk

On a periodic basis, as determined by the Street Superintendent, the original Abatement Cost Report shall be filed with the City Clerk on those properties for which the owner has not fully reimbursed the City within thirty (30) calendar days from the date of billing.

8-11.25 Posting of Notice of Abatement Cost Report and Assessment List

- a. The City Clerk shall maintain a copy of the Abatement Cost Report, assessment list, notice of the filing of the report and the time and place where said documents will be submitted to the City Council for confirmation and hearing for public inspection.
- b. Said documents shall be posted on the bulletin board adjacent to the entrance to City Hall notifying the public of the time and location of the hearing at which they may be heard.
- c. The posting and first publication of said notice shall be made and completed at least ten (10) calendar days before the time such report shall be submitted to the City Council. Such notice, as so posted and published, shall be substantially in the following form:

NOTICE OF HEARING ON ABATEMENT COST REPORT AND ASSESSMENT FOR WEED OR RUBBISH ABATEMENT

Notice Is Hereby Given that on ____, 20 __, the Street Superintendent of the City of Compton filed with the City Clerk of said City a report and assessment on the abatement of weeds or rubbish within said City, a copy of which is posted on the bulletin board adjacent to the entrance to Compton City Hall.

Notice Is Further Given that on ____, 20 __, at the hour of __ p.m. in the Council Chamber of said City Hall, said report and assessment list will be presented to the City Council of said City for consideration and confirmation. Any and all persons interested or having any objections to said report and assessment list, or to any matter or thing contained therein, may appear at said time and place and be heard.

Date Posted ____, 20__

- d. A similar notice shall also be published in a newspaper of general circulation which is published and circulated within the City.

8-11.26 Mailing of Notice of Hearing on Abatement Cost Report and Assessment

- a. The City Clerk shall also mail a notice to each property owner identified in the report. Said notice shall provide a description of the real property at which the work was performed, the nature of the work performed, and the expenses incurred by the City in performing the work and shall notify the owner that said costs shall be assessed against the owner of the property unless objection is made by the owner in writing and submitted to the City Clerk at least two days before the hearing.
- b. The notice shall also specify the time and location where the proposed assessment will be presented to the City Council for hearing and confirmation. The notice shall be mailed at least ten (10) calendar days prior to the date of the hearing.
- c. Any owner who objects to the proposed assessment and who desires to challenge the proposed assessment shall submit written objections to the City Clerk at least two (2) business days before the hearing.

8-11.27 Hearing on Report and Confirming Cost Assessment for Weed Abatement

a. At the time and place fixed for hearing and confirming the proposed assessments, the City Council shall hear the same. The Street Superintendent shall attend the hearing with a record of all the abatement costs.

b. At the hearing, the City Council may correct, modify or eliminate any proposed assessment which it may deem excessive or otherwise incorrect. Thereafter, by resolution, the Council shall confirm each assessment and the amount, as proposed or as corrected and modified.

c. The Council may order that the costs of abatement be made a personal obligation of the property owner *and* either a nuisance abatement lien or a special assessment against the property.

8-11.28 Nuisance Abatement Lien

If the Council orders that the abatement costs be deemed a nuisance abatement lien, same may be recorded and enforced against the property pursuant to the provisions of *California Government Code Section 38773.1*. A nuisance abatement lien may be foreclosed by an action brought by the City for a money judgment. As part of the foreclosure action, the City may recover reasonable attorneys' fees and costs including, but not limited to costs incurred for processing and recording the lien and providing notice to the property owner.

8-11.29 Special Assessment

a. As an alternative to a nuisance abatement lien, in accordance with *California Government Code Section 39577*, the costs of abatement may be made a special assessment against the property. Once the special assessment is recorded in the Office of the County Recorder, it shall constitute a lien on the property for the amount of the special assessment and a lien will attach against the property until the assessment, and all interest and penalties due and payable have been paid.

b. The special assessment and lien shall be subject to the same penalties as are provided for other delinquent taxes or assessments of the City.

8-11.30 Notice of Special Assessment

Notice shall be given to the property owner at the time of imposing the assessment and shall specify that the property may be sold after three (3) years by the tax collector for unpaid delinquent taxes. The tax collector's power of sale shall not be affected by the failure of the property owner to receive notice.

8-11.31 Collection on Tax Roll

In accordance with *California Government Code Sections 39578, 39579 and 39581*, after confirmation of the report, the City Clerk shall submit a certified copy of the report to the County Auditor Controller. The County Auditor Controller shall enter each assessment on the County Tax Roll opposite the parcel of land. The amount of the assessment shall be collected at the same time and in the same manner as general municipal taxes. The assessment shall be subject to the same interest and penalties and same procedure and sale in case of delinquency. All laws and ordinances applicable to the levy, collection, and enforcement of City taxes are hereby made applicable to such special assessments.

8-11.32 Abatement Cost Constitutes a Civil Debt

Final abatement costs shall be deemed a civil debt owing to the City and may be deemed a personal obligation of the legal owner by the City Council. An action may be commenced in the name of the City in any court of competent jurisdiction for the collection of the amount of any delinquent or unpaid abatement costs. The remedy prescribed by this section shall be cumulative, and the use of an action to collect such an amount as a debt by civil action shall not bar the use of any other remedy provided by the Municipal Code or by law.

8-11.33 Abatement Penalty

In addition to recovering the costs of abatement, the Municipal Law Enforcement Services Director or his designee may also assess an abatement penalty against the property owner for creating or maintaining a public nuisance in accordance with *California Government Code Sections 53069.4(a) and 36901*. The penalty shall be assessed pursuant to the administrative procedures set forth in *Compton Municipal Code Section 1-7* (Administrative Citation).

8-11.34 Treble Damages for Repeat Violations

In accordance with *California Government Code Section 38773.7*, upon entry of a second or subsequent civil or criminal judgment within a two year period where an owner of property is responsible for a condition that may be abated, except any conditions abated pursuant to *California Health and Safety Code 17980*, the City may seek to recover treble the costs of abatement from the owner.

8-11.35 Emergency Weed Abatement

- a. If, in the opinion of the Chief Building Official, Fire Chief, Municipal Law Enforcement Services Director or Los Angeles County Health Department representative, there exists a condition on any property which is of such a nature as to be immediately dangerous to the public health, safety or welfare, which, if not abated, would, during the pendency of the *abatement* procedures set forth in this chapter, subject the public to imminent harm of a serious nature, the same may be abated by the City forthwith without compliance with the provisions of this section.
- b. The cost of emergency *abatement* including all administrative costs of any action taken hereunder may be assessed against the subject premises as a lien or made a personal obligation of the owner as provided in this section.
- c. The property owner or person with charge or control or occupancy may request a hearing as to the necessity and reasonable cost of the work performed by order of the Building Official within ten (10) days after the abatement has been completed or within ten (10) days after receiving a notice of such work.

Section 3. SEVERABILITY

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 any 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 4. DISTRIBUTION

That a copy of this ordinance shall be forwarded to the offices of the Building and Safety Department, City Attorney, Public Works, Fire Department, Municipal Law Enforcement Services, City Manager and City Clerk.

Section 5. ATTESTATION

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.

Section 6. EFFECTIVE DATE

This ordinance shall take effect thirty (30) days after its adoption by the City Council.

ADOPTED this _____ day of _____, 2009

MAYOR OF THE CITY 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 Ordinance was duly adopted by the City Council of the City of Compton, signed by the Mayor and attested by the City Clerk at a regular meeting thereof held on the _____ day of _____, 2009.

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

March 3, 2009

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

**FROM: DOUGLAS SANDERS
CITY TREASURER**

**SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF COMPTON IMPOSING A CONVENIENCE FEE FOR
CREDIT CARD PAYMENTS FOR PARKING CITATIONS,
WATER AND REFUSE FEES, CITY FEES AND OTHER CITY
SERVICES.**

SUMMARY:

This resolution will enhance the convenience of its constituents by accepting payments by means of credit card and debit cards for parking citations, water and refuse fees, city fees and other city services.

BACKGROUND:

The City of Compton has only accepted payments by means of cash, check or money order. The acceptance of payments by means of credit card and debit cards will impose a fee to the City of Compton. The California Government Code Section 6159(f) authorizes cities and other Public agencies to collect fees for the use of a credit card, not to exceed the costs incurred by the Agency. The City of Compton conducted a fee study and determined that the City of Compton will impose a fee of \$4.00 for each transaction up to \$200.00 for use of a credit card or debit card and a 2.5% for each transaction over \$200.00 for use of credit card or debit card.

STATEMENT OF ISSUE:

With the adoption of the Resolution the City of Compton will recover the fees charged to the City of Compton for accepting payments by means of credit cards and debit cards for parking citations, water and refuse fees, city fees and other city services. It also enhances the convenience of its constituents by accepting payments by mean of credit cards and debit cards.

#16.

FINANCIAL IMPACT:

The fee imposed to the City of Compton will be paid by the constituents and there will be no cost and no financial impact to the City of Compton.

RECOMMENDATION:

It is recommended that the City Council adopts the attached Resolution authorizing the City Treasurer to impose a fee to recover the costs of the City of Compton accepting the means of credit card and debit card by it's constituents to pay for parking citations, water and refuse fees, city fees and other city services.

**DOUGLAS SANDERS
TREASURER**

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON
IMPOSING A CONVENIENCE FEE FOR CREDIT CARD PAYMENTS FOR
PARKING CITATIONS, WATER AND REFUSE FEES, CITY FEES AND
OTHER CITY SERVICES**

WHEREAS, in 2009 the City of Compton enhanced the convenience of its constituents by accepting payments by means of credit card and debit card for parking citations, water and refuse fees, city fees and other city services; and

WHEREAS, the City of Compton plans to expand the payment by credit card and debit Card option to payments over the Internet and it is expected that this will cause the bank processing charges to rise substantially as the number of credit card payments increase; and

WHEREAS, California Government Code section 6159(f) authorizes the cities and other Public agencies to collect fees for the use of a credit card, not to exceed the costs incurred by The agency; and

WHEREAS, the City of Compton conducted a fee study and determined that the City of Compton will be charged 2.5 percent of the total amount of each transaction; and

WHEREAS, California Government Code section 6159(f) requires that any fee imposed must be approved by the governing body of the agency responsible for fiscal decision of the public agency.

NOW, THEREFORE the City Council of the City of Compton does hereby resolve as follows:

Section 1. The City of Compton will impose a fee of \$4.00 for each transaction up to \$200.00 for use of a credit card or debit card.

Section 2. The City of Compton will impose a fee of 2.5 percent for each transaction over \$200.00 for use of a credit card or debit card.

Section 3. That a certified copy of this Resolution shall be filed in the offices of the City Clerk and City Treasurer.

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

ADOPTED this ____ day of _____, 2009

MAYOR OF THE CITY OF COMPTON

Resolution No. _____
Page 2

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, and signed by the mayor, and attested by the City Clerk at a regular meeting thereof held on the _____ day of _____, 2009.

That said resolution 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

RESOLUTION SIGN-OFF FORM

DEPARTMENT: City Treasurer

RESOLUTION TITLE: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON IMPOSING A CONVENIENCE FEE FOR CREDIT CARD PAYMENTS FOR PARKING CITATIONS, WATER AND REFUSE FEES, CITY FEES AND OTHER CITY SERVICES

<ManagersName>
DEPARTMENT MANAGER’S SIGNATURE

<ManagersDate>
DATE

REVIEW / APPROVAL

<LegalName>
CITY ATTORNEY

<LegalDate>
DATE

<ControllerName>
CITY CONTROLLER

<ControllerDate>
DATE

<CityManager>
CITY MANAGER

<CityManagerDate>
DATE

Use when:	
Public Works:	When contracting for Engineering Services.
City Attorney:	When contracting for legal services; contracts that require City Attorney’s review.
Controller/Budget Officer:	Amending Budget; appropriating and/or transferring funds; adding and/or deleting positions; any resolution having account numbers.
Asst. City Manager/OAS:	All personnel actions.

March 3, 2009

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 ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY A CERTAIN MEASURE TO CHANGE THE NAME AND DATES FOR THE PRIMARY NOMINATING ELECTION AND GENERAL MUNICIPAL ELECTIONS, COMMENCING IN 2011, TO BE HELD ON TUESDAY, JUNE 2, 2009, AS CALLED BY ORDINANCE NUMBER 2,187

SUMMARY

The attached Resolution authorizes a measure to be placed on the June 2, 2009 ballot to authorize charter amendments for a change in date for the Primary Nominating Election and the General Municipal Election commencing 2011. In addition, the attached resolution also authorizes a measure to be placed on the June 2, 2009 ballot to authorize charter amendments renaming the Primary Nominating Election and the General Municipal Election.

BACKGROUND

The Compton City Charter serves as the local Constitution for the City of Compton and authorizes the City to control municipal affairs. To amend a City Charter section requires a majority approval of the voters.

A General Nominating Election on Tuesday, June 2, 2009 has been called by Ordinance Number 2,187 and adopted on December 16, 2008. City Council proposes that a measure be presented to voters that would change the date of the Primary Nominating Election from the third Tuesday in April of each odd-numbered year to the first Tuesday in April of each odd-numbered year and renaming this Primary Nominating Election to be called the "General Municipal Election."

#17.

Staff proposes that a measure be presented to voters at the General Municipal Election on June 2, 2009 which would change the date of the General Municipal Election from the first Tuesday in June in each odd-numbered year to the third Tuesday in June of each odd-numbered year and renaming this General Municipal Election to be called the "Municipal Run-Off Election."

FISCAL IMPACT

There is no fiscal impact to the City of Compton.

RECOMMENDATION

Staff recommends that City Council adopt the attached resolution.

CRAIG J. CORNWELL
CITY ATTORNEY

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY A CERTAIN MEASURE TO CHANGE THE NAME AND DATES FOR THE PRIMARY NOMINATING ELECTION AND GENERAL MUNICIPAL ELECTIONS , COMMENCING IN 2011, TO BE HELD ON TUESDAY, JUNE 2, 2009, AS CALLED BY ORDINANCE NUMBER 2,187

WHEREAS, a General Election on Tuesday, June 2, 2009 has been called by Ordinance Number 2,187, adopted on December 16, 2008, and

WHEREAS, the City Council also desires to submit to the voters at the election a question relating to: a) changing the date of the Primary Nominating Election from the third Tuesday in April of each odd-numbered year to the first Tuesday in April of each odd-numbered year and renaming it to be called the "General Municipal Election"; b) changing the date of the General Municipal Election from the first Tuesday in June in each odd-numbered year to the third Tuesday in June of each odd-numbered year and renaming it to be called the "Municipal Run-off Election."

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMPTON DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the City Council, pursuant to its rights and authority, does hereby order submitted to the voters at said Regular Election the following question:

Shall the City Charter be amended to change the date of the Primary Nominating Election to the first Tuesday in April in odd-numbered years, to be known as the "General Municipal Election"; and change the date of the General Municipal Election to the third Tuesday in June in odd-numbered years, to be known as the "Municipal Run-off Election" , commencing in 2011?	Yes
	No

Section 2. That the proposed measure submitted to the voters is attached as Exhibit A.

Section 3. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

Section 4. The following constitutes the synopsis of the measure to be voted on for the purpose of meeting the publication requirements of Elections Code Section 12111:

A measure to amend Article XIII, Sections 1300, 1301 and 1302 of the Charter of the City of Compton to change the date of the Primary Nominating Election to the first Tuesday in April in odd-numbered years, to be known as the "General Municipal Election", and change the date of the General Municipal Election to the third Tuesday in June in odd-numbered years, to be known as the "Municipal Run-off Election", commencing in 2011.

Section 5. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

Section 6. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Resolution.

Adopted this _____ day of _____, 2009.

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 L. Godwin, City Clerk of the City of Compton, do hereby certify that the foregoing resolution was adopted by the City Council, signed by the Mayor, and attested to by the City Clerk at a regular meeting thereof held on _____ day of _____, 2009.

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

AYES: Council Members –
NOES: Council Members –
ABSENT: Council Members –
ABSTAIN: Council Members –

CITY CLERK OF THE CITY OF COMPTON

EXHIBIT A – A PROPOSED CHARTER AMENDMENT

The City of Compton Charter is hereby amended to read as follows (with text in ~~strikeout~~ indicating deletion and double-underlined text indicating addition):

Section 1300. Elections. Municipal elections held in said city shall be classified as follows:

- (a) General nominating elections
- (b) Municipal run-off elections
- (c) Special municipal elections

Section 1301. General Municipal Elections. General Municipal Elections shall be held on the ~~third~~ first Tuesday in April in each odd-numbered year for the purpose of nominating not exceeding two candidates for each of the elective offices in which vacancies have occurred since the preceding general municipal election, and for such other purposes as may be provided by Charter or ordinance. The general municipal election may be consolidated with ~~the election of the Compton Unified School District~~ such other local, state or national election that is established on the date of the General Municipal Election. (~~Amended April 22, 1975; Amended November 7, 1978~~)

Section 1302. Municipal Run-Off Elections. Municipal Run –Off Elections shall be held on the third Tuesday in June in each odd-numbered year for the purpose of electing officers of the City to Fill the vacancies and expiring terms in the elective offices and for such other purposes as may be provided by Charter or Ordinance. Notwithstanding the foregoing, the general election date may be changed by ordinance adopted not later than December 1 of any even – numbered year, if the date stated in the ordinance will permit consolidation of the next election with that of another public entity. (Amended April 22, 1975)

March 3, 2009

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 ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY A CERTAIN MEASURE TO DIVIDE THE CITY INTO SIX (6) DISTRICTS FOR THE PURPOSE OF ELECTING MEMBERS OF THE COUNCIL WHEN THE CITY'S POPULATION EXCEEDS 150,000 RESIDENTS RATHER THAN 100,000 RESIDENTS, AS CURRENTLY PROVIDED, AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, JUNE 2, 2009, AS CALLED BY ORDINANCE NUMBER 2,187

SUMMARY

The attached resolution authorizes a measure to be placed on the June 2, 2009 ballot to authorize a charter amendment regarding the division of City districts.

BACKGROUND

The Compton City Charter serves as the local Constitution for the City of Compton and authorizes the City to control municipal affairs. To amend a City Charter section requires a majority approval of the voters.

A General Municipal election on Tuesday, June 2, 2009 has been called by Ordinance Number 2,187 and adopted on December 16, 2008. City Council proposes that a measure be presented to voters that would amend Section 500 of the City Charter. This measure would divide the City into six (6) Districts for the purpose of electing members of the Council when the City's population exceeds 150,000 residents rather than 100,000 residents, as currently provided. Staff recommends that Section 500 of the City Charter be amended accordingly.

#18.

FISCAL IMPACT

At the present time, there will be no fiscal impact if Section 500 of the City Charter is amended as stated above. The fiscal impact of dividing the City into six (6) Districts will be delayed until the population exceeds 150,000 residents and the population threshold is met.

RECOMMENDATION

Staff recommends that City Council adopt the attached resolution.

CRAIG J. CORNWELL
CITY ATTORNEY

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY A CERTAIN MEASURE TO DIVIDE THE CITY INTO SIX (6) DISTRICTS FOR THE PURPOSE OF ELECTING MEMBERS OF THE COUNCIL WHEN THE CITY'S POPULATION EXCEEDS 150,000 RESIDENTS RATHER THAN 100,000 RESIDENTS, AS CURRENTLY PROVIDED, AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, JUNE 2, 2009, AS CALLED BY ORDINANCE NUMBER 2,187

WHEREAS, a General Municipal election on Tuesday, June 2, 2009 has been called by Ordinance Number 2,187, adopted on December 16, 2008, and

WHEREAS, the City Council also desires to submit to the voters at the election a question relating to an amendment to Section 500 of the City's Charter to divide the City into six (6) Districts for the purpose of electing members of the Council when the City's population exceeds 150,000 residents rather than 100,000 residents, as currently provided.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMPTON DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the City Council, pursuant to its rights and authority, does hereby order submitted to the voters at said Regular Election the following question:

Shall Section 500 of the City Charter be amended to divide the City into six (6) Districts for the purpose of electing members of the Council when the City's population exceeds 150,000 residents rather than 100,000 residents, as currently provided?	Yes
	No

Section 2. That the proposed measure submitted to the voters is attached as Exhibit A.

Section 3. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

Section 4. The following constitutes the synopsis of the measure to be voted on for the purpose of meeting the publication requirements of Elections Code Section 12111:

An amendment to Section 500 of the City Charter to divide the City into six (6) Districts for the purpose of electing members of the Council when the City's population exceeds 150,000 residents rather than 100,000 residents, as currently provided.

Section 5. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

Section 6. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Resolution.

Adopted this _____ day of _____, 2009.

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 L. Godwin, City Clerk of the City of Compton, do hereby certify that the foregoing resolution was adopted by the City Council, signed by the Mayor, and attested to by the City Clerk at a regular meeting thereof held on _____ day of _____, 2009.

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

AYES: Council Members –
NOES: Council Members –
ABSENT: Council Members –
ABSTAIN: Council Members –

CITY CLERK OF THE CITY OF COMPTON

EXHIBIT A – A PROPOSED CHARTER AMENDMENT

The City of Compton Charter at Section 500 is hereby amended to read as follows (with text in ~~strikeout~~ indicating deletion and double-underlined text indicating addition):

Section 500. Enumeration of and Term. The elective officers of the City shall consist of:

A City Council composed of five (5) members who are registered voters of the City, four (4) to be residents of their respective districts and nominated and elected from the City at large. The fifth to be both nominated and elected from the City at large and to be known as:

The Mayor;
A City Clerk;
A City Treasurer; and
A City Attorney.

All of the elected officers shall serve for a term of four (4) years. The terms of office of the members of the City Council residing in districts Two and Three, and the terms of office of the Mayor, City Clerk, City Treasurer and City Attorney elected in 1969 shall expire in the year 1973. The terms of office of the present members of the City Council residing in districts One and Four shall expire in the year 1971.

The terms of all elective officers shall commence on July First following their election and each shall serve until his successor is elected and qualified. Any ties in voting shall be settled by the casting of lots.

Provided, however, the City Council, on and after the operative date (as the term “operative date” is hereafter defined) shall be composed of seven (7) members, six (6) to be residents of their respective districts and nominated and elected from the City at large, and the seventh to be both nominated and elected from the City at large, and to be known as the Mayor.

At any time when the City Council finds by ordinance adopted by not less than four (4) affirmative votes that the population of the City exceeds ~~100,000~~ 150,000 persons, the City Council shall thereupon, and within sixty (60) days after the effective date of such ordinance, adopt an ordinance by at least three (3) affirmative votes dividing the City into six (6) Districts for the purpose of electing members of the Council.

Said districts so revised and fixed shall comprise as nearly as practicable equal number of voters as determined by records of the registration of voters of Los Angeles County on file with the Registrar of Voters of said County and be composed of contiguous and compact territory and bounded by natural boundaries of street lines.

The ordinance shall provide the districts so that each Councilman then in office will reside within the district bearing the number of the district from which he was elected and District 5 and District 6 shall not include the residence of any of the members of the Council except that either such districts may include the residence of the Mayor.

Within thirty (30) days after the effective date of the ordinance establishing six (6) council district, the Council shall in the manner provided by law, call a special election for the purpose of holding an election for a councilman from District 5 and a councilman from District 6. If any candidate receives a majority for either of such offices, the City Council shall declare such candidate or candidates (as the case may be) elected. If no candidate for either or both of such offices receives a majority, a final election shall be held on the Fourth Tuesday following said election between the two candidates receiving the highest vote in the first election for each or either of said offices. Following said second election, the City Council shall declare the candidate receiving the highest vote for each or either of said offices elected.

Such election, including the nominations, notice, canvass and other proceedings, shall follow as near as may be practicable the procedures for elections. The Council may provide procedures for such elections by ordinance.

When the Council has declared a candidate elected for Districts 5 and a candidate elected for District 6, the provisions for a seven (7) member City Council shall become operative at

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12:01 a.m. on the seventh day after such declaration or if candidates are declared elected in the two districts at different times, at 12:01 a.m. on the seventh day after the last such declaration. Such seventh day is herein defined as the operative date.

The Councilman elected in the first instance from District 5 shall serve a term that shall commence on the operative date and shall end at the same time that the term of the councilman from District 1 ends. The Councilman elected in the first instance from District 6 shall serve a term that shall commence on the operative date and end at the same time as the term of the councilman from District 2 ends.

Councilmen thereafter elected from Districts 5 and 6 shall serve for a term of four (4) years.

On and after the operative date, the City shall be divided into six (6) districts notwithstanding the provisions of Section 501 of this Charter.

Notwithstanding the provisions of Section 502 of the Charter, and after the operative date, the City Council may change the boundaries of the Six Districts into which the City has been divided by ordinance adopted by at least five (5) affirmative votes whenever in the opinion of the City Council such is necessary to better equalize the population among the respective districts.

On and after the operative date whenever the provisions of the Charter call for three (3) affirmative votes, or the concurrence of the three (3) members of the City Council; or otherwise provide for an action to be taken by three (3) members of the City Council, such provisions shall be construed to require four (4) affirmative votes, or the concurrence of four (4) members of the City Council or otherwise provide for an action to be taken by four (4) members of the City Council.

On and after the operative date whenever the provisions of the Charter call for four (4) affirmative votes, or the concurrence of four (4) members of the City Council, or otherwise provide for an action to be taken by four (4) members of the City Council such provision shall be construed to require six (6) affirmative votes, or the concurrence of six (6) members of the City Council, or otherwise provide for an action to be taken by six (6) members of the City Council.

Notwithstanding the provisions of Section 502 of this Charter, on and after the operative date, a person shall be deemed to have been a resident of the City or a district for one (1) year at a place which is, at the time of the election, within the City or the District.

March 3, 2009

TO: MAYOR AND CITY COUNCIL

FROM: CITY MANAGER

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON RESCINDING RESOLUTION 22,775 APPROVING AN AMENDMENT TO THE POSITION CLASSIFICATION PLAN BY ADOPTING REVISED CLASSIFICATION SPECIFICATIONS FOR ACCOUNTANT I, AND APPROVING SALARY ADJUSTMENTS FOR THE CLASSIFICATIONS OF ACCOUNTANT I AND ACCOUNTANT II

SUMMARY

The attached Resolution is a Resolution to rescind Resolution No. 22,775.

BACKGROUND

On February 24, 2009, City Council approved a resolution to amend the Position Classification Plan by adopting revised classification specifications for Accountant I and approving salary adjustments for the classifications of Accountant I and Accountant II by a vote of 3 to 1. On March 3, 2009, the City Council voted to reconsider this item. Consequently, this item is now before City Council to rescind.

RECOMMENDATION

That City Council consider the attached Resolution .

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON
RESCINDING RESOLUTION NO. 22,775 AN AMENDMENT TO THE
POSITION CLASSIFICATION PLAN BY ADOPTING REVISED
CLASSIFICATION SPECIFICATIONS FOR ACCOUNTANT I AND
APPROVING SALARY ADJUSTMENTS FOR THE CLASSIFICATIONS OF
ACCOUNTANT AND ACCOUNTANT II

WHEREAS, the City Council adopted Resolution No. 22,775 on February 24, 2009; and

WHEREAS, City Council approved a Motion to Reconsider Resolution 22,775 on March 3, 2009.

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

Section 1. That Resolution No 22,775 is hereby rescinded.

Section 2. That a duly certified copy of this Resolution shall be delivered to the offices of the City Manager, City Controller, Human Resources and City Clerk.

Section 3. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Resolution.

ADOPTED this _____ day of _____, 2009.

MAYOR OF THE CITY OF COMPTON

Resolution No. _____
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ATTEST:

CITY CLERK OF THE CITY OF COMPTON

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

I, Alita Godwin, City Clerk of the City of Compton, hereby certify that the foregoing Resolution was adopted by the City Council, signed by the Mayor and attested by the City Clerk at a regular meeting thereof, held on the _____ day of _____, 2009.

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

WARRANTS APPROVED BY COUNCIL

<u>Warrant #</u>	<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Amount</u>
171942	2/26/09	Press Telegram	Advertising services for December, 2008 and January, 2009	\$28,647.14

Requested By: City Manager

I hereby certify that the above demand in the amount of \$28,647.14 was approved at a regular meeting of the City Council and reject _____ as of March 3, 2009.

Council Member_____
Council Member_____
City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on March 3, 2009 allowed the above demand.

Alita Godwin
City Clerk

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WARRANTS APPROVED BY COUNCIL

<u>Warrant #</u>	<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Amount</u>
171955	2/26/09	ASAP Sign Company	Warranty, maintenance and Repair of 15 City Monuments	\$45,000.00

Requested By: City Manager

I hereby certify that the above demand in the amount of \$45,000.00 was approved at a regular meeting of the City Council and reject _____ as of March 3, 2009.

Council Member

Council Member

City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on March 3, 2009 allowed the above demand.

Alita Godwin
City Clerk