

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, April 06, 2010
7:00 PM**

HEARING(S)

OPENING

ROLL CALL

INTRODUCTION OF SPECIAL GUESTS

COMMENDATORY RESOLUTIONS/PRESENTATIONS

1. **PRESENTATION - Samoan Congregational Christian Church -**
Presenting \$5,000 to Vanguard Learning Center Students for trip to Washington DC (White House)
2. **ORAL PRESENTATION - Danny Bakewell Sr. - Burlington Coat Factory**

PUBLIC COMMENTS ON AGENDA ITEMS AND NON-AGENDA MATTERS

CONSENT AGENDA

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

APPROVAL OF MINUTES

3. March 9, 2010
March 16, 2010
March 25, 2010

REPORTS OF OFFICERS AND COMMISSIONS

HUMAN RESOURCES

4. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE HUMAN RESOURCES DEPARTMENT TO ACCESS STATE AND FEDERAL LEVEL SUMMARY CRIMINAL HISTORY INFORMATION FOR THE PURPOSE OF EMPLOYMENT, LICENSING AND CERTIFICATION

PUBLIC WORKS-ENGINEERING

5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON, AMENDING THE FY 2009-2010 ANNUAL BUDGET AND APPROPRIATING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR THE RESIDENTIAL SIDEWALK REHABILITATION PROJECT
6. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON DECLARING ITS INTENTION TO GRANT A FRANCHISE TO PARAMOUNT PETROLEUM TO OPERATE, REPLACE AND REPAIR CERTAIN PIPELINES AND APPURTENANCES FOR THE TRANSPORTATION OF REFINED PETROLEUM PRODUCTS IN THE CITY OF COMPTON AND PROVIDING FOR PUBLICATION OF NOTICE OF A PUBLIC HEARING THEREON
7. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON REVISING THE LIST OF PROPOSITION 1B TRANSPORTATION PROJECTS AND AMENDING THE FY 2009-10 ANNUAL BUDGET TO APPROPRIATE ADDITIONAL PROPOSITION 1B FUNDS

RECREATION DEPARTMENT

8. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON TRANSFERRING FUNDS ALLOCATED IN THE PARK AND RECREATION DEPARTMENT'S FY 2009-2010 BUDGET FOR HIRING (9) NINE MAINTENANCE TRAINEES TO COMPLY WITH THE YOUTH EMPLOYMENT PLAN (YEP) AND ALLOCATING THE FUNDS TO SUPPORT THE YEP IN ACCORDANCE WITH THE PROVISIONS OF THE SAFE NEIGHBORHOOD PARKS GRANT

APPROVAL OF WARRANTS

9. Warrant #185539 - Date - 3/15/2010 - Name - Alex Beanum - Description - Professional Services Rendered - Acting Director of Public Works - Amount - \$10,275.00 - Requested by - Public Works

Warrant #185560 - Date - 3/15/2010 - Name - GPRA Architecture & Engineering - Description - Cressey-Gonzales - Amount - \$41,400.00 - Requested by - City Manager

Warrant #185591 - Date - 3/16/2010 - Name - Atkinson, Andelson, Loya, Rudd & Romo - Description - For Unit Bargaining - Amount - \$15,288.00 - Requested by - City Manager

Warrant #185607 - Date - 3/16/2010 - Name - Crafcro Inc. - Description - Purchase of a Permanent Asphalt Repair Agent - Amount - \$16,552.76 Requested by - ICMS

Total Amount - \$83,515.76

10. Warrant #185646 - Date - 3/16/2010 - Name - Moore Iacofano Goltsman, Inc. - Description - Site Review/Design Development - Amount - \$26,062.50 - Requested by - City Manager

Warrant #185663 - Date - 3/16/2010 - Name - Water Replenishment District of Southern California - Description - Assessment Fee for January - Amount - \$86,578.79 - Requested by - Water Department

Total Amount - \$112,641.29

11. Warrant #185694 - Date - 3/18/2010 - Name - SWRCB Accounting Office - Description - Site Clean-Up & Permit Fee - Amount - \$27,486.80 - Requested by - CRA

Warrant #185675 - Date - 3/18/2010 - Name - Ignite Design & Advertising Inc. - Description - Photographic and Imaging Development - Amount - \$12,250.00 - Requested by - CRA

Warrant #185678 - Date - 3/18/2010 - Name - Meyers and Nave - Description - Javier Ortiz Matter - Amount - \$2,021.31 - Requested by - CRA

Total Amount - \$41,758.11

12. Warrant #185667 - Date - 3/18/10 - Name - Alex H. Beanum - Description - Professional Services Rendered/Acting Director of Public Works - Amount - \$11,400.00 - Requested by: Public Works

Warrant #185671 - Date - 3/18/10 - Name - DMD Appraisals - Description - Appraisal Services Rendered - Amount - \$13,000.00 - Requested by: CRA

Warrant #185683 - Date - 3/18/20 - Name - Pacific Coast Waste and Recycling - Description - Waste Management Services - Amount - \$661,508.44 - Requested by: Water

Total Amount - \$685,908.44

13. Warrant #186067 - Date - 3/25/10 - Name - Image Management Systems - Description - Professional Services Rendered for CRA - Amount - \$5,878.33 - Requested by: CRA

Warrant #186070 - Date - 3/25/10 - Name - MV Transportation - Description - Maintenance of Renaissance Fixed Route Transit - Amount - \$70,758.09 - Requested by: Public Works

Warrant #186072 - Date - 3/25/10 - Name - Oliver Mujica - Description - Processing of CEQA Documents - Amount - \$8,500.00 - Requested by: CRA

Warrant #186088 - Date - 3/25/10 - Name - Richards Watson and Gershon - Description - Legal Services - Amount - \$24,904.30 - Requested by: CRA

Total Amount - \$110,040.72

14. Warrant #186129 - Date - 3/29/10 - Name - Robertson Industries, Inc. - Description - Rubberized Playground Surface L.B-Fig Park - Amount - \$22,496.17 - Requested by: CRA

Warrant #186143 - Date - 3/30/10 - Name - Alex H. Beanum - Description - Professional Services Rendered/Acting Director of Public Works - Amount - \$9,600.00 - Requested by Public Works

Warrant #186171 - Date - 4/1/10 - Name - Clairemont Equipment - Description - Payment for Dump Truck Rental - Amount - \$3,138.53 - Requested by: Water

Warrant #186174 - Date - 4/1/10 - Name - Christopher Miller - Description - Entertainment for Juneteenth Celebration - Amount - \$62,500.00 - Requested by: City Manager

Total Amount - \$97,734.70

END CONSENT AGENDA

REPORTS OF OFFICERS, BOARDS, COMMISSIONS AND COMMITTEES

15. REMOVAL OF OFFICERS, COUNCIL MEMBERS,
BOARDS/COMMISSIONS AND COMMITTEES

Resignation- Kenneth Wyatt
(Block Club Commission)

CITY MANAGER'S REPORT

16. REQUEST TO RESCHEDULE A PUBLIC HEARING FOR SECTION 108
LOAN FUNDS (April 13, 2010 at 3:25 p.m.)

CITY ATTORNEY'S REPORTS

17. CLAIM AGAINST THE CITY -

Taffney Sanford v. City of Compton (I-8320)
Jose Alfredo Oliva Jr. v. City of Compton (I-8323)
Juan Carlos Garcia v. City of Compton (I-8325)
Richard Clayton v. City of Compton (I-8329)
Margarita Nunez v. City of Compton (I-8333)

18. APPLICATION FOR LATE CLAIM -

Lorena Rios v. City of Compton

CLOSED SESSION

19. Public Employee Performance Evaluation
Title: City Manager
Pursuant to California Government Code Section 54957

CITY TREASURER'S REPORTS

UNFINISHED BUSINESS

NEW BUSINESS

COUNCIL COMMENTS

ADJOURNMENT

NEXT REGULAR MEETING: Tuesday, April 13, 2010 @ 3:00 PM.

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

MARCH 9, 2010

The City Council meeting was called to order at 4:16 p.m. in the Council Chambers of City Hall by Chairperson Pro-Tem Yvonne Arceneaux.

ROLL CALL

Council Members Present: Calhoun, Dobson, Jones, Arceneaux

Council Members Absent: Perrodin

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

PUBLIC COMMENTS ON AGENDA ITEMS AND NON-AGENDA MATTERS

Pedro Pallan, owner of a mixed-use commercial and residential property located at 332 West Rosecrans Boulevard, Compton, California, stated that he has maintained a business license to operate in the City of Compton for nearly fifty years. Mr. Pallan indicated that after retiring from the bakery business in 1996, he retained his rental business license with the intentions of renting the unit to a prospective business owner. Mr. Pallan went on to explain a situation, in which he endeavored to rent one of his units to a clothing retailer in January 2010, but was unable to do so, due to the new regulations established in the Planning and Economic Development Department. Mr. Pallan stated that he has lost rental income and paid over \$2,000 in site plan preparations during this process. Mr. Pallan stated that he believed the Planning Department to be very business "unfriendly" towards small business owners and asked that the City Council address this matter immediately.

Mayor Pro-Tem Arceneaux directed Mr. Pallan to the Director of Planning and Economic Development, Derek Hull.

Councilperson Calhoun requested an explanation on behalf of the previous discussions she's had with the City Manager and the city's small business owners.

Derek Hull, Director of the Planning and Economic Development Department, informed the City Council that a staff member had met with Mr. Pallan approximately two weeks ago to address his concerns. Mr. Hull stated that at the conclusion of the meeting, it was determined that there was a problem with the type of business that Mr. Pallan wished to operate. Mr. Hull went on to explain that upon his coming onboard several months ago; he noticed that the section used to issue certificates of occupancy of the Compton Zoning Codes was not being followed. Mr. Hull stated that meetings were held with the City Manager and other departmental officials to discuss this issue and as a result, the decision was made to revise the process immediately. Mr. Hull stated that changes were made to staff operations and permit applications to ensure business owners were abreast of the specific steps on how to complete the certificate of occupancy permit process.

Mr. Hull stated that Mr. Pallan's certificate of occupancy permit application is pending, due to an investigation of the amortization period for the use of the building structure.

Mayor Pro-Tem Arceneaux instructed the Director of Planning and Economic Development to schedule a meeting with Mr. Pallan to resolve this matter.

Councilperson Calhoun questioned if business owners were dully-notified of the process and procedures in place that could possibly affect the status of their business license.

Mr. Hull stated that business owners are normally contacted by the Business License Services division approximately two months prior to the expiration of their business license, which is where they would obtain the information needed to continue their business.

#3.

Terrance Stewart, Vice President of the Associate Student Body of Compton College, invited the Compton community to eat lunch and/or dinner at the Compton T.G.I.Friday's restaurant to help support the "Student Fundraising Event" to be held on Wednesday from 6 p.m. to 10 p.m. Mr. Stewart explained that the money raised for the event would help the Associate Student Body host cultural awareness events and assist those students in need.

Jamal Stokley, Associate Student Body of the Compton College Commissioner of Financial Aid, also encouraged the citizens of Compton to eat lunch and/or dinner at the T.G.I.Friday's restaurant located in the Gateway Towne Center. Mr. Stokley urged the community to participate in this opportunity to help students attending Compton College.

Lorraine Cervantes, Compton resident, requested that the meeting be adjourned in honor of Matilde Mateos Ojeda who will be turning 105 years old. Ms. Cervantes stated that Ms. Ojeda is the mother of 14 children, 42 grandchildren, 79 great-grandchildren, and 31 great-great grandchildren. Ms. Cervantes announced that her birthday celebration would be held on Saturday, March 13, 2010 at the La Quinta Real Mexican Restaurant beginning at 3 p.m.

Lynn Boone, Compton resident, made comments in reference to the city's cable and video management contract on last week's City Council agenda. Ms. Boone also commented on the statements made by the City Attorney last week concerning the use of Compton tow truck services.

Joyce Kelly, Compton resident, accused the Mayor of slander and defamation of character. Ms. Kelly stated that she knows the information she provides is factual, because she has the background to sustain it.

William Kemp, Compton resident, made comments in reference to his motives for suing the development of the Gateway Towne Center. Mr. Kemp also stated that he felt the research and investigation skills of Ms. Boone and Ms. Kelly's were substantial, in comparison to certain members of the City Council. Mr. Kemp further asked that the city notify the business owners of their required compliance orders, prior to the renewal of their business license.

COMMENDATORY RESOLUTIONS/PRESENTATIONS

1. ORAL PRESENTATION -

Susie Velasco, 2010 United States Census Bureau, encouraged the Compton community to complete and mail back the 2010 Census Bureau questionnaires to ensure that they are counted. Ms. Velasco assured the residents that the questionnaire would not request any personal information related to their income or citizenship. Ms. Velasco went on to announce that the city would be hosting a "Townhall Meeting" to be held on Saturday, March 27, 2010 to discuss the importance of being counted. The meeting will be held in the council chambers from 9 a.m. to 11 a.m.

The Census Bureau is still hiring for their local offices. For additional information, regarding the Census, please go to www.uscensus.gov or www.2010census.gov.

CONSENT AGENDA

APPROVAL OF MINUTES

2. February 23, 2010

On motion by Dobson, seconded by Jones, the Consent Agenda was approved, by the following vote on roll call:

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

NOES: Council Members - None

ABSENT: Council Members - Perrodin

3:20 P.M. - PUBLIC HEARING - AMENDING CHAPTER XII OF THE COMPTON MUNICIPAL CODE BY AMENDING SECTIONS 12-3.19, 12-3.22 AND 12-3.23 (RESTRICTING PARKING OF COMMERCIAL VEHICLES; TOWING AND PENALTIES) (Item #3)

On motion by Dobson, seconded by Jones, the 3:20 p.m. hearing was opened at 5:09 p.m., by the following vote on roll call:

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

NOES: Council Members - None

ABSENT: Council Members - Perrodin

Julius Davis, Interim-Director of the Municipal Law Enforcement Department, stated that this hearing is being held for the City Council to consider amending Chapter XII of the Compton Municipal Code by amending Sections 12-3.19, 12-3.22 and 12-3.23 in their entirety. The City Council of the City of Compton will consider adopting an ordinance amending Chapter XII of the Compton Municipal Code (CMC), to modernize and enhance some of the current code provisions relating to the standing and parking of commercial vehicles on city streets.

Mr. Davis explained that the city has received numerous complaints from citizens regarding the overnight parking of large commercial vehicles in residential neighborhoods. The complaints are as follows:

- Blocked visibility of pedestrians who enter the street from between or behind parked vehicles.
- Commercial vehicles block the visibility of drivers of passenger vehicles which may cause them to impede and obstruct the flow of traffic.
- Idling commercial vehicle engines disturb the quiet enjoyment of the residents of the community and are aesthetically detrimental to the overall landscape of the area.

Mr. Davis mentioned that although, the violators are being ticketed, it has not effectively deterred the behavior. Therefore more stringent measures, such as towing are required to curb this activity. Although the towing of vehicles is currently addressed in the Code's Traffic regulations, it does not address the signage requirement.

Penalty Provision (Proposed CMC Section 12-3.23.a)

The current penalty for violating the commercial vehicle parking ordinances are as follows:

Compton Municipal Code Section 12-3.23 authorizes a fine of fifty dollars (\$50) to five hundred dollars (\$500).

Compton Municipal Code Section 12-3.19 authorizes a fine of three hundred and fifty dollars (\$350) for the first violation and six hundred dollars (\$600) for any subsequent violations committed within one (1) year of the first violation.

The proposed amended penalty section, CMC 12-3.23, increases the penalty from \$150 to \$500 depending on when the code violator, pays the fine.

Towing and Signage (proposed CMC Section 12-3.23.b)

In order for parking enforcement officers to tow commercial vehicles in violation of either CMC Sections 12-3.19 or 12-3.22, the city must have the appropriate signage present, to provide the lawful notice to the public. Therefore, the amendment of sections 12-3.19 and 12-3.23 addresses this omission by inserting a provision in the code which allows for towing in accordance with California state law.

AUDIENCE COMMENTS ON THE HEARING

Delores Holbrook, Compton resident, stated that she lives on Santa Fe Avenue and thereby, voiced a concern for the excessive amount of commercial vehicles using this route. Ms. Holbrook stated that after enduring a fatal car accident on her street and witnessing other car related incidents, she visited the Sheriff’s Department and was informed by Sergeant Ramirez of the Traffic Division of the Los Angeles Sheriff’s Department that the City of Compton had given the drivers of commercial vehicles permission to use Santa Fe Street, as an alternative truck route. Ms. Holbrook indicated that, days later, she observed a traffic officer ticketing commercial vehicles on two different occasions. Ms. Holbrook questioned the traffic officer’s ticketing, if commercial vehicles were authorized to use Santa Fe Avenue as an alternative truck route. Ms. Holbrook asked that the city consider posting a sign going south on Santa Fe Avenue bordering Lynwood and Compton regarding the tonnage and the prohibition of commercial vehicles.

Lynn Boone, Compton resident, stated that there are no signs in her neighborhood prohibiting the parking of commercial vehicles and for this reason, she questioned if it was legal for the city to ticket commercial vehicles for parking in residential neighborhoods with no prohibition signs posted.

Mr. Davis affirmed that this ordinance would authorize the signage required in residential neighborhoods to enforce the city’s codes. Mr. Davis stated that he is not aware of anyone within the city authorizing anyone the authority to use Santa Fe Avenue as an alternative truck route. Mr. Davis stated that he received an email regarding the high traffic along Santa Fe Avenue and subsequently, contacted the Sheriff’s Department to address this issue immediately.

On motion by Dobson, seconded by Jones, the hearing was closed at 5:23 p.m., by the following vote on roll call:

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

COUNCIL COMMENTS ON THE HEARING

Mayor Pro- Tem Arceneaux asked that the City Manager address the comments made by Ms. Holbrook regarding Sergeant Ramirez’s implication that the city has authorized commercial vehicles to use Santa Fe Avenue as an alternative truck route.

Mayor Pro-Tem Arceneaux went on to question what the citizens should do, in the event commercial vehicles are parked in their neighborhood.

Mr. Davis stated that commercial vehicles are allowed to park in commercial areas between the hours of 2 a.m. and 4 a.m. to deliver their goods. Mr. Davis went on to mention that they should never be parked in residential areas for any length of time. Mr. Davis stated that the proposed signage would allow the city to cite those vehicles in violation of the ordinance, hence citizens should report their concerns to the MLES Department.

Councilperson Calhoun asked that the city post noticeable signage that is reflective to ensure that commercial drivers are aware of the city’s codes.

Councilperson Dobson inquired about the city giving the drivers of commercial vehicles the authority to use Santa Fe Avenue as an alternative truck route. Mr. Evans affirmed that the city has never given any commercial driver the authority to do so.

REGULAR AGENDA

CITY MANAGER’S REPORTS - There were no City Manager Reports.

CITY ATTORNEY’S REPORTS - There were no City Attorney Reports.

UNFINISHED BUSINESS - There was no Unfinished Business.

NEW BUSINESS

3. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTER XII OF THE COMPTON MUNICIPAL CODE BY AMENDING SECTIONS 12-3.19, 12-3.22 AND 12-3.23 IN THEIR ENTIRETY (RESTRICTING PARKING OF COMMERCIAL VEHICLES; TOWING AND PENALTIES) (First Reading)

On motion by Dobson, seconded by Jones, to waive the reading of the ordinance in full, by the following vote on roll call:

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

NOES: Council Members - None

ABSENT: Council Members - Perrodin

On motion by Dobson, seconded by Calhoun, "**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTER XII OF THE COMPTON MUNICIPAL CODE BY AMENDING SECTIONS 12-3.19, 12-3.22 AND 12-3.23 IN THEIR ENTIRETY (RESTRICTING PARKING OF COMMERCIAL VEHICLES; TOWING AND PENALTIES)**" was placed on first reading by title only, by the following vote on roll call:

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

NOES: Council Members - None

ABSENT: Council Members - Perrodin

COUNCIL COMMENTS

Councilperson Jones commended the students, coaches and staff at Centennial High School and Compton High School for achieving the runner-up status at the CIF Southern Section Championship. Mr. Jones announced that both schools would be participating in the First Round State Championship games to be held at their home schools tonight at 7 p.m.

Councilperson Jones reminded the community that the city would be hosting a "Community Financial Empowerment Workshop" to be held on Saturday, March 13, 2010 at Kelly Park beginning at 8 a.m. Mr. Jones mentioned that a representative from Laura Richardson's Office would be present to provide information on the federal programs available for families in need, as well as a city employee speaking on behalf of the city programs available to residents.

Councilperson Jones mentioned that a workshop is soon to be scheduled to address earned income tax credit.

Councilperson Jones encouraged the men of the community to attend the "Prostate Testing & Awareness Event" to be held on Saturday, March 13, 2010 at the Love and Unity Church from 10 a.m. to 3 p.m.

Councilperson Jones cordially invited the community to attend the "Easter Eggstravaganza Event" to be held on Saturday, April 3, 2010 at the Compton Par 3 Golf Course.

Councilperson Jones went on to invite the business community to attend the "Quarterly Business to Business Roundtable" to be held on Friday, March 12, 2010 at the Crystal Park Casino, which is being partnered by Assemblyman Isadore Hall. The keynote speaker will be the Vice Chair of the California State Board of Equalization, Jerome Horton.

Councilperson Calhoun stated that as a councilperson, she is a member of approximately eleven commissions and committees. Ms. Calhoun mentioned that she regularly attend and participates in block club meetings and community clean-ups. Ms. Calhoun affirmed that she is dedicated to the citizens of Compton and her ability to serve as a citizen of Compton.

Councilperson Calhoun stated that she enjoyed supporting the Centennial High School basketball team during their CIF Championships at the Honda Center.

#3.

Councilperson Calhoun invited the seniors to attend the "Annual All Day Spa Day Event" to be held on Friday, March 26, 2010 at the Dollarhide Neighborhood Center.

Councilperson Dobson stated that there are many challenges to being a member of this Body, however she stated that she is up for the challenge, regardless of the negative attacks to her character. Ms. Dobson commended her colleagues for their leadership and vision for the city and stated that she would continue to do her best to move the city forward.

Councilperson Dobson requested that the meeting be adjourned in memory of Compton residents, Candice Bolden and Brian Bastic.

Mayor Pro-Tem Arceneaux informed the citizens that she had attended an event with Councilperson Jones hosted by Senator Roderick Wright to recognize the distinguished women in all of the cities that he represents. Ms. Arceneaux congratulated Mrs. Elnora Gibson and Mrs. La Florence Hollis for their honor in their personal and professional achievements.

Mayor Pro-Tem Arceneaux asked that the City Manager prepare a resolution to denounce the activities of the "Compton Cookout" fraternity party at UC San Diego. Ms. Arceneaux stated that the incident has triggered an escalation of discriminatory tactics on the campus and demanded that this action be taken immediately.

Mayor Pro-Tem Arceneaux made mention of an incident, in which a woman recognized her own personal property for sale in a neighborhood pawn shop and had to solicit the assistance of the Sheriff's Department to get it returned to her. Ms. Arceneaux went on to request that the city's pawn shops be investigated to ensure that they are not accepting stolen goods and if they are, she asked that they incur stiff penalties or be closed indefinitely.

Mayor Pro-Tem Arceneaux announced that she would be traveling with the Metropolitan Water District on Monday to represent the city at a conference that addresses the advancement of policies and investments and the creation of jobs to accelerate the economy for the nation.

Mayor Pro-Tem Arceneaux reminded the community to visit the Compton T.G.I.Friday's restaurant tomorrow to support the fundraising efforts of the Compton College Associate Student Body organization.

ADJOURNMENT

On motion by Dobson, seconded by Jones, the meeting was adjourned in memory of **Candice Bolden** and **Brian Bastic**. The City Council also closed honoring the life of **Matilde Mateos Ojeda** at 6:05 p.m. by the following vote on roll call:

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

Clerk of the City Council

Mayor of the City Council

MARCH 16, 2010

The City Council meeting was called to order at 7:30 p.m. in the Council Chambers of City Hall by Mayor Eric Perrodin.

ROLL CALL

Council Members Present: Calhoun, Dobson, Jones, Perrodin

Council Members Absent: Arceneaux

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

PUBLIC COMMENTS ON AGENDA ITEMS AND NON-AGENDA MATTERS

Benjamin Holifield, Compton resident, expressed a concern for safety, as it relates to an emergency preparedness program for the citizens. Mr. Holifield referenced the earthquake that occurred this morning and the devastation of the earthquake in 1933. Mr. Holifield went on to question what the City is doing to prepare the citizens, in the event of a natural disaster.

Mayor Perrodin affirmed that the City's Fire Department continues to maintain an excellent emergency preparedness program for the citizens of Compton. Mayor Perrodin acknowledged Fire Chief Jon Thompson for implementing the state-of-the-art program and urged anyone interested in obtaining additional information concerning this program to contact their local Fire Station.

Joyce Kelly, Compton resident, spoke in regards to the proposed resolution to authorize All Pro Fencing to develop public art along the Compton Creek; articulating a concern for the City's financial contributions to this endeavor. Ms. Kelly further commented on the proposed resolution to install signs and trash receptacles along the Compton Creek Regional Garden Park Multi-Purpose and Equestrian Trails; questioning where the City would obtain the funding to buy these items for installation. Ms. Kelly went on to question if the proposed resolution to Gonneville, Inc. for the purchase of two graffiti removal machines would interfere with the contract to the C.H.A.N.G.E. organization.

Lynn Boone, Compton resident, questioned if the purchase of two graffiti removal machines would terminate the graffiti removal contract with the C.H.A.N.G.E. organization and Urban Graffiti Enterprises. Ms. Boone went on to question the hiring practices for the proposed resolution to add four new positions to the Parks, Recreation and Special Services Department.

William Kemp, Compton resident, commented on the City's proposed resolution to purchase four parks from the Community Redevelopment Agency (Agency); asserting that those parks should be given to the City, in lieu of the millions of dollars that have been loaned to them over the past two years. Mr. Kemp maintained that the re-establishment of the Compton Police Department has been made political and cited that there is a possible cancer cluster formed around Park Water Company.

Diana Sanchez, representative of the Community United for Compton organization, informed the City Council that there is a great disparity in the allocation of events scheduled for the Latino community. Ms. Sanchez petitioned each member of the City Council to adopt a Latino event for their own and insisted that more Latino events be incorporated into the 2010-2011 fiscal year budget.

Mayor Perrodin agreed that more funding should be allocated towards the implementation of more Latino-inspired events. Mayor Perrodin affirmed that the Juneteenth Celebration is a primarily "African American" event, however the Mayor noted that the Breakfast with Santa, Winter Wonderland and Easter Eggstravaganza events are primarily attended by Latino youth.

Mayor Perrodin stated that many of the so-called "African American" events were canceled, due to the disproportionate amount of Latino American events. Mayor Perrodin commended the work being done by the Community United for Compton organization and recognized their efforts to uplift the Latino community.

#3.

Mayor Perrodin acknowledged and approved their request to cancel the Cinco De Mayo and Cesar Chavez celebrations to host a two-day "Independence Day" event in September. Mayor Perrodin clarified that this Body aims to uplift the Latino community and encouraged anyone who feels that they are being treated unfairly to contact his office.

Kashif Rasheed, Compton resident, stated that he received a parking citation in February 2009 and has yet to get this issue resolved. Mr. Rasheed stated that his vehicle was legally parked on the City street and subsequently ticketed by the Municipal Law Enforcement Services Department. Mr. Rasheed inquired about who he should contact to address this matter.

Mayor Perrodin referred Mr. Rasheed to the City Attorney.

Joe Curry, resident of the City of Long Beach speaking on behalf of O. W. Winfrey, informed the City Council that his business tenants have expressed to him that they are having problems with the Compton Planning and Economic Development Department, as it relates to business permits and zoning regulations.

Mayor Perrodin referred Mr. Winfrey and the entire business community to contact the Compton Chamber of Commerce to resolve any issues with the Planning and Economic Development Department.

Pedro Pallan, owner of the mixed use commercial property located at 332 West Rosecrans Boulevard, requested the City Council’s assistance, in relation to an issue with the Planning Department. Mr. Pallan stated that after participating in a meeting with the Director of Planning and Economic Development Department, it was determined that he could not acquire a business license for his tenant.

Mayor Perrodin informed Mr. Pallan that the City Attorney would be contacting him.

David Glover, Saving Trouble Adolescents and Adults Needing Development organization, announced that his organization would be developing a midnight basketball league in the City of Compton to be co-sponsored by the Compton 24-hr Fitness.

Mayor Perrodin recognized the program proposed by Mr. Glover and further commented on the significant impact of the early release program to the citizens of Compton. Mayor Perrodin asked that the prominent community organizations coordinate programs and opportunities to ensure that they do not reform back to their former ways or return to prison.

CONSENT AGENDA

On motion by Dobson, seconded by Jones, the Consent Agenda was approved, by the following vote on roll call:

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

ITEMS REMOVED FROM THE CONSENT AGENDA - Item number 7 and Warrant number 185473 were removed from the Consent Agenda.

APPROVAL OF MINUTES

- 1. March 2, 2010

CITY MANAGER/CITY ATTORNEY REPORTS

- 2. C.H.A.N.G.E. - Weekend Graffiti Report (**January 2010**)

CITY ATTORNEY

3. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON ESTABLISHING EXEMPTED ENFORCEMENT DAYS FOR THE CITY'S PREFERENTIAL PERMIT PARKING PROGRAM (**Resolution # 23,069**)

CITY FIRE DEPARTMENT

4. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING A PURCHASE ORDER WITH L. N. CURTIS & SONS FOR FIREFIGHTER PERSONAL PROTECTIVE EQUIPMENT, HOSE, APPLIANCES AND OTHER TOOLS (**Resolution # 23,070**)

COMMUNITY REDEVELOPMENT

5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO PURCHASE AND CONVEY THE PROPERTIES COMMONLY KNOWN AS BURRELL-MCDONALD PARK, TRAGNIEW PARK, SOUTH PARK, AND RAYMOND STREET PARK LOCATED IN THE CITY OF COMPTON FOR THE CONTINUOUS USE AS PARKS AND RECREATIONAL SPACE (**Resolution # 23,071**)

PLANNING AND ECONOMIC DEVELOPMENT

6. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TERRY A. HAYES & ASSOCIATES LLC, TO PREPARE ENVIRONMENTAL DOCUMENTS FOR THE COMPTON CREEK REGIONAL GARDEN PARK MASTER PLAN IN THE AMOUNT OF \$95,947.00 (**Resolution # 23,072**)
8. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO AMEND THE CONTRACT FOR ASAP SIGN INC. TO INSTALL SIGNS AND TRASH RECEPTACLES ALONG THE COMPTON CREEK REGIONAL GARDEN PARK MULTIPURPOSE AND EQUESTRIAN TRAILS IN THE AMOUNT OF \$11,029.87. (**Resolution # 23,073**)

PUBLIC WORKS-ENGINEERING

9. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON ACCEPTING AN AWARD OF PROPOSITION A FUNDS AND AMENDING THE PUBLIC WORKS DEPARTMENT FY 2009-2010 ANNUAL BUDGET (**Resolution # 23,074**)

RECREATION DEPARTMENT

10. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER TO GONNEVILLE, INC. FOR THE PURCHASE OF TWO GRAFFITI REMOVAL MACHINES (**Resolution # 23,075**)
11. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE 2009-10 FISCAL YEAR BUDGET OF THE PARKS, RECREATION AND SPECIAL SERVICES DEPARTMENT TO ADD FOUR (4) NEW POSITIONS AND IDENTIFYING SALARY SAVINGS TO COVER THE COST (**Resolution # 23,076**)

APPROVAL OF WARRANTS

12. **Warrant #185298** - Alex H. Beanum - Professional Services Rendered - \$11,865.00 - Requested by - Public Works

Total Amount - \$11,865.00

ITEMS REMOVED FROM THE CONSENT AGENDA

PLANNING AND ECONOMIC DEVELOPMENT

7. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH ALL PRO FENCING TO DEVELOP PUBLIC ART ALONG THE COMPTON CREEK AND TO ERECT NEW WROUGHT IRON FENCING ALONG THE NORTH AND SOUTH CULVERTS AT THE GATEWAY TOWNE CENTER IN THE AMOUNT OF \$64,275.00.

Mayor Perrodin requested additional information on behalf of the citizens.

Derek Hull, Director of the Planning and Economic Development Department, informed the Compton community that the Compton Creek Regional Garden Park Master Plan was approved by the City Council in 2006, and as a part of the plan there were recommendations to install public art in certain areas. Accordingly, the City chose to select a local company, due to the execution of their piping design along the 710S freeway leading to Downtown Long Beach. Mr. Hull mentioned that the chain-linked fence with wooden inserts located on two culverts at Auto Plaza Drive would be replaced with a new wrought iron fence. Mr. Hull mentioned that the funds are available and are budgeted through Community Development Block Grant funding.

Mayor Perrodin expressed his desires to construct a Performing Arts Center in the area located west of the Gateway Towne Center.

Mayor Perrodin asked that staff address the allegations against All Pro Fencing's masonry and supplemental licensing.

Mr. Hull affirmed that All Pro Fencing has the ability and the necessary licensing required to install the wrought iron fencing.

Charles Evans, City Manager, verified that All Pro Fencing has the necessary licensing to install the fencing and construct the wall along Wilmington Boulevard.

On motion by Dobson, seconded by Jones, **Resolution # 23,077** entitled "**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH ALL PRO FENCING TO DEVELOP PUBLIC ART ALONG THE COMPTON CREEK AND TO ERECT NEW WROUGHT IRON FENCING ALONG THE NORTH AND SOUTH CULVERTS AT THE GATEWAY TOWNE CENTER IN THE AMOUNT OF \$64,275.00.**" was approved, by the following vote on roll call:

AYES: Council Members - Calhoun, Dobson, Jones, Perrodin

NOES: Council Members - None

ABSENT: Council Members - Arceneaux

APPROVAL OF WARRANTS

Warrant #185473 - Cleanstreet - Citywide Street Sweeping - \$35,000.00 - **Requested by** - Public Works

Mayor Perrodin expressed a concern for excessive outsourcing and the City's ability to address the citizen's concerns, therefore, the Mayor inquired about any plans to bring street sweeping back in-house.

Charles Evans, City Manager, replied affirmatively and stated that the Public Works Department is currently working towards the purchase of durable street sweepers that can properly maintain the City's streets.

On motion by Calhoun, seconded by Dobson, warrant number 185473 was approved, by the following vote on roll call:

AYES: Council Members - Calhoun, Dobson, Jones, Perrodin

NOES: Council Members - None

ABSENT: Council Members - Arceneaux

END OF THE CONSENT AGENDA

REGULAR AGENDA

CITY MANAGER'S REPORT

13. REQUEST TO RESCHEDULE A PUBLIC HEARING AUTHORIZING A PROPOSED SUBSTANTIAL AMENDMENT TO THE CITY OF COMPTON'S HUD MANDATED FY 2009-10 ANNUAL ACTION PLAN

On motion by Calhoun, seconded by Dobson, the hearing was rescheduled for April 13, 2010 at 3:15 p.m., by the following vote on roll call:

AYES: Council Members - Calhoun, Dobson, Jones, Perrodin

NOES: Council Members - None

ABSENT: Council Members - Arceneaux

CITY ATTORNEY'S REPORTS

14. **ORAL PRESENTATION** - CAALAC Spring Conference

Craig Cornwell, City Attorney, reported on the issues discussed at the Los Angeles County City Attorney's Conference held last weekend.

15. **CLAIMS AGAINST THE CITY OF COMPTON:**

Martha Pearson v. City of Compton (I-8307)
 Jin Lee v. City of Compton (I-8309)
 Lee Wells v. City of Compton (I-8310)
 Jeffrey Cunningham Jr. v. City of Compton (I-8311)
 Annie Carter v. City of Compton (I-8313)
 Juan Macias v. City of Compton (I-8315)
 Willie D. Lester v. City of Compton (I-8318)
 Nichole Winston v. City of Compton (I-8319)
 Marlene Taylor Collins v. City of Compton (I-8322)

On motion by Calhoun, seconded by Dobson, the above claims were denied, by the following vote on roll call:

AYES: Council Members - Calhoun, Dobson, Jones, Perrodin

NOES: Council Members - None

ABSENT: Council Members - Arceneaux

UNFINISHED BUSINESS

16. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTER 9 OF THE COMPTON MUNICIPAL CODE TO REVISE VARIOUS SUBSECTIONS OF SECTION 9-22 [TOW TRUCK CODE] PERTAINING TO IDENTIFICATION OF THE CITY OF COMPTON'S LAW ENFORCEMENT AGENCY(S) (**Second Reading**)

On motion by Calhoun, seconded by Dobson, to waive the reading of the ordinance in full, by the following vote on roll call:

#3.

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

On motion by Calhoun, seconded by Dobson, **Ordinance # 2,207** entitled "**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTER 9 OF THE COMPTON MUNICIPAL CODE TO REVISE VARIOUS SUBSECTIONS OF SECTION 9-22 [TOW TRUCK CODE] PERTAINING TO IDENTIFICATION OF THE CITY OF COMPTON’S LAW ENFORCEMENT AGENCY(S)**" was adopted, by the following vote on roll call:

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

17. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTER XII OF THE COMPTON MUNICIPAL CODE BY AMENDING SECTIONS 12-3.19, 12-3.22 AND 12-3.23 IN THEIR ENTIRETY (RESTRICTING PARKING OF COMMERCIAL VEHICLES; TOWING AND PENALTIES) **(Second Reading)**

On motion by Calhoun, seconded by Dobson, to waive the reading of the ordinance in full, by the following vote on roll call:

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

On motion by Dobson, seconded by Calhoun, **Ordinance # 2,208** entitled "**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTER XII OF THE COMPTON MUNICIPAL CODE BY AMENDING SECTIONS 12-3.19, 12-3.22 AND 12-3.23 IN THEIR ENTIRETY (RESTRICTING PARKING OF COMMERCIAL VEHICLES; TOWING AND PENALTIES)**" was adopted, by the following vote on roll call:

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

NEW BUSINESS - There was no New Business.

COUNCIL COMMENTS

Councilperson Jones stated that he had the opportunity to partner with Assemblyman Isadore Hall and the City Council to host the "Business to Business Roundtable" at the Crystal Park Casino last Friday. Mr. Jones recognized the keynote speakers Jerome Horton and Derek Hull for their relative informative presentations.

Councilperson Jones spoke in regards to the success of the "Financial Empowerment Townhall Meeting" held last Saturday and announced that part two of the empowerment series would be held on Saturday, March 20, 2010 at Kelly Park beginning at 9 a.m.

Councilperson Jones mentioned that he also had the opportunity to attend the "Prostate Informative Screening" event at the Love and Unity Church. Mr. Jones commented on the importance of this screen test and urged all African American men to get tested.

Councilperson Jones went on to invite the Compton community to participate in the "Annual Easter Eggstravaganza" event to be held on Saturday, April 3, 2010 at the Compton Park 3 Golf Course.

Councilperson Jones also announced that the "4th District Street Overlay Project Meeting" would be held on Wednesday, April 7, 2010 at Kelly Park beginning at 5:30 p.m.

Councilperson Jones requested that the meeting be adjourned in memory of Rena Washington, the sister of former Councilperson Delores Zurita and the aunt of Board of Trustee Satra Zurita.

Councilperson Dobson commented on the success of the "Business to Business Roundtable" held at the Crystal Park Casino last week and announced that there are loans available to the business community at the municipal and federal level. Ms. Dobson mentioned that future meeting dates would include loan information for women business owners "only."

Councilperson Dobson stated that she is an expert in the area of emergency preparedness in her profession and community involvement. Ms. Dobson also commented on the most recent meeting held with Fire Chief Thompson to discuss the City's emergency preparedness.

Councilperson Calhoun announced that the Compton NAACP would be hosting their monthly meeting at Victory Outreach Ministry on Saturday, March 20, 2010 beginning at 2 p.m.

Councilperson Calhoun also announced that a Public Auction would be held to sell City of Compton-owned vehicles and equipment items on Saturday, March 20, 2010 at 10 a.m. For more information on this event, contact the Public Works Department.

Councilperson Calhoun also announced that the Employment Specialists are looking for general laborers, carpet installers, refurbish and vinyl installers. For more information concerning this job opportunity, call (323) 583-9655.

Councilperson Calhoun commented on the significance of residents completing their census forms and voter participation.

Councilperson Calhoun invited the community to attend the "First District Street Overlay Project Meeting" to be held on Monday, April 5, 2010 at Gonzales Park beginning at 6:30 p.m.

Councilperson Calhoun instructed the City Manager to conduct an audit of the Compton Chamber of Commerce and Latino Chamber of Commerce, in order to clarify any misinformation being disseminated in the community.

Mayor Perrodin commented on a letter that was distributed to the Latino community to cause dissention between the African Americans and the Latino Americans.

Mayor Perrodin referred Mr. Glover to Mr. Post of the Parks and Recreation Department.

Mayor Perrodin thanked Councilperson Jones for supporting the "Prostate Screening" event held last weekend. Mayor Perrodin commended Love And Unity Church and the Real Men Cook Foundation for providing the means to provide this information to the Compton community.

Mayor Perrodin encouraged the residents of Compton to attend the "Census Townhall Forum" to be held on Saturday, March 27, 2010 in the council chambers beginning at 9 a.m. For more information concerning this event, call (310) 605-5585.

Mayor Perrodin went on to announce that the Compton Commission for Women would be hosting a "Writing Women Back into History: Women's History Month Celebration" on Tuesday, March 30, 2010 in the council chambers beginning at 3 p.m.

Mayor Perrodin announced that the Compton High School Boys Basketball Team would be competing for the Southern California Championship on Saturday, March 20, 2010 at the Galen Center beginning at 4 p.m.

Mayor Perrodin announced that Centennial High School Boys Basketball Team would also be competing for the Southern California Championship Saturday, March 20, 2010 at the Galen Center beginning at 12 p.m.

Mayor Perrodin encouraged the Compton community to support the youth this Saturday.

#3.

ADJOURNMENT

On motion by Calhoun, seconded by Dobson, the meeting was adjourned in memory of **Rena Washington** at 9:30 p.m., by the following vote on roll call:

AYES: Council Members - Calhoun, Dobson, Jones, Perrodin

NOES: Council Members - None

ABSENT: Council Members - Arceneaux

Clerk of the City Council

Mayor of the City Council

MARCH 25, 2010

The Special City Council meeting was called to order at 6:04 p.m. in the Council Chamber of City Hall by Mayor Pro-Tem Yvonne Arceneaux.

ROLL CALL

Council Members Present: Dobson, Jones, Arceneaux

Council Members Absent: Calhoun, Perrodin

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

PUBLIC COMMENTS ON AGENDA ITEMS AND NON-AGENDA MATTERS -

There were on Public Comments on Agenda Items and Non-Agenda Matters.

CONSENT AGENDA - There were no Items on the Consent Agenda.

REGULAR AGENDA

CITY MANAGER'S REPORT

1. REQUEST TO SCHEDULE A JOINT PUBLIC HEARING AUTHORIZING THE SALE, ISSUANCE AND DELIVERY BY THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF COMPTON OF TAX ALLOCATION BONDS FOR THE COMPTON REDEVELOPMENT PROJECT AREA AND MAKING CERTAIN FINDINGS PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE SECTION 33445

On motion by Dobson, seconded by Jones, the hearing was scheduled for April 13, 2010 at 3:20 p.m., by the following vote on roll call:

AYES: Council Members - Dobson, Jones, Arceneaux

NOES: Council Members - None

ABSENT: Council Members - Calhoun, Perrodin

UNFINISHED BUSINESS - There was no Unfinished Business.

NEW BUSINESS - There was no New Business.

2. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON, APPROVING MITIGATED NEGATIVE DECLARATION NO. CRA-001 AND THE MITIGATION MONITORING AND REPORTING PROGRAM FOR THE PROPOSED 2009 TAX ALLOCATION BONDS TO BE ISSUED BY THE COMMUNITY REDEVELOPMENT AGENCY

Mayor Pro-Tem Arceneaux requested a brief overview of the proposed projects to be funded by the 2009 tax allocation bonds.

Michael Antwine, Deputy Director of the Community Redevelopment Agency (Agency), announced the following proposed projects to be funded by the 2009 Tax Allocation Bonds:

- North Downtown Revitalization Master Plan; to include the construction of the Martin Luther Transit Center, Senior Center and Parking Structure.
- Assistance to First Time Homebuyer Program for the Willow Walk Residential Development
- Assistance to First Time Homebuyers for the Alameda Court Housing Development
- Street light Improvements and Enhancements
- Jackie Robinson Sports Complex
- Alondra Housing and Environmental Clean-Up

Mayor Pro-Tem Arceneaux requested the total amount of tax allocations to be received.

Kofi Sefa'boayke, Director of the Agency, stated that the Agency is anticipating approximately 107 million dollars.

#3.

On motion by Dobson, seconded by Jones, **Resolution # 23,078** entitled "**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON, APPROVING MITIGATED NEGATIVE DECLARATION NO. CRA-001 AND THE MITIGATION MONITORING AND REPORTING PROGRAM FOR THE PROPOSED 2009 TAX ALLOCATION BONDS TO BE ISSUED BY THE COMMUNITY REDEVELOPMENT AGENCY**" was approved by the following vote on roll call:

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

COUNCIL COMMENTS

Councilperson Dobson stated that she had the pleasure of accompanying Mayor Pro-Tem Arceneaux and the Metropolitan Water District to Sacramento, California. Ms. Dobson commented on the information she received concerning the significant impact of the smelt fish and their affect on the State’s water supply.

Councilperson Dobson commented on the significance of President Obama’s signing of the Healthcare Reform Bill. Ms. Dobson commended the President for executing his vision for the American people and their access to healthcare.

Councilperson Jones invited the community to attend the "Annual Easter Eggstravaganza" to be held on Saturday, April 3, 2010 from 11 a.m. to 3 p.m. at the Compton Par 3 Golf Course. For more information concerning this event, call (310) 605-6323.

Councilperson Jones encouraged the residents of the Compton to attend the "Census Townhall Meeting" to be held on Saturday, March 27, 2010 from 9 a.m. to 11 a.m. For additional information concerning this event, contact Natalie Champion at (310) 605-5632.

Councilperson Jones acknowledged and commended President Obama for honoring his pledge to provide healthcare for all Americans.

Mayor Pro-Tem Arceneaux announced that the FDA has finally issued a ban on the sale of tobacco related products to the youth. Ms. Arceneaux instructed the City Manager to ensure that this ban is adhered to and enforced throughout the City of Compton.

Mayor Pro-Tem Arceneaux commented on issues surrounding the Park Water Company and the monitoring of their water supply to Compton and Willowbrook residents in March 2009. Ms. Arceneaux stated that after further investigations by City staff, the City determined that the water supply is safe to drink. A report is available in the Water Department with a response from the Park Water Company.

Mayor Pro-Tem Arceneaux requested that the meeting be adjourned in memory of Rena Washington and Justin B. Alexander.

ADJOURNMENT

On motion by Dobson, seconded by Jones, the meeting was adjourned in memory of **Rena Washington** and **Justin B. Alexander** at 6:28 p.m., by the following vote on roll call:

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

Clerk of the City Council

Mayor of the City Council

April 6, 2010

TO: MAYOR AND COUNCIL MEMBERS

FROM: CITY MANAGER

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE HUMAN RESOURCES DEPARTMENT TO ACCESS STATE AND FEDERAL LEVEL SUMMARY CRIMINAL HISTORY INFORMATION FOR THE PURPOSE OF EMPLOYMENT, LICENSING AND CERTIFICATION

SUMMARY

The attached resolution authorizes the Human Resources Director or designee to access state and federal level summary criminal history information for the purpose of employment, licensing and certification.

BACKGROUND

AB 2917 requires that, starting July 1, 2010, all Emergency Medical Technicians (EMTs) and Advanced EMTs have a California Department of Justice (DOJ) and Federal Bureau of Investigation (FBI) criminal background check. AB 2917 also requires that the certifying entity and the Emergency Medical Services Authority (EMSA) receive subsequent arrest notification from DOJ.

Currently, some EMT certifying entities do not receive background check information from DOJ while others have an Originating Agency Identifier (ORI) which allows them to receive the background checks either with or without subsequent arrest notification and most certifying entities do not receive FBI background checks. The latter is true of the City of Compton.

SITUATION

The City of Compton Fire Department first responder personnel are required to be certified EMTs. In order for the City of Compton Fire Department to continue having certified EMTs after July 1, 2010, the City must implement a subsequent arrest notification program.

#4.

In order to “grandfather” EMTs who are currently certified (which would exempt them from having to pay the initial \$75.00 registry fee to the EMSA, the City of Compton needs to complete the entire process prior to July 1, 2010. This will result in a cost savings of approximately \$4, 200.

FINANCIAL IMPACT

There is no further impact to the FY 2009 – 10 budget.

RECOMMENDATION

It is recommended that Council approves the attached resolution.

KAREEMAH BRADFORD
HUMAN RESOURCES DIRECTOR

CHARLES EVANS
CITY MANAGER

Attachment

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
COMPTON AUTHORIZING THE HUMAN RESOURCES DEPARTMENT
TO ACCESS STATE AND FEDERAL LEVEL SUMMARY CRIMINAL
HISTORY INFORMATION FOR THE PURPOSE OF EMPLOYMENT,
LICENSING AND CERTIFICATION

WHEREAS, Penal Code Sections 11105(b)(11) and 13300(b)(11) authorize cities, counties, districts and joint powers authorities to access state and local summary criminal history information for employment, licensing or certification purposes; and

WHEREAS, Penal Code Section 11105(b)(11) authorizes cities, counties, districts and joint powers authorities to access federal level criminal history information by transmitting fingerprint images and related information to the Department of Justice to be transmitted to the federal Bureau of Investigation; and

WHEREAS, Penal Code Sections 11105(b)(11) and 13300(b)(11) require that there be a requirement or exclusion from employment, licensing, or certification based on specific criminal conduct on the part of the subject of the record; and

WHEREAS, Penal Code Sections 11105(b)(11) and 13300(b)(11) require the City Council, Board of Supervisors, governing body of a city, county or district or joint powers authority to specifically authorize access to summary criminal history information for employment, licensing or certification purposes; and

WHEREAS, the City has met its meet-and-confer obligations with the Compton Firefighters' Association, Local 2216 and both have agreed to the stipulations of Penal Code Sections 11105(b)(11) and 13300(b)(11).

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

Section 1. That the City of Compton is hereby authorized to access state and federal level summary criminal history information for employment (including volunteer applicants and contract employees), licensing/certifications of the Fire Department's Emergency Medical Technicians and may not disseminate the information to a private entity; and

Section 2. That the City of Compton shall not consider a person who has been convicted of a violent or serious felony or misdemeanor eligible for employment (including volunteer applicants and contract employees), or licensing; except that such conviction may be disregarded if it is determined that mitigating circumstance exist, or that the conviction is not related to the employment, volunteer or license in question.

Section 3. That a copy of this resolution shall be furnished to the offices of the City Clerk, City Manager, Fire Department and Human Resources.

Resolution No. _____
Page Two

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

ADOPTED this _____ day of _____, 2010.

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON

I, Alita Godwin, City Clerk of the City of Compton, hereby certify that the foregoing resolution was adopted by the City Council, signed by the Mayor and attested to by the City Clerk at a regular meeting thereof held on the _____ day of _____. 2010.

That this 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: Human Resources

RESOLUTION TITLE: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE HUMAN RESOURCES DEPARTMENT TO ACCESS STATE AND FEDERAL LEVEL SUMMARY CRIMINAL HISTORY INFORMATION FOR THE PURPOSE OF EMPLOYMENT, LICENSING AND CERTIFICATION

<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.

April 6, 2010

TO: MAYOR AND CITY COUNCIL

FROM: CITY MANAGER

**SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
COMPTON, AMENDING THE FY 2009-2010 ANNUAL BUDGET AND
APPROPRIATING COMMUNITY DEVELOPMENT BLOCK GRANT
(CDBG) FUNDS FOR THE RESIDENTIAL SIDEWALK REHABILITATION
PROJECT**

SUMMARY

This resolution amends the FY 2009-2010 Annual Budget and appropriates CDBG funds for the Residential Sidewalk Rehabilitation Project.

BACKGROUND

A number of sidewalks in low or moderate income neighborhoods in the City of Compton are in need of rehabilitation. Community Development Block Grant (CDBG) funds can be used to mitigate this need.

STATEMENT OF THE ISSUE

Using criteria such as census-tract data, sidewalk condition and available resources, staff created the Residential Sidewalk Rehabilitation Project.

The project will include construction of wheelchair accessible curb ramps at corners. This design will allow disabled persons to cross streets without the hassle or danger of wheeling on the curbside of residential streets. The design and construction of access ramps will comply with the provisions of the Americans with Disabilities Act (ADA). The project will help with the rehabilitation of sidewalk curbs and gutters for the up-coming residential overlay project.

The funds must be appropriated into the FY 2009-2010 Annual Budget.

FISCAL IMPACT

Revenue (2800-000-000-3583) and expenditures shall be increased by \$100,000.

RECOMMENDATION

Staff recommends the adoption of the attached resolution.

ALEX H. BEANUM, P.E.
ACTING PUBLIC WORKS DIRECTOR/CITY ENGINEER

CHARLES EVANS
CITY MANAGER

CE/AB/AT/rj

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
COMPTON, AMENDING THE FY 2009-2010 ANNUAL BUDGET AND
APPROPRIATING COMMUNITY DEVELOPMENT BLOCK GRANT
(CDBG) FUNDS FOR THE RESIDENTIAL SIDEWALK REHABILITATION
PROJECT

WHEREAS, a number of sidewalks in low or moderate income neighborhoods in the City of Compton are in need of rehabilitation. Community Development Block Grant (CDBG) funds can be used to mitigate this need; and

WHEREAS, using criteria such as census-tract data, sidewalk condition and available resources, staff created the Residential Sidewalk Rehabilitation Project; and

WHEREAS, the project will include construction of wheelchair accessible curb ramps at corners; and

WHEREAS, the FY 2009-2010 Annual Budget needs to be amended and the funds appropriated.

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

SECTION 1. That the FY 2009-2010 Annual Budget be amended and revenue and expenditures be increased as follows:

<u>Account No.</u>	<u>Description</u>	<u>Amount</u>
2800-000-000-3583	HUD Revenue	\$100,000
2800-720-V20-4269	Other Contract Services	\$100,000

SECTION 2. That copies of this resolution be filed in the offices of the City Manager, City Controller, City Attorney, City Clerk, and the Public Works Department.

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

ADOPTED this _____ day of _____ 2010.

MAYIOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON

I, Alita Godwin, City Clerk of the City of Compton, hereby certify that the foregoing resolution was adopted by the City Council, signed by the Mayor, and attested by the City Clerk at a regular meeting thereof held on the _____ day of _____ 2010.

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: Public Works-Engineering

RESOLUTION TITLE: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON, AMENDING THE FY 2009-2010 ANNUAL BUDGET AND APPROPRIATING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR THE RESIDENTIAL SIDEWALK REHABILITATION PROJECT

Alex Be anum
DEPARTMENT MANAGER’S SIGNATURE

3/9/2010 12:46:33 PM
DATE

REVIEW / APPROVAL

Craig Cornwell
CITY ATTORNEY

3/11/2010 12:59:07 PM
DATE

Willie Norfleet
CITY CONTROLLER

3/11/2010 12:14:13 PM
DATE

Charles Evans
CITY MANAGER

3/11/2010 11:03:22 AM
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.

April 6, 2010

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY MANAGER

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON DECLARING ITS INTENTION TO GRANT A FRANCHISE TO PARAMOUNT PETROLEUM TO OPERATE, REPLACE AND REPAIR PIPELINES AND APPURTENANCES FOR TRANSPORTATION OF REFINED PETROLEUM PRODUCTS AND PUBLISHING NOTICE OF A PUBLIC HEARING THEREON.

SUMMARY

This is a Resolution declaring an intention to grant a pipeline franchise to Paramount Petroleum and set a date and time for a hearing on the matter.

BACKGROUND

A primary method of transporting petroleum, both in its crude and refined varieties, is via pipelines that traverse beneath various roadways. These arrangements require the request for the granting of a franchise agreement between the particular company and jurisdiction involved.

On such agreement was the subject of Ordinance No. 1,858, which was adopted by the City Council on July 10, 1991. This ordinance granted a petroleum pipeline franchise to GATX Terminals Corporation, effective April 10, 1986.

GATX was acquired by Kinder Morgan. In November 2002 Kinder Morgan sold pipeline GX-145 to Paramount Petroleum Corporation. According to City records, Kinder Morgan remitted payment for franchise years 2003-2005 on behalf of Paramount Petroleum. January 23, 2006 Kinder Morgan sent a letter requesting a release of obligation of GX-145 pipeline; as a result, giving Paramount Petroleum full operational ownership.

The franchise lapsed on April 10, 2006, the end of a 20-year term.

STATEMENT OF THE ISSUE

Paramount Petroleum has requested a new franchise to replace the lapsed one. The pipeline route, in a southeastern portion of the City, is indicated on the stationing chart on the last page of the resolution draft.

Starting Southbound on Santa Fe Ave. the pipeline turns Eastbound onto Artesia Blvd. Traveling on Artesia; the pipeline intersects at Delta Ave. and again at Harbor Ave. At the intersection of Artesia Blvd. and Harbor Ave. the pipeline then travels Northbound on Harbor, it goes Northbound. While traveling Northbound, it intersects at Harbor Ave. and Greenleaf Blvd. The pipeline continues to travel Eastbound on Greenleaf. Once the pipeline is traveling on Greenleaf, it travels until it intersects Atlantic Ave. As the pipeline travels Northbound on Atlantic it then merges Westbound onto Alondra Blvd. At the intersection of Alondra and Lime Ave., the pipeline continues going Northbound on Lime. Once the pipeline is on Lime, it intersects on Myrrh St. and begins to travel Eastbound on Myrrh St. The pipeline continues to travel On Myrrh St. intersecting at Williams Ave. and Gibson Ave. On the intersection of Myrrh St. and Gibson Ave., the pipeline travels Northbound on Gibson Ave. While on Gibson Ave., the pipeline intersects Compton Blvd. where it proceeds Eastbound on Compton Blvd. The pipeline continues before it crosses the City boundary line, entering the city of Paramount.

According to Article XV, Section 1502 of the City Charter, prior to the granting of any franchise, “the City Council shall pass a resolution declaring its intention to grant the same, stating the name of the proposed grantee, the character of the franchise and the terms and conditions upon which it is proposed to be granted. Such resolution shall fix and set forth the day, hour and place when and where any persons having any interest therein or any objection to the granting thereof may appear before the City Council and be heard thereon.”

The proposed franchise is basically a renewal of the one that lapsed.

Key provisions are as follows:

- Term: The new franchise shall be effective April 10, 2006 and expire on April 10, 2026.
- Franchise Fees: The base annual fee shall be Nine Thousand Three Hundred Twelve Dollars and Eighty-Four Cents (\$9,312.84), adjusted annually for inflation.

Taking past-due fees and penalties into account, upon the adoption of the subject franchise ordinance, the **GRANTEE** shall pay to the **CITY**, the sum of Seventy Eight Thousand, Four Hundred Thirty Dollars and Six Cents (\$78,430.06) configured as follows:

- 1) The franchise fees and penalties in the amount of Fifty Eight Thousand Four Hundred Thirty Dollars and Six Cents (\$58,430.06) for the period from April 10, 2006 to April 10, 2009,
- 2) An expense reimbursement fee in the amount of Twenty Thousand Dollars and No Cents (\$20,000.00).

FISCAL IMPACT

None at this time. However, when the franchise ordinance is adopted, the fees due shall go to the City General Fund.

RECOMMENDATION

Staff recommends approval of the attached resolution, which calls for conducting a hearing on granting an oil pipeline franchise to Paramount Petroleum.

ALEX BEANUM, P.E.
ACTING PUBLIC WORKS DIRECTOR/CITY ENGINEER

CHARLES EVENS
CITY MANAGER

AB/AT/rj

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON DECLARING ITS INTENTION TO GRANT A FRANCHISE TO PARAMOUNT PETROLEUM TO OPERATE, REPLACE AND REPAIR PIPELINES AND APPURTENANCES FOR TRANSPORTATION OF REFINED PETROLEUM PRODUCTS AND PUBLISHING NOTICE OF A PUBLIC HEARING THEREON.

WHEREAS, Section 1501 of the Compton City Charter authorizes the City to grant franchises to any person, firm or corporation furnishing the City or its inhabitants with transportation, communication, terminal facilities, water, light, heat, power, refrigeration, storage or any other public utility or service, or using the public streets, ways, alleys, or places for the operation of plants, works, or equipment for the furnishing thereof or traversing any portion of the City for the transmitting or conveying of any such service elsewhere may be required by ordinance to have a valid and existing franchise; and

WHEREAS, the use of public streets and ways for the transport of refined petroleum products in pipelines within the jurisdiction of the City requires a franchise as contemplated by Section 1501 of the Compton City Charter; and

WHEREAS, Ordinance No. 1,858 granted a twenty (20) year franchise to GATX Terminals Corporation to operate, maintain, replace and repair certain pipelines and appurtenances for the transportation of refined petroleum oil in the City of City (GATX Terminals Corporation, the Grantee, was acquired by Paramount Petroleum in 2002); and

WHEREAS, the term of the franchise granted by Ordinance No. 1,858 expired on April 10, 2006 and Paramount Petroleum desires to enter into another franchise agreement; and

WHEREAS, the City desires to hold a public hearing pursuant to Section 1502 of the Compton City Charter on **Tuesday, April 27, 2010 at 3:15 p.m.** to receive public comments on the proposed granting of a twenty (20) year petroleum pipeline franchise (April 10, 2006 through April 10, 2026) to Paramount Petroleum.

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

Section 1. That the City Council of the City of Compton declares its intention to grant a twenty (20) year franchise (April 10, 2006 through April 10, 2026) to Paramount Petroleum to operate, replace and repair certain pipelines and appurtenances situated within the jurisdiction of the City of Compton for the transportation of refined petroleum products.

Section 2. That a public hearing regarding the granting of a pipeline franchise to Paramount Petroleum is set for **Tuesday, April 27, 2010 at 3:15 p.m.** in the City Council Chambers at 205 South Willowbrook Avenue, Compton, California.

Section 3. That persons having interest in or any objections to the granting thereof may appear before the city Council and be heard thereon.

Section 4. That it is the intention of said City Council to grant said **PARAMOUNT PETROLEUM**, said franchise for the purpose aforesaid said franchise to be upon the following terms, provisions and conditions.

Item 1. Nature and Extent of Grant:

The **CITY OF COMPTON** hereinafter also referred to as “**CITY**”, herewith grants to **PARAMOUNT PETROLEUM**, its successors and assigns, hereinafter referred to as “**GRANTEE**”, subject to the terms and conditions herein contained, the right, privilege and franchise to operate, maintain, replace, and repair the existing pipeline for the purpose of transporting refined petroleum products. The pipeline is currently located in certain public streets, located in the “**CITY**”, described in the attached Exhibit “A”.

Item 2. Duration of Franchise:

The Franchise shall be effective on April 10, 2006. The term of this franchise shall be for twenty (20) years, terminating on April 10, 2026. The “**CITY**” reserves the right to limit this franchise prior to its expiration in the event:

A. GRANTEE fails to comply with any of the provisions hereof; provided, however, that if such failure to comply shall be due to a cause beyond the control of the **GRANTEE**, the franchise shall not be so terminated; and provided further that this franchise shall not be so terminated unless the **GRANTEE** is given written notice of such noncompliance and fails within ninety (90) days of the date of such notice to commence and thereafter diligently prosecute to completion the corrective action necessary to cure such noncompliance. Notwithstanding the foregoing, if **GRANTEE’S** noncompliance is of such kind or nature as to cause a hazard to the public or endanger the public peace, health safety or general welfare, the **CITY’S** Director of Public Works may so notify the **GRANTEE** and reduce the period during which **GRANTEE** shall commence the work necessary to correct such noncompliance. In the event the **GRANTEE** fails to commence the corrective action within the time specified, as an alternative to terminating this franchise, the **CITY** may do the corrective work at the **GRANTEE’S** expense.

B. Any provision herein becomes invalid or unenforceable and the **CITY** expressly finds that such provisions constitute a consideration material to the granting of this franchise, then this franchise may be terminated by the **CITY** on ten (10) days written notice.

Item 3. Pipeline Operations:

A. Applicable Rules: The **GRANTEE** agrees to operate, maintain, replace and repair the pipelines and appurtenances in a good workmanlike manner, and in conformity with all regulations now or hereafter adopted by the State Fire Marshal.

B. Repairs and Street Excavations:

1. The work of maintaining or repairing all pipelines and appurtenances covered by this franchise shall be conducted with the least possible hindrance to the use of the streets such facilities occupy for the purpose of travel.

2. The **GRANTEE** shall have the right to make all necessary street excavations for the purpose of exercising the rights granted by this franchise, but nothing herein contained shall relieve the **GRANTEE** from the provisions of any **CITY** ordinance or law that may be in force at the time requiring that permits be obtained for street excavations before such work is commenced.

All excavations shall be made and back—filled in strict compliance with all **CITY** ordinances that may be in effect at the time of the performance of the work and shall be made as not to interfere unreasonably with the free use of the streets by the public.

Upon completion of the work for which street excavations are made, all portions of the streets which have been excavated or otherwise damaged by such excavation work shall be restored to their original condition or equivalent to the satisfaction of the Director of Public Works.

C. Cleanup of Breaks and Leaks: If any portion of any street shall be damaged by reason of breaks or leaks in any pipeline or appurtenance maintained or repaired under this franchise, or if any street, sidewalk, sewer, storm drain waterline, or other facility be contaminated by any substance transported in said pipelines, the **GRANTEE** shall at its own expense immediately repair or clean up or cause to be repaired or cleaned up, any such damage or contamination and put such street, sidewalk, sewer, storm drain, waterline or other facility in a good condition as it was before such break or leak to the satisfaction of the Director of Public Works. Such cleanups shall be accomplished in a timely manner, with as little public disruption as possible. Such emergency repair of franchise property may be commenced without prior permit; provided however, that the **GRANTEE** no later than the next normal working day shall notify by telephone, the Director of Public Works of any such work and shall within the next seven (7) calendar days apply for an excavation permit authorizing such emergency work.

D. Emergency Crews and Equipment: At all times during the term of this franchise, the **GRANTEE** shall maintain on a twenty-four (24) hour basis, personnel to operate the pipeline system, including monitoring the leak detection system and the communications equipment. In addition, during the term of this franchise, the **GRANTEE** shall maintain on a twenty—four (24) hour basis, adequate standby equipment and properly trained emergency standby crews, within a radius of twenty—five (25) miles from any facilities maintained pursuant hereto, for the purpose of implementing emergency response, such as, shutting off the pressure and the flow of contents of such facilities, repairs, oil—spill cleanup, preventing or minimizing damage or the threat of any damage to people or the environment in the event of an emergency resulting from an earthquake, act of war, civil disturbance, flood, fire, leakage or other cause.

E. Changes Required by Public Improvements: Whenever, during the existence of this franchise, the **CITY** shall change the grade, width, or location of any street in any manner, including the laying of sewer, storm drain, conduits, gas, water or other pipes owned or operated by the **CITY** or any other public agency, under the jurisdiction of the **CITY**, or construct any pedestrian tunnels, or other work of the **CITY** (the right to do all of which is specifically reserved to the **CITY** without any admission on its part that it would not otherwise have such rights) and such work shall, in the opinion of the Director of Public Works, render necessary any change in the position or location of any facilities of the **GRANTEE** in the street, the **GRANTEE** shall, at its sole cost and expense begin and thereafter diligently perform the necessary work to completion, in conformity with the written notice of the Director of Public Works as provided hereinafter. However, the **CITY** shall not require any relocation or modification which will have the effect of depriving the **GRANTEE** of a continuous and contiguous pipeline right-of-way. Except as provided herein before in this Section, when such rearrangement is done for the accommodation of any person, firm or corporation, the cost of such rearrangement shall be borne by the accommodated party. Such accommodated party in advance of such arrangement, shall: (1) deposit with the **GRANTEE** either cash or a corporate surety bond in an amount, as in the reasonable discretion of the **GRANTEE** shall be required to pay the costs of such rearrangement; and (2) shall execute an instrument agreeing to indemnify and hold harmless the **GRANTEE** from any and all damages caused by such rearrangement.

Nothing contained in this franchise shall be construed to require the **CITY** to move, alter or relocate any of its facilities upon said streets, at its own expense, for the convenience accommodation or necessity of any other public utility, person, firm or corporation, or to require the **CITY** or any person, firm or corporation now or hereafter

owning a public utility system of any type or nature, to move, alter or relocate any part of its system upon said streets for the convenience, accommodation or necessity of the **GRANTEE**.

The **GRANTEE** shall be given not less than thirty (30) days written notice of any rearrangement of facilities which the **GRANTEE** is required to make hereunder. Such notice shall specify in reasonable detail the work to be done by the **GRANTEE** and shall specify the time that such work is to be accomplished. In the event that the **CITY** shall change the provisions of any such notice given to the **GRANTEE**, shall be given an additional period of not less than thirty (30) days to accomplish work.

F. Abandoned or Removal of Franchise Property: At the expiration, renovation or termination of this franchise or of the permanent discontinuance of the use of its facilities or any portion thereof, the **GRANTEE** shall, within thirty (30) days thereafter, make a written application to the Director of Public Works for authority (as determined by the **GRANTEE** either: (1) to abandon all, or a portion, of such facilities in place; or (2) to remove all, or a portion of such facilities. Such application shall describe the facilities desired to be abandoned or removed by reference to the map or maps required hereinafter and shall also describe with reasonable accuracy the relative physical condition of such facilities. The Director of Public Works shall determine whether such abandonment or removal which is thereby proposed may be effected without detriment to the public interest or under what conditions such proposed abandonment or removal may be safety affected. He shall then notify the **GRANTEE**, and according to such requirements as shall be specified in the Public Works Director's order, the **GRANTEE** shall, within ninety (90) days thereafter, either:

1. Remove all or a portion of such facilities; or
2. Abandon in place all or a portion of such facilities, as set forth in the Public Director's order.

If any facilities to be abandoned in place subject to prescribed conditions shall not be abandoned in accordance with all such conditions, then the Director of Public Works may take additional appropriate steps, including, if he deems desirable, an order that the **GRANTEE** shall remove all such facilities in accordance with applicable requirements. In the event the **GRANTEE** shall fail to remove any facilities which it is obligated to remove in accordance with such applicable requirements within such time as may be prescribed by the Director of Public Works, then the **CITY** may remove or cause to be removed such facilities at the **GRANTEE'S** expense and the **GRANTEE** shall pay to the **CITY** the actual cost thereof, plus the current rate of overhead being charged by the **CITY** for reimbursable work.

G. Suspension of Operations: If, for any reason, the **GRANTEE** suspends operations of any pipeline contained in the franchise for a period in excess of ninety (90) days, he shall notify the Director of Public Works. During this period of suspended operations, the **GRANTEE** shall maintain his normal pipeline surveillance and all cathodic protection systems to insure pipeline integrity. This shall continue until such a time as the line is returned to service or abandoned in accordance with provisions mentioned hereinbefore.

Item 4. Maps and Records:

Within ninety (90) days following the date on which the pipeline has been relocated under this franchise, **GRANTEE** shall file as-built drawings and maps in such form as may be required by the city Engineer, the location, length and size of all of its facilities then in place; and shall, upon installation of any additional facilities, or upon

removal, change or abandonment of all or any portion thereof, file revised as-built drawings and maps showing the location, length and size of all such additional, removed or abandoned facilities as of that date.

Item 5. Compensation to the City:

Upon the adoption of the subject franchise ordinance, the **GRANTEE** shall pay to the **CITY**, the sum of Seventy-Eight Thousand Four Hundred Thirty Dollars and Six Cents (\$78,430.06) configured as follows:

1. The franchise fees and penalties in the amount Fifty-Eight Thousand Four Hundred Thirty Dollars and Six Cents (\$58,430.06) for the period from April 10, 2006 to April 10, 2009.
2. An expense reimbursement fee in the amount of Twenty Thousand Dollars and No Cents (\$20,000.00).

Subsequently, as further consideration for the franchise herewith granted, the **GRANTEE** shall pay to City annually on each anniversary of the effective date of the ordinance during the term of this franchise, a base annual rate the amount of Thirty-Five and Two-Tenths Cents (\$.352) per lineal foot of pipe for pipeline with an internal diameter of (6) inches, or the sum of Nine Thousand Three Hundred Twelve Dollars and Eighty-Four Cents (\$9,312.84), whichever is greater increased annually on each anniversary of the effective date of this franchise in proportion to the increase (if any) in the Consumer Price Index, All Urban Consumers, Los Angeles-Riverside-Orange County, CA, "All Items" prepared by the United States Bureau of Labor Statistics, Department of labor, for the month which is three months prior to the anniversary date of this ordinance, and the month in which such anniversary date falls, but in no event shall any annual payment be less than the preceding annual payment. If said Bureau shall revise said Index, the parties shall accept the method of revision or conversion recommended by said bureau, and if said Index shall be discontinued with no recommend substitute, then the amount of each annual payment shall be equal to the amount of the last annual payment paid prior to said discontinuance.

Notwithstanding the provision of this Item 5, the **GRANTEE** shall be liable to pay the **CITY** the annual fee for the period to and including the date of either actual removal of the facilities or the effective date of a properly approved abandonment "in place" authorized by the **CITY**, and until the **GRANTEE** shall have fully complied with all the provisions of the law or ordinances relative to such abandonments.

In the event of partial abandonment of facilities with the approval of the **CITY** as elsewhere herein provided, or in the event of partial removal of such facilities by the **GRANTEE**, the payment otherwise due the **CITY** for occupancy of the streets by such facilities shall be prorated beginning the first day of the next succeeding franchise year; and for each franchise year thereafter, at the prorated amount per each linear foot of pipeline abandoned or removed; provided, however, that the said base rate shall be modified to reflect the Price Index adjustment (as provided hereinbefore) applicable to such abandoned or removed pipeline at the beginning of the next succeeding franchise year following abandonment or removal.

All annual payments shall be paid, without deduction or offset to the office of the City Controller at 205 South Willowbrook Avenue, Compton, California, 90220, or at such place as the **CITY** shall from time to time designate in writing. In the event any payment required hereunder is late, the following schedule of late charges shall be applicable to that portion which is overdue.

a. Late ten (10) days but under thirty (30) days — 2% of the amount due; plus

b. For each additional thirty (30) days or fraction thereof over thirty (30) days - an additional 2% for each thirty (30) days or fraction thereof.

Item 6. Responsibility:

Indemnification: The **GRANTEE**, by the acceptance or use of the franchise hereby granted, agrees to keep and save free and harmless the **CITY**, its officers, agents or employees against any and all claims, demands of causes of action which may be asserted, prosecuted or established against them or any of them, for damage to persons, or property, of whatsoever nature, arising out of the use by it of the **CITY** streets hereunder or arising out of any of the operations, activities of the **GRANTEE** pursuant to this franchise, whether such damage shall be caused by negligence or otherwise, excepting there from, however, any claim, demand of cause of action, which may be asserted, prosecuted or established against the **CITY** under the provision of the Worker's Compensation Act for injury to, or the death of any claim demand or cause of action arising out the negligent or willful conduct of the **CITY**, its officers, agents and/or employees.

Insurance: On or before any commencement of any franchise operations, the **GRANTEE** shall obtain or provide proof of self—insured status in a form acceptable to the “**CITY**” or satisfactory evidence of having policies of Liability and Worker's Compensation Insurance from companies authorized to transact business in the State of California. Such policies shall include the liability arising out of the existence of real property.

A. The policy of liability insurance shall:

1. Be issued to the **GRANTEE** mid name the **CITY OF COMPTON**, Los Angeles County—Compton Civic Center Authority, Compton Public Finance Authority, Redevelopment Agency of the **CITY OF COMPTON**, Compton Public Finance Authority, Compton Municipal Water Department, elected officials, officers, agents, employees, members of the board and commissions, as additional insured with respect to liability arising out of the operation or property of the **GRANTEE**. Such insurance and public liability insurance to the full limits, thereof carried by the **GRANTEE**, shall be primary and any insurance available to the **CITY OF COMPTON** shall not be called to contribute to any loss(es) arising out of this franchise.

2. Provide a combined single limit liability coverage in an amount equivalent to not less than **FIVE MILLION DOLLARS** (\$5,000,000.00) per occurrence.

3. Be non-cancellable without thirty (30) days written notice thereof directed to the Director of Public Works.

4. Indemnify for all liability for personal and bodily injury, death, and damage to property arising from activities conducted pursuant to this franchise by providing coverage therefore, including, but not limited to, coverage for:

(a) Explosion, collapse and underground damage hazards.

(b) Negligent acts or omissions of **GRANTEE** and the agents, servants and employees thereof, committed in the conduct of franchise operations.

B. The policy of Worker's Compensation Insurance shall:

- 1) Have been previously approved as to substance and form by the California Insurance Commissioner.
- 2) Cover all employees of the **GRANTEE** who in the course and scope of their employment are to conduct or do work pursuant to the franchise operations.
- 3) Provide for every benefit and payment presently or hereinafter conferred by Division of the Labor Code of the State of California upon an injured employee, including the vocational rehabilitation and death benefits.
- 4) Be non—cancellable without thirty (30) days written notice thereof directed to the Director of Public Works **GRANTEE** shall file with the Director of Public Works prior to commencement of any franchise operations either certified copies of said policies or a certificate of insurance for each of the required policies executed by the company issuing the policy, certifying that the policy is in force and providing the following information with respect to said policy:
 - a. The policy number.
 - b. The date upon which the policy will become effective and the date upon which it will expire.
 - c. The names of the named insure and any additional insured.
 - d. Subject of the insurance.
 - e. The type of coverage provided by the insurance.
 - f. Amount of limit of coverage provided by the insurance.
 - g. A description of all endorsements that form a part of the policy.

C. Such insurance policies shall be maintained by the **GRANTEE** for the life of this franchise, and on the first anniversary of this franchise, and on every one thereafter, **GRANTEE** will provide updated evidence that such insurance is in force. The **CITY** has the right during the terms of this franchise to increase the amount and scope of coverage. The **CITY** covenants that it will not exercise such right in an unreasonable manner.

Interpretation: This franchise is granted upon each and every condition herein contained and shall ever be strictly construed against the **GRANTEE**. Nothing shall pass hereby unless it is granted in plain and unambiguous terms. Each of said conditions is a material and essential condition to the granting of this franchise.

Item 7. Assignment:

GRANTEE shall not permit any right or privilege granted by the franchise to be exercised by another, nor shall the franchise or any interest therein or any right or privilege thereunder be in whole or in part sold, transferred, leased, assigned, or disposed of except to a corporation acquiring or owning a portion of the assets of the **GRANTEE** without the consent of the **CITY** expressed by resolution; provided, however, that the provisions of the franchise shall not require any such consent and no consent shall be required for any transfer. By **GRANTEE** in trust or by way of mortgage or hypothecation covering all or any part of **GRANTEE'S** property which transfer, mortgage or hypothecation shall be for the purpose of renewing, extending, refunding, retiring, paying or cancelling in whole or in part any such indebtedness at any time or from time to time. Any such sale, lease, assignment, or other disposition of this franchise, whether requiring the consent of the **CITY** or otherwise, shall be evidenced by a duly executed instrument in writing filed in the office of the City Clerk, with a copy sent to the Department of Public Works within thirty (30) days after such sale, lease, assignment or other disposition.

Item 8. Faithful Performance Bond:

On or before the effective date of the ordinance granting the franchise, **GRANTEE** shall file and thereafter at all times during the life of the franchise keep on file with the City Clerk, a corporate surety bond approved by the City Attorney payable to the **CITY** in the penal sum of **FIFTY THOUSAND DOLLARS AND NO CENTS (\$50,000.00)**, with a surety to be approved by the City Attorney, conditioned that **GRANTEE** shall well and truly observe, fulfill and perform each condition of the franchise and that in case of any breach of condition of the bond, the whole amount of the penal sum shall be deemed to be liquidated damages and shall be recoverable from the principal and sureties of the bond. If said bond is not filed prior to the effective date of the ordinance granting the franchise, the award of the franchise may be set aside and the ordinance granting the franchise repealed at any time prior to the filing of said bond and any money paid inconsideration for said award of franchise shall be forfeited. In the event that said bond, after it has been so filed, shall at any time during the life of the franchise become insufficient, **GRANTEE** agrees to renew said bond, subject to the approval of the City Attorney within ten (10) days written notice to do so from the Director of Public Works.

Item 9. Acceptance:

This franchise is granted and shall be held and enjoyed only upon the terms and conditions herein contained, and the **GRANTEE** shall, within ten (10) days after the adoption of the ordinance granting said franchise, file with the City Clerk of the City of Compton, a written acceptance of such terms and conditions.

Item 10. Affirmative Action:

Throughout the term of the franchise, the **GRANTEE** shall maintain an acceptable Affirmative Action Program, which assures that job applicants are sought and employed and that employees are treated during their employment without regard to their race, color, or national origin or ancestry, sex or religion and shall file documentary evidence thereof within thirty (30) days on written demand thereof by the City Manager.

Item 11. Eminent Domain:

No franchise granted by the **CITY** shall in any way impair or affect the right of the **CITY** or of any successor in authority to acquire the property of the **GRANTEE** by purchase or condemnation, and nothing contained in such a franchise shall be construed to

contract away, modify or abridge either for a term or in perpetuity the CITY’S right of eminent domain in respect to any public utility.

Item 12. Favored Nations Clause:

If at any time during the term of this franchise **Grantee** agrees to pay a higher Base Rate to any other municipality for a franchise covering **Grantee’s** pipelines within L.A. County by means other than condemnation or court determination (exclusive of a pretrial settlement agreement), “CITY” shall receive the same Base Rate beginning on the date that the higher Base Rate was entered into with the other municipality.

Item 13. Said franchise is not and shall not be exclusive.

Section 5. That any provisions of the Compton Municipal Code or appendices thereto, or any other ordinance of the CITY inconsistent herewith, to the extent of such inconsistencies and no further, are hereby repealed.

Section 6. That if any section, subsection, sentence, clause or phrase hereof is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the ordinance. The City Council hereby declares that it would have passed this legislation and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that anyone or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

Section 7. That copies of this resolution shall be forwarded to the offices of the City Manager, City Controller, City Attorney and the Department of Public Works.

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

ADOPTED this _____ day of _____, 2010

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON

I, Alita Godwin, City Clerk of the City of Compton, hereby certify that the foregoing resolution was duly 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 _____ 2010.

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

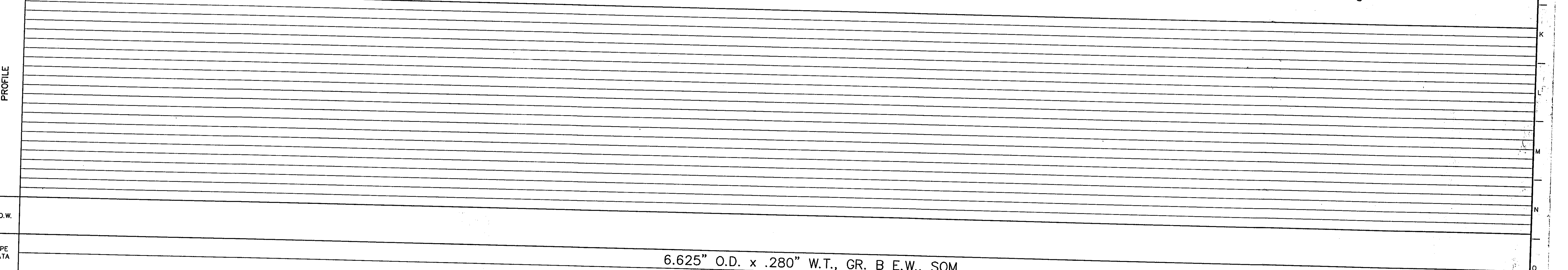
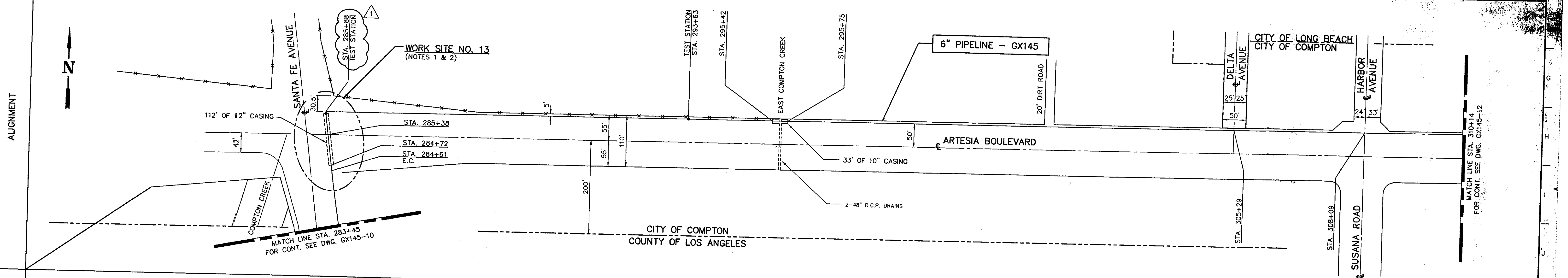
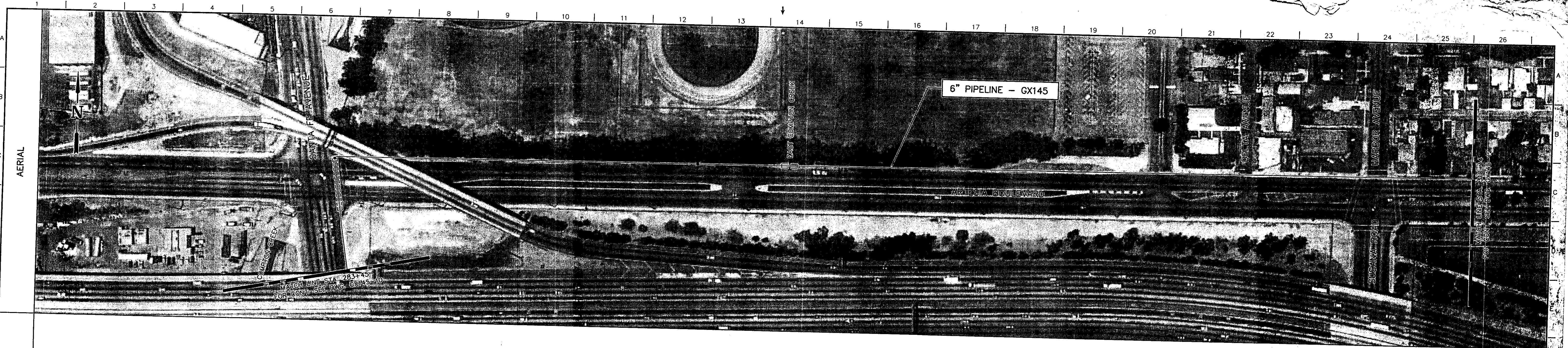
AYES: COUNCIL MEMBERS-
NOES: COUNCIL MEMBERS-
ABSENT: COUNCIL MEMBERS-
ABSTAIN: COUNCIL MEMBERS-

CITY CLERK OF THE CITY OF COMPTON

EXHIBIT A
CITY OF COMPTON
FRANCHISE ORDINANCE NO. _____
As of September 8, 2009 _____

<u>Street Occupied</u>	<u>Street</u>	<u>Stations</u>	<u>Street</u>	<u>Stations</u>	<u>Length</u>	<u>Dia.</u>	<u>Map No.</u>
Compton	San Antonio	461+13	"City Line"	457+35	378'	6"	GX-145-18
Gibson	Rose	440+34	Myrth	432+15	819'	6"	GX-145-17
Myrth	Gibson	432+15	Williams	429+59	256'	6"	GX-145-17
Lime	Alley	411+85	Alondra	408+79	306'	6"	GX-145-16
Alondra	Lime	408+79	Atlantic	405+29	350'	6"	GX-145-15
Atlantic	Alondra	405+29	Greenleaf	378+00	2729'	6"	GX-145-14
Artesia Blvd	Harbor	308+09	Santa Fe	285+88	2221'	6"	GX-145-11
Santa Fe	Artesia	285+88	South of Artesia	283+45	243'	6"	GX-145-11

Footage Total by Diameter 7,302 Feet of 6" Diameter Pipe, Paramount Petroleum Line 145



NOTES:

1. REFER TO PROJECT BOOK (JOB No. 1947) FOR INSPECTION REPORT, PHOTOS, AND WELD/C.P. TEST RESULTS.
2. GATX INSPECTED PIPE AND CASING. FARWEST TESTED CASING TO PIPE.

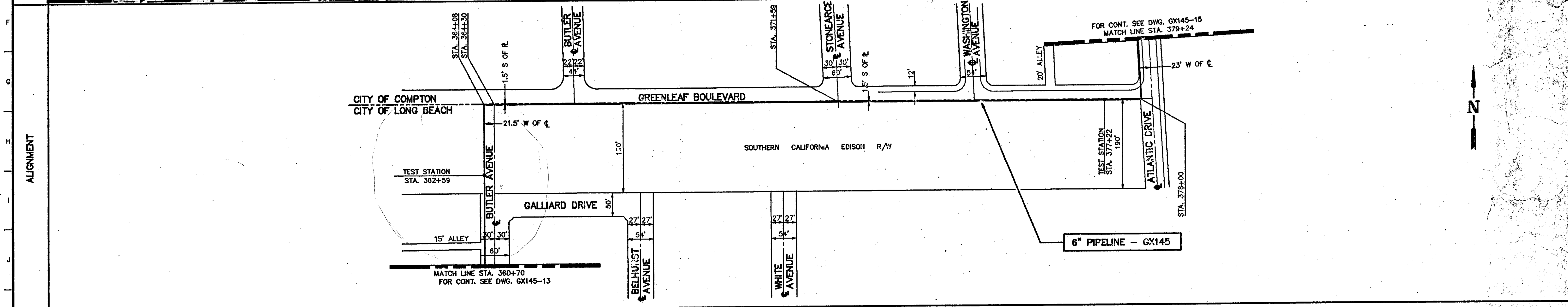
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VERT. SCALE: 1"=10'
HORIZ. SCALE: 1"=100'

SPEC SERVICES
SPEC Services, Inc.
17101 Bushard Street
Fountain Valley, CA 92708
(714) 963-8077
K:\1947\ASBUILT\GX145-11.DWG:100

REV.	DATE	BY	DESCRIPTION
1	10/07/99	SPC	INSPECT PIPE/CASING & INSTALL E.T.S.
REVISION			

DRAWN	AC	GX145 PRODUCT PIPELINE
CHECKED	CDS	PETROLEUM PIPELINE
APPROVED		ALIGNMENT SHEET
CHEF ENGR.		KINDER MORGAN
REF. DRWS.		LIQUID TERMINALS ENERGY PARTNERS, L.P.
DATE	4/02/91	DRWG. NO. GX145-11
SCALE	AS NOTED	PROJ. NO. 550
		REV. NO. 1

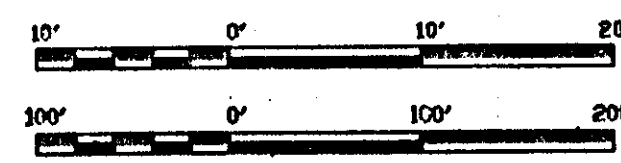


K	PROFILE	
L	PROFILE	
M		
N		
O		
P	R.O.W.	
Q		
R		
S		
T	PIPE DATA	
U		
V		
W		

6.625" O.D. x .280" W.T., GR. B E.W., SCM
INSTALLED - 1952

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VERT. SCALE:
HORIZ. SCALE:

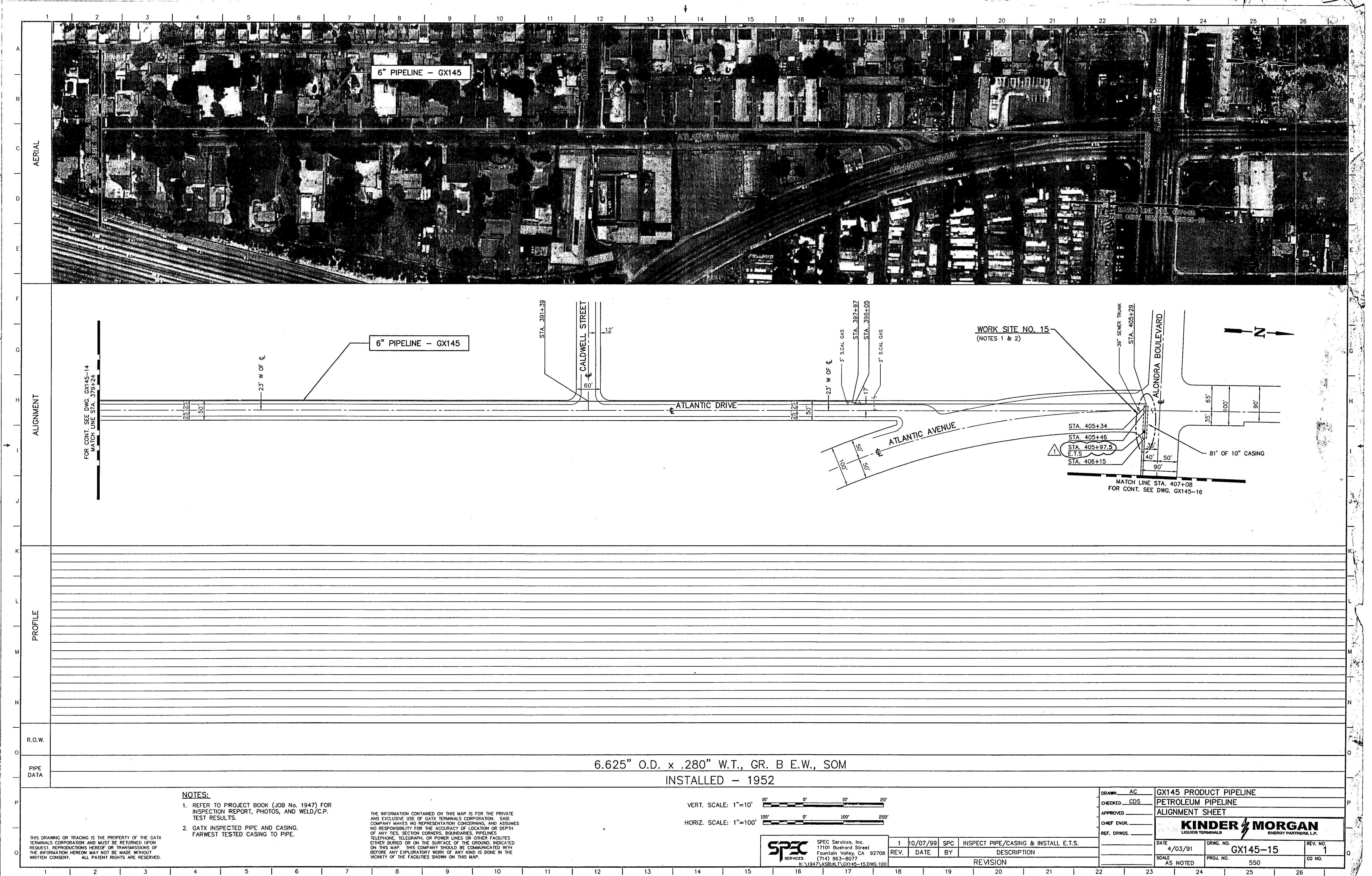


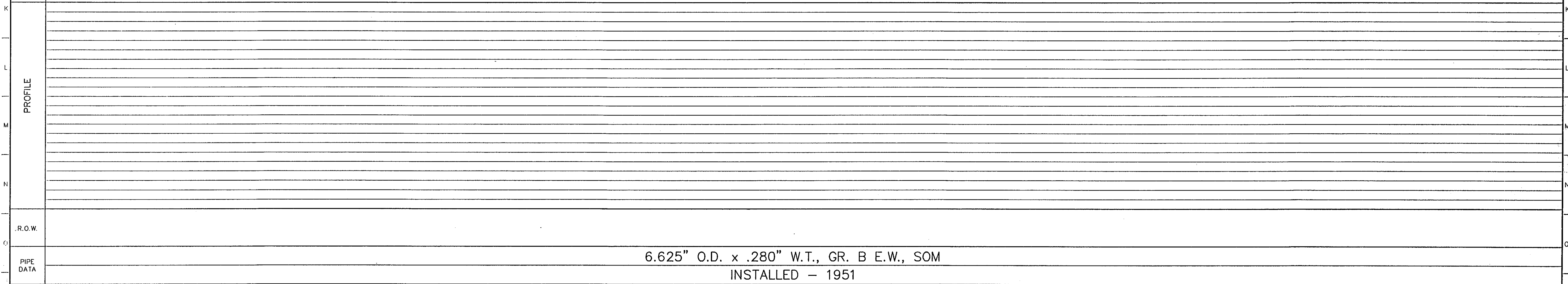
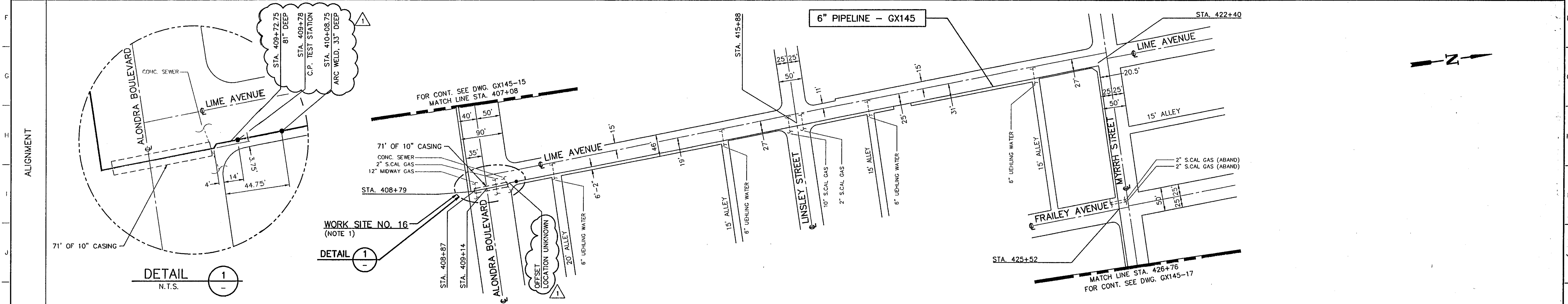
SPE SERVICES
SPEC Services, Inc.
17101 Bushard Street
Fountain Valley, CA 92708
(714) 963-8077

REV.	DATE	BY	DESCRIPTION
			REVISION

DRAWN	AC	GX145 PRODUCT PIPELINE	
CHECKED	GDS	PETROLEUM PIPELINE	
APPROVED		ALIGNMENT SHEET	
CHEF ENGR.		KINDER MORGAN	
REF. DRWS.		LIQUIDS TERMINALS ENERGY PARTNERS, L.P.	
DATE	4/03/91	DRWG. NO.	GX145-14
SCALE	AS NOTED	PROJ. NO.	550
		REV. NO.	
		CO. NO.	

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NOTES:

1. REFER TO PROJECT BOOK (JOB No. 1947) FOR INSPECTION REPORT, PHOTOS, AND WELD/C.P. TEST RESULTS.

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VERT. SCALE: 1"=10'
HORIZ. SCALE: 1"=100'

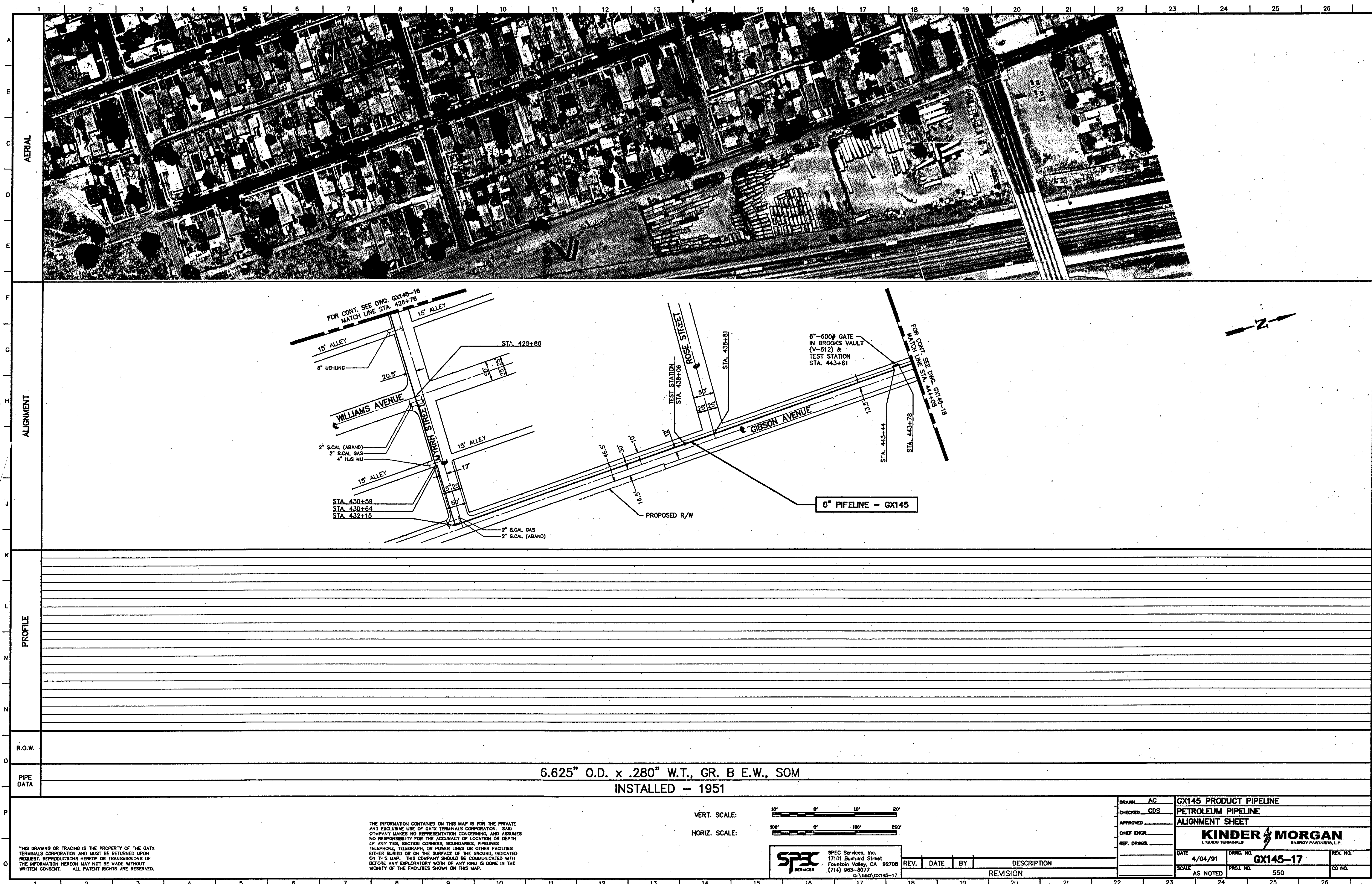
SPEC SERVICES
SPEC Services, Inc.
17101 Bushard Street
Fountain Valley, CA 92708
(714) 963-8077
K:\1947\ASBUILT\GX145-16.DWG:100

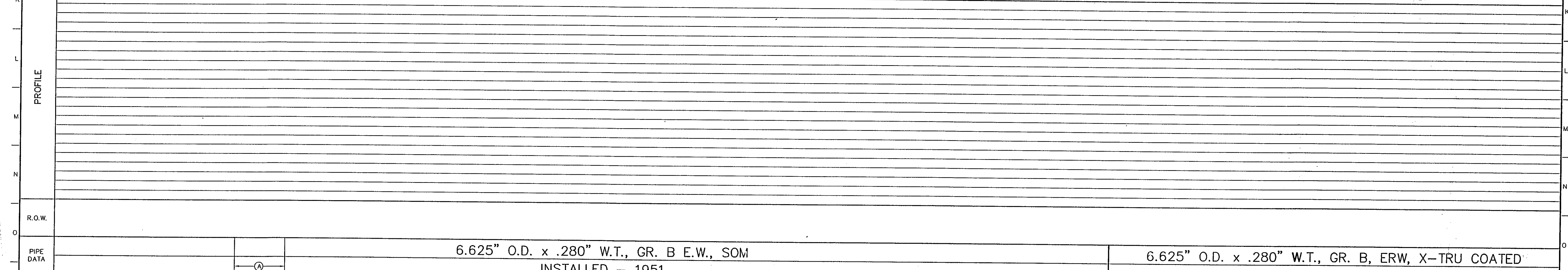
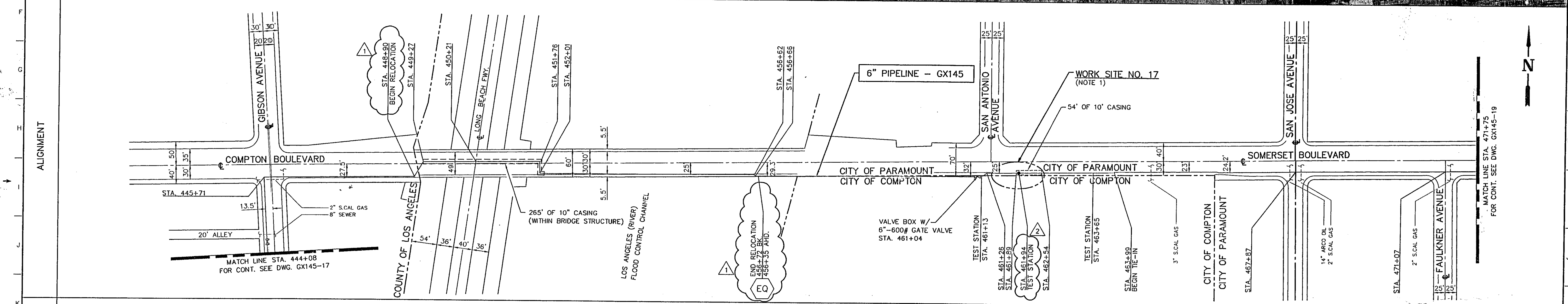
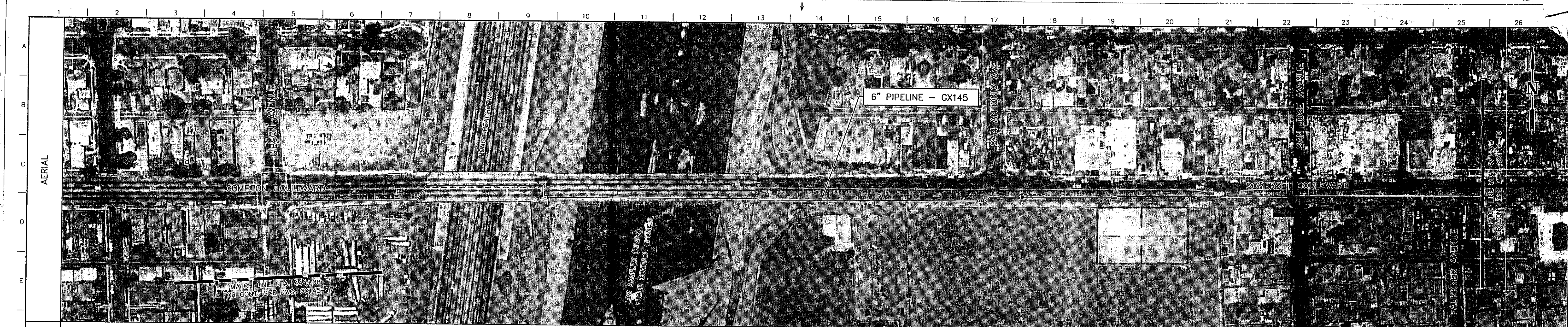
REV.	DATE	BY	DESCRIPTION
1	07/29/99	SPC	INSTALL E.T.S. & LOCATE OFFSET

DATE	DRWG. NO.	REV. NO.
4/03/91	GX145-16	1

SCALE	PROJ. NO.	CD NO.
AS NOTED	550	

KINDER MORGAN
LIQUIDS TERMINALS ENERGY PARTNERS, L.P.





NOTES:

1. REFER TO PROJECT BOOK (JOB NO. 1947) FOR INSPECTION REPORT, PHOTOS, AND WELD/C.P. TEST RESULTS.

PIPE REPLACEMENTS

NO.	DATE	FROM	TO	PIPE SPEC AND COATING
A	1995	860'	6.625" O.D. x .280" W.T., ASTM-A-53 GR. B	

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VERT. SCALE: 1"=10'

HORIZ. SCALE: 1"=100'

SPC SERVICES

SPEC Services, Inc.
17101 Bushard Street
Fountain Valley, CA 92708
(714) 963-8077
K:\1947\ASB\MLT\GX145-18.DWG 100

REV.	DATE	BY	DESCRIPTION
2	12/13/99	SPC	INSPECT PIPE/CASING & INSTALL E.T.S.
1	2/99	SPC	RELOCATION/NEW CASING AT BRIDGE
A	11/13/92	CDS	P/L RELOCATED

REVISION

KINDER MORGAN			
LIQUIDS TERMINALS ENERGY PARTNERS, L.P.			
DRAWN	AC	GX145 PRODUCT PIPELINE	
CHECKED	CDS	PETROLEUM PIPELINE	
APPROVED		ALIGNMENT SHEET	
CHIEF ENGR.			
REF. DRWGS.			
DATE	4/04/91	DRWG. NO.	GX145-18
SCALE	AS NOTED	PROJ. NO.	550
		REV. NO.	2

RESOLUTION SIGN-OFF FORM

DEPARTMENT: Public Works-Engineering

RESOLUTION TITLE: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON DECLARING ITS INTENTION TO GRANT A FRANCHISE TO PARAMOUNT PETROLEUM TO OPERATE, REPLACE AND REPAIRE CERTAIN PIPELINES AND APPURTENANCES FOR THE TRANSPORTATION OF REFINED PETROLEUM PRODUCTS IN THE CITY OF COMPTON AND PROVIDING FOR PUBLICATION OF NOTICE OF A PUBLIC HEARING THEREON

<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.

April 6, 2010

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY MANAGER

**SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON
REVISING THE LIST OF PROPOSITION 1B TRANSPORTATION
PROJECTS AND AMENDING THE FY 2009-10 ANNUAL BUDGET TO
APPROPRIATE ADDITIONAL PROPOSITION 1B FUNDS**

SUMMARY

This resolution calls for the City Council approval of a revision of the list of Proposition 1B Transportation Projects as well as amending the annual budget to appropriate additional proposition 1B funds.

BACKGROUND

In November 2006, California voters approved the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006, known as Proposition 1B (Prop 1B), which provided \$19.925 billion in bond funds for cities and counties to fund the maintenance and improvement of local transportation facilities. Project eligibility requirements are broad and are guided by subdivision (l) of Section 8879.23 of the Government Code (Chapter 12.49, Highway Safety, et. al. Funds of 2006). Disbursements may be used for *“projects that will assist in reducing local traffic congestion and further deterioration, improving traffic flows, or increasing traffic safety that may include, but not be limited to, street and highway pavement maintenance, rehabilitation, installation, construction and reconstruction of necessary associated facilities such as drainage and traffic control devices, or the maintenance, rehabilitation, installation, construction and reconstruction of facilities that expand ridership on transit systems, safety projects to reduce fatalities, or as a local match to obtain state or federal transportation funds for similar purposes.”*

Each recipient must submit to the State Department of Finance a list of projects along with cost data. Pursuant to Resolution No. 22,757, adopted on January 9, 2009, amended the list originally approved for expending FY 07-08 funds. In light of changed circumstances, this list needs to be revised further. The State has rolled FY 08-09 funding into the current fiscal year and the City of Compton is due to receive an additional amount of \$1,478,472.57. These funds need to be appropriated into the FY 2009-10 annual budgets.

STATEMENT OF THE ISSUE

Management and the Department of Public Works now feels that the list be reconfigured in light of new priorities. The new revised Proposition 1B Local Streets and Roadway Funding Expenditure Plan is shown in the table below:

PROPOSITION 1B FUNDING FY 07-08		
CIP NO.	PROJECT	COST
08-06	Northwood Ave. Reconstruction (Design)	\$100,200.00
06-14	Compton Blvd. H.E.S. (Design)	\$45,499.94
06-15	Long Beach H.E.S. Design and Construction	\$550,000.00
	Citywide Median Maintenance	\$411,692.14
	Citywide Parkway Maintenance	\$337,265.00
08-06	Northwood Ave. Reconstruction (Construction)	\$154,944.54
	Total	\$1,599,601.62

The proposed project list for the FY 09-10 allocation is shown on the table below:

PROPOSITION 1B FUNDING FY 09-10		
CIP NO.	PROJECT	COST
09-07	Oris/Winona Alley Paving	\$304,822.00
09-09	Williams Alley Paving	\$275,390.00
	Long Beach Blvd. Removal	\$60,000.00
	Elm Street Storm Drain Design and Construction	\$175,000.00
08-06	Northwood Ave. Reconstruction (Construction)	\$663,260.57
	Total	\$1,478,472.57

FINANCIAL IMPACT

With respect to the FY 07-08 funds, the revenue shall not change; the only difference is the reallocation of funds. However, for the current fiscal year, revenue and expenditures shall increase by \$1,478,473.00.

April 6, 2010
Staff Report
Page Three

RECOMMENDATION

Staff recommends the adoption of the attached resolution.

ALEX H. BEANUM, P.E.
ACTING DIRECTOR OF PUBLIC WORKS/CITY ENGINEER

CHARLES EVANS
CITY MANAGER

AHB/CE/at/daj

Attachment

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON
REVISING THE LIST OF PROPOSITION 1B TRANSPORTATION
PROJECTS AND AMENDING THE FY 2009-10 ANNUAL BUDGET TO
APPROPRIATE ADDITIONAL PROPOSITION 1B FUNDS

WHEREAS, the California State Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006, known as Proposition 1B, provided \$19.925 billion in bond funds for a variety of transportation priorities, including \$950 million in fiscal year 2007-2008, of which \$550 million is allocated to cities and \$400 million is allocated to counties; and

WHEREAS, the City of Compton has been allocated an estimated \$1,599,601.62 in Prop 1B transportation project funding for the fiscal year 2007-2008. This funding was carried over to FY 2008-2009; and

WHEREAS, in order to receive its allocation of Proposition 1B funds for its proposed transportation projects, the City Council of the City of Compton must identify these street and road projects and approve their budgets in a regular public Council meeting; and

WHEREAS, with Resolution No. 22,757, adopted on January 6, 2009, Council approved a Proposition 1B Local Street and Roads Funding Expenditure Plan; and

WHEREAS, Management and the Department of Public Works feel that said plan should be revised, in light of changing conditions; and

WHEREAS, for FY 2009-10, the City of Compton has been allotted an additional \$1,478,472.57 for which an expenditure plan must be submitted; and

WHEREAS, these funds must also be appropriated into the FY 2009-10 Annual Budgets.

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

SECTION 1. That the FY 2007-08 funds, the Proposition 1B Local Street and Roads Funding Expenditure Plan consisting of the items and amounts listed in the table hereinafter is approved:

PROPOSITION 1B FUNDING FY 07-08		
CIP NO.	PROJECT	COST
08-06	Northwood Ave. Reconstruction (Design)	\$100,200.00
06-14	Compton Blvd. H.E.S. (Design)	\$45,499.94
06-15	Long Beach H.E.S. Design and Construction	\$550,000.00
	Citywide Median Maintenance	\$411,692.14
	Citywide Parkway Maintenance	\$337,265.00
08-06	Northwood Ave. Reconstruction (Construction)	\$154,944.54
	Total	\$1,599,601.62

RESOLUTION NO. _____
PAGE TWO

SECTION 2. That the FY 2009-10 the Proposition 1B Local Street and Roads Funding Expenditure Plan consisting of the items and amounts listed in the table hereinafter is approved:

PROPOSITION 1B FUNDING FY 09-10		
CIP NO.	PROJECT	COST
09-07	Oris/Winona Alley Paving	\$304,822.00
09-09	Williams Alley Paving	\$275,390.00
	Long Beach Blvd. Removal	\$60,000.00
	Elm Street Storm Drain Design and Construction	\$175,000.00
08-06	Northwood Ave. Reconstruction (Construction)	\$663,260.57
	Total	\$1,478,472.57

SECTION 3. That the FY 2009-10 Annual Budget shall be amended and revenue and expenditures increased as follows:

<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
1521 000 000 3569	Other State Grants	\$1,478,473.00
1521 710 01B 4269	Other Contract Services	\$1,478,473.00

SECTION 4. That certified copies of this resolution shall be filed in the offices of the City Manager, City Clerk, City Controller, and the Public Works Department.

SECTION 5. That the Mayor shall sign and the City Clerk shall attest to the adoption of this resolution.

ADOPTED this _____ day of _____ 2010.

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON

RESOLUTION NO. _____
PAGE THREE

I, Alita Godwin, City Clerk of the City of Compton, California, hereby certify that the foregoing Resolution 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 _____ 2010.

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

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

CITY CLERK OF THE CITY OF COMPTON

RESOLUTION SIGN-OFF FORM

DEPARTMENT: Public Works-Engineering

RESOLUTION TITLE: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON REVISING THE LIST OF PROPOSITION 1B TRANSPORTATION PROJECTS AND AMENDING THE FY 2009-10 ANNUAL BUDGET TO APPROPRIATE ADDITIONAL PROPOSITION 1B FUNDS

Alex Be anum
DEPARTMENT MANAGER’S SIGNATURE

3/18/2010 6:17:53 PM
DATE

REVIEW / APPROVAL

Craig Cornwell
CITY ATTORNEY

3/24/2010 3:29:32 PM
DATE

Willie Norfleet
CITY CONTROLLER

3/25/2010 8:07:16 AM
DATE

Dave Hewitt
CITY MANAGER

3/24/2010 11:27:04 AM
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.

April 6, 2010

TO: MAYOR AND CITY COUNCIL

FROM: CITY MANAGER

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON TRANSFERRING FUNDS ALLOCATED WITHIN THE PARK AND RECREATION DEPARTMENT'S 2009-2010 FY BUDGET FOR HIRING (9) NINE MAINTENANCE TRAINEES TO COMPLY WITH THE YOUTH EMPLOYMENT PLAN (YEP) AND ALLOCATING THE FUNDS TO SUPPORT THE YOUTH EMPLOYMENT PLAN (YEP) IN ACCORDANCE WITH THE PROVISIONS OF THE SAFE NEIGHBORHOOD PARKS GRANT

SUMMARY

That Council should transfer the funds allocated from the Los Angeles County Safe Neighborhood Parks Grant, into the Parks and Recreation Department's 2009-2010 FY Budget. Said funds are allocated for maintenance and servicing of parks, and to identify and hire (9) nine maintenance trainees through the Youth Employment Plan (YEP). The Youth Employment Program promotes employment for at-risk youth between the ages of 14-24 in the care, upkeep and recreational programming activities of facilities funded under the Safe Neighborhood Parks Grant. The City of Compton was allocated \$96,754.10.

BACKGROUND

The Safe Neighborhood Parks Grant provided the City of Compton with funding to use for improvements for field lighting, equipment replacement and the facility expansion project. The staff recommended will be using ten (10) percent or \$96,754.10 to pay for youth employment. Based upon the YEP grant allocation, the City estimates that approximately 934 work hours are available to employ (9) nine youth based upon an estimated \$11.51 hourly wages. Youth will be assigned to work in grant funded parks. Career Link has assisted the Parks and Recreation Department in marketing, recruitment, and selection of youth to employ. Employment of youth is scheduled to start March 2010.

#8.

YEP Resolution, Page 2

FISCAL IMPACT

The Parks and Recreation Department 2009-2010 Fiscal Year Budget increased by \$1,353,756.19 through the Safe Neighborhood Parks grant. Of this amount \$96,754.10 has been allocated to fund the YEP. Therefore, \$96,754.10 should be transferred forthwith to allow for the hiring of the (9) nine maintenance trainees.

<u>From Account #</u>	<u>Description</u>	<u>To Revenue Account</u>	<u>AMOUNT</u>
2777-840-000-4249	YEP	#1001-840-000-4101	\$96,754.10

RECOMMENDATION

Staff recommends approval of the attached resolution, transferring funds already within the Parks and Recreation's 2009-2010 FY Budget to identify and hire (9) nine Maintenance Trainees through the Youth Employment Program.

HOMER POST, INTERIM DIRECTOR
PARKS, RECREATION AND SPECIAL SERVICES

CHARLES EVANS
CITY MANAGER

RESOLUTION NO. _____

A RESOULTION OF THE CITY COUNCIL OF THE CITY OF COMPTON TRANSFERING FUNDS ALLOCATED IN THE PARK AND RECREATION DEPARTMENT’S FY 2009-2010 BUDGET FOR HIRING (9) NINE MAINTENANCE TRAINEES TO COMPLY WITH THE YOUTH EMPLOYMENT PLAN (YEP) AND ALLOCATING THE FUNDS TO SUPPORT THE YEP IN ACCORDANCE WITH THE PROVISIONS OF THE SAFE NEIGHBORHOOD PARKS GRANT

WHEREAS, the Parks and Recreation Department request the hiring of (9) nine maintenance trainees to comply with the Youth Employment Plan(YEP); and

WHEREAS, the Parks and Recreation Department shall hire at-risk youth between the ages of 14-24 in the care, upkeep and recreational programming activities of facilities funded under the Safe Neighborhood Parks Grant; and

WHEREAS, the Career Link shall assist the Parks and Recreation Department in marketing, recruitment, and selection of youth to employ; and

WHEREAS, the Parks and Recreation Department has identified in FY 2009-2010 budget the funds allocated from the Safe Neighborhood Parks grant ;and

WHEREAS, \$96,754.10 of this grant has been allocated to fund the YEP and accommodate these positions.

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

SECTION 1. That the City Council of the City of Compton hereby authorizes Parks and Recreation to hire (9) maintenance labor trainees in the amount of \$96,754.10 to comply with the Youth Employment Plan (YEP).

SECTION 2. That the City council of the City of Compton hereby amend the Parks and Recreation’s FY 2009-2010 budget by transferring \$96,754.10 within the Parks and Recreation’s Fiscal Year 2009-2010 departmental budget to accommodate these (9) nine Maintenance Trainee positions.

Transfer From		Transfer To	
Account #	Description	Revenue	Account#
27777-840-000-4249	YEP	\$96,754.10	100184-0000-4101

SECTION 3. That the City Council of the City of Compton hereby amends the Parks and Recreation’s FY 2009-2010 departmental budget as follows:

ADD

Description	Amount	Account#
(1) Maintenance Trainee	\$10,750.455	100184-0000-4101
(1) Maintenance Trainee	\$10,750.455	100184-0000-4101
(1) Maintenance Trainee	\$10,750.455	100184-0000-4101
(1) Maintenance Trainee	\$10,750.455	100184-0000-4101
(1) Maintenance Trainee	\$10,750.455	100184-0000-4101

(1) Maintenance Trainee	\$10,750.455	100184-0000-4101
(1)Maintenance Trainee	\$10,750.455	100184-0000-4101
(1)Maintenance Trainee	\$10,750.455	100184-0000-4101
(1)Maintenance Trainee	\$10,750.455	100184-0000-4101
FICA	\$6,066.48	100184-0000-4180
Workers’ Compensation	\$3,608.93	100184-0000-4190
Unemployment Insurance	\$3,192.87	100184-0000-4197
CA Disability Insurance	\$1,064.29	100184-0000-4198
Medicare	\$1,422.28	100184-0000-4199

SECTION 4. That a certified copy of this resolution shall be filed in the offices of the City Manager, City Controller, city Clerk, City Attorney and the Parks, Recreation and Special Services Department.

SECTION 5. That the Mayor shall sign and the City Clerk shall attest to the adoption of the resolution.

ADOPTED this _____ day of _____ 2010.

ATTEST:

MAYOR OF THE CITY OF COMPTON

CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON

I, Alita Godwin, 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 _____ 2010.

That this 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 RESOULTION OF THE CITY COUNCIL OF THE CITY OF COMPTON TRANSFERING FUNDS ALLOCATED IN THE PARK AND RECREATION DEPARTMENT’S FY 2009-2010 BUDGET FOR HIRING (9) NINE MAINTAINE TRAINEES TO COMPLY WITH THE YOUTH EMPLOYMENT PLAN (YEP) AND ALLOCATING THE FUNDS TO SUPPORT THE YEP IN ACCORDANCE WITH THE PROVISIONS OF THE SAFE NEIGHBORHOOD PARKS GRANT

Homer Post
DEPARTMENT MANAGER’S SIGNATURE

3/8/2010 12:48:04 PM
DATE

REVIEW / APPROVAL

Ruth Rugley
CITY ATTORNEY

3/18/2010 12:35:55 PM
DATE

Willie Norfleet
CITY CONTROLLER

3/18/2010 1:21:50 PM
DATE

Dave Hewitt
CITY MANAGER

3/18/2010 10:59:31 AM
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.

WARRANT APPROVED BY COUNCIL

<u>Warrant #</u>	<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Amount</u>
185539	03/15/10	Alex H Beanum	Professional Services Rendered/Acting Director of Public Works	\$10,275.00

Requested by: Public Works

185560	03/15/10	GPRA Architecture & Engineering	Cressey-Gonzales Park Master Plan	\$41,400.00
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Requested by: City Manager

185591	03/16/10	Atkinson Andelson Loya Ruud & Romo	For Unit Bargaining	\$15,288.00
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Requested by: City Manager

185607	03/16/10	Crafco Inc	Purchase of a Permanent Asphalt Repair Agent	\$16,552.76
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Requested by: ICMS

I hereby certify that the above demands in the amount of \$83,515.76 were approved at a regular meeting of the City Council and reject _____ as of April 6, 2010.

Council Member_____
Council Member_____
City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on April 6, 2010, allowed the above demands.

Alita Godwin
City Clerk

#9.

WARRANT APPROVED BY COUNCIL

<u>Warrant #</u>	<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Amount</u>
185646	03/16/10	Moore Iacofano Goltsman, Inc	Site Review/Design Development	\$26,062.50
Requested by: City Manager				
185663	03/16/10	Water Replenishment District of Southern Cal	Assessment Fee for January	\$86,578.79

Requested by: Water Dept.

I hereby certify that the above demands in the amount of \$112,641.29 were approved at a regular meeting of the City Council and reject _____ as of April 6, 2010.

Council Member

Council Member

City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on April 6, 2010 allowed the above demands.

Alita Godwin
City Clerk

WARRANT APPROVED BY COUNCIL

<u>Warrant #</u>	<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Amount</u>
185694	03/18/10	SWRCB Accounting Office	Site Clean-Up & Permit Fee	\$27,486.80

Requested by: CRA

185675	03/18/10	Ignite Design & Advertising Inc	Photographic and Imaging Development	\$12,250.00
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Requested by: CRA

185678	03/18/10	Meyers and Nave	Javier Ortiz Matter	\$2,021.31
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Requested by: CRA

I hereby certify that the above demands in the amount of \$41,758.11 were approved at a regular meeting of the City Council and reject _____ as of April 6, 2010.

Council Member_____
Council Member_____
City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on April 6, 2010, allowed the above demand.

Alita Godwin
City Clerk

WARRANT APPROVED BY COUNCIL

<u>Warrant #</u>	<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Amount</u>
185667	03/18/10	Alex H Beanum	Professional Services Rendered/Acting Director of Public Works	\$11,400.00

Requested by: Public Works

185671	03/18/10	DMD Appraisals Ave Inc	Appraisal Services Rendered	\$13,000.00
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Requested by: CRA

185683	03/18/10	Pacific Coast Waste & Recycling	Waste Management Services	\$661,508.44
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Requested by: Water

I hereby certify that the above demands in the amount of \$685,908.44 were approved at a regular meeting of the City Council and reject _____ as of April 6, 2010.

Council Member_____
Council Member_____
City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on April 6, 2010, allowed the above demands.

Alita Godwin
City Clerk

WARRANT APPROVED BY COUNCIL

<u>Warrant #</u>	<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Amount</u>
186067	03/25/10	Image Management Systems	Professional Services Rendered for CRA	\$5,878.33
Requested by: CRA				
186070	03/25/10	MV Transportation	Maintenance of Renaissance Fixed Route Transit	\$70,758.09
Requested by: Public Works				
186072	03/25/10	Oliver Mujica	Processing of CEQA Documents	\$8,500.00
Requested by: CRA				

I hereby certify that the above demands in the amount of \$85,136.42 were approved at a regular meeting of the City Council and reject _____ as of April 6, 2010.

Council Member

Council Member

City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on April 6, 2010, allowed the above demands.

Alita Godwin
City Clerk

WARRANT APPROVED BY COUNCIL

<u>Warrant #</u>	<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Amount</u>
186088	3/25/10	Richards Watson & Gershon	Legal Services	\$24,904.30

Requested by: CRA

I hereby certify that the above demand in the amount of \$24,904.30 was approved at a regular meeting of the City Council and reject _____ as of April 6, 2010.

Council Member_____
Council Member_____
City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on April 6, 2010, allowed the above demand.

Alita Godwin
City Clerk

WARRANT APPROVED BY COUNCIL

<u>Warrant #</u>	<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Amount</u>
186129	03/29/10	Robertson Industries, Inc	Rubberized Playground Surface L.B-Fig Park	\$22,496.17

Requested by: CRA

186143	03/30/10	Alex H Beanum	Professional Services Rendered/Acting Director of Public Works	\$9,600.00
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Requested by: Public Works

I hereby certify that the above demands in the amount of \$32,096.17 were approved at a regular meeting of the City Council and reject _____ as of April 6, 2010.

Council Member_____
Council Member_____
City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on April 6, 2010, allowed the above demands.

Alita Godwin
City Clerk

WARRANT APPROVED BY COUNCIL

<u>Warrant #</u>	<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Amount</u>
186171	04/01/10	Clairemont Equipment	Payment for Rental Dump Truck	\$3,138.53

Requested by: Water

186174	04/01/10	Christopher Miller	Entertainment for Juneteenth Celebration	\$62,500.00
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Requested by: City Manager

I hereby certify that the above demands in the amount of \$65,638.53 were approved at a regular meeting of the City Council and reject _____ as of April 6, 2010.

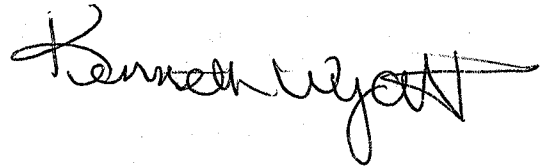
Council Member_____
Council Member_____
City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on April 6, 2010, allowed the above demand.

Alita Godwin
City Clerk

I, Kenneth Wyatt resign from Commissioner/Block Club for the City of Compton due to my work schedule I will continue to serve my city as a resident and provide any assistance to the Block Club when my work schedule permits. I would like to thank the City of Compton for giving me this opportunity.

Thank You,
Kenneth Wyatt
02/10/2010

A handwritten signature in black ink that reads "Kenneth Wyatt". The signature is written in a cursive style with a long horizontal stroke at the end.

April 6, 2010

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY MANAGER

SUBJECT: Reschedule Public Hearing for Section 108 Loan Program

The Compton City Council was scheduled to hold a Public Hearing to reprogram Section 108 Loan Funds on March 23, 2010. Due to a lack of quorum, City Council did not hold a meeting. Staff is requesting that City Council reschedule the Public Hearing for Tuesday, April 13, 2010 at 3:25 p.m.

April 6, 2010

TO: MAYOR AND CITY COUNCIL MEMBERS
FROM: CITY ATTORNEY
SUBJECT: CITY ATTORNEY REPORT/CLAIM NO. I-8320

SUMMARY

Council will consider the claim of Taffney Sanford (Claim No. I-8320), presented to the City on February 23, 2010, pursuant to Govt. Code §§ 915, 912.4(a) and 912.6(a).

BACKGROUND

On February 23, 2010, Taffney Sanford presented the above Claim to the City Controller's office for damage to her 22" rims and low profile tires which she allegedly sustained when she drove over steel plates in the street at Rosecrans Avenue and Acacia Avenue. The incident allegedly occurred between 10:00 a.m. and 11:00 a.m. on January 16, 2010.

Cases such as this typically turn on whether the City created a "dangerous condition." Property is not "dangerous" within the meaning of the statutory scheme if the property is safe when used with due care and the risk of harm is created only when foreseeable users fail to exercise due care. *Chowdhury v. City of Los Angeles* (1995) 38 Cal.App.4th 1187, 1196, 45 Cal.Rptr.2d 657. The facts of this case do not indicate that the City created a dangerous condition which caused Claimant's alleged damages.

FINANCIAL IMPACT

One Thousand Eight Hundred dollars and no cents (\$1,800.00).

RECOMMENDATION

Staff recommends that this claim be denied.

/S/
CRAIG J. CORNWELL
CITY ATTORNEY

April 6, 2010

TO: MAYOR AND CITY COUNCIL MEMBERS
FROM: CITY ATTORNEY
SUBJECT: CITY ATTORNEY REPORT/CLAIM NO. I-8323

SUMMARY

Council will consider the claim of Jose Alfredo Oliva, Jr. (Claim No. I-8323), presented to the City on March 3, 2010, pursuant to Govt. Code §§ 915, 912.4(a) and 912.6(a).

BACKGROUND

On March 3, 2010, Jose Alfredo Oliva, Jr. presented the above Claim to the City Controller's Office in an unspecified amount for injuries which he allegedly sustained when he fell down some stairs while carrying some boxes for a librarian. The incident occurred on September 9, 2009, at Enterprise Middle School.

Since the incident did not occur on City property, there is no liability.

FINANCIAL IMPACT

Unspecified.

RECOMMENDATION

Staff recommends that this claim be denied.

/S/
CRAIG J. CORNWELL
CITY ATTORNEY

April 6, 2010

TO: MAYOR AND CITY COUNCIL MEMBERS
FROM: CITY ATTORNEY
SUBJECT: CITY ATTORNEY REPORT/CLAIM NO. I-8325

SUMMARY

Council will consider the claim of Juan Carlos Garcia (Claim No. I-8325), presented to the City on March 11, 2010, pursuant to Govt. Code §§ 915, 912.4(a) and 912.6(a).

BACKGROUND

On March 11, 2010, Juan Carlos Garcia presented the above Claim to the City Controller's Office in the amount of \$1,000,000 for injuries which he allegedly sustained when he was stabbed by a third party while attending a rave in the City. The incident occurred at 12:30 a.m. on September 26, 2009.

It does not appear that the incident occurred on City property. In addition, the City is not responsible for the actions of third parties. There is no liability.

FINANCIAL IMPACT

One Million dollars. (\$1,000,000.00)

RECOMMENDATION

Staff recommends that this claim be denied.

_____/S/
CRAIG J. CORNWELL
CITY ATTORNEY

April 6, 2010

TO: MAYOR AND CITY COUNCIL MEMBERS
FROM: CITY ATTORNEY
SUBJECT: CITY ATTORNEY REPORT/CLAIM NO. 8329

SUMMARY

Council will consider the claim of Richard Clayton (Claim No. I-8329), presented to the City on March 16, 2010, pursuant to Govt. Code §§ 915, 912.4(a) and 912.6(a).

BACKGROUND

On March 16, 2010, Richard Clayton presented the above Claim to the City Controller's office for damage to his vehicle which he allegedly sustained when his vehicle ran over a pothole in the street while driving through the intersection of Reeve Street and Hillford Avenue. The incident allegedly occurred on March 6, 2010.

Cases such as this typically turn on whether the city had notice of the condition in enough time to repair the condition. There are no facts to show that the City had the requisite notice.

FINANCIAL IMPACT

Nine Hundred Twenty-Nine dollars and no cents (\$929.00).

RECOMMENDATION

Staff recommends that this claim be denied.

_____/S/
CRAIG J. CORNWELL
CITY ATTORNEY

April 6, 2010

TO: MAYOR AND CITY COUNCIL MEMBERS
FROM: CITY ATTORNEY
SUBJECT: CITY ATTORNEY REPORT/CLAIM NO. I-8333

SUMMARY

Council will consider the claim of Margarita Nunez (Claim No. I-8333), presented to the City on March 24, 2010, pursuant to Govt. Code §§ 915, 912.4(a) and 912.6(a).

BACKGROUND

On March 24, 2010, Margarita Nunez presented the above Claim to the City Controller's Office for damage to her tire, wheel and car body which she allegedly sustained when her vehicle ran over a pothole in the street while driving on Alameda Street at the 91 Freeway's underpass. The incident allegedly occurred on February 5, 2010.

Cases such as this typically turn on whether the city had notice of the condition and sufficient time to repair the condition. There are no facts to show that the city had the requisite notice.

FINANCIAL IMPACT

One Thousand Six Hundred Forty-Eight dollars and Ninety-Three cents (\$1,648.93).

RECOMMENDATION

Staff recommends that this claim be denied.

_____/S/
CRAIG J. CORNWELL
CITY ATTORNEY

April 6, 2010

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY ATTORNEY

SUBJECT: CITY ATTORNEY REPORT – APPLICATION FOR LATE CLAIM BY LORENA RIOS

SUMMARY

Council will consider the application to present a late claim by Lorena Rios, served on the City on February 25, 2010. Rios' attorney makes this application pursuant to Government Code §§ 911.4, 911.6 and 946.6.

BACKGROUND

On February 25, 2010, Lorena Rios served the City with an application to present a late claim for personal injuries she allegedly suffered when she tripped and fell over a raised portion of sidewalk. The incident allegedly occurred on November 2, 2008. Ms. Rios' attorney had filed a lawsuit against CalTrans on or about August 24, 2009. It appears that CalTrans has filed a motion for summary judgment that will be heard on April 23, 2010.

Pursuant to Government Code Section 911.2, Ms. Rios was required to file a claim for personal injury with the City not later than six months after the accrual of the cause of action. Under the Government Code, presentation of a late claim may be permitted under certain circumstances. However, the application for late claim must be made within a reasonable time, **not to exceed one year after the accrual of the cause of action**. Govt. Code § 911.4(b). In this case, the incident occurred on November 2, 2008. The application for late claim was presented on February 25, 2010, well over one year from the accrual of the cause of action. Given that the application for late claim is untimely, it must be denied.

FINANCIAL IMPACT

Nine Thousand Five Hundred dollars and no cents (\$9,500.00).

RECOMMENDATION

Staff recommends that this application for late claim be denied.

_____/S/
CRAIG J. CORNWELL
CITY ATTORNEY

