

NOTICE

The Housing Development Commission was established by Ordinance January 19, 1999 to address issues such as housing rehabilitation, regulation, and security. 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.

HOUSING DEVELOPMENT COMMISSION AGENDA Tuesday, June 08, 2010 2:30 PM

WORKSHOPS

HEARINGS

OPENING

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL

PUBLIC COMMENTS ON AGENDA AND NON-AGENDA ITEMS

APPROVAL OF MINUTES

UNFINISHED BUSINESS

NEW BUSINESS

1. A RESOLUTION OF THE HOUSING DEVELOPMENT COMMISSION OF THE CITY OF COMPTON AMENDING SECTIONS 5 AND 9 OF ARTICLE IV OF THE BY-LAWS OF THE HOUSING DEVELOPMENT COMMISSION.

COMMISSION COMMENTS

ADJOURNMENT

June 8, 2010

TO: HONORABLE CHAIRMAN AND COMMISSIONERS

FOR: EXECUTIVE SECRETARY

RE: A RESOLUTION OF THE HOUSING DEVELOPMENT COMMISSION OF THE CITY OF COMPTON AMENDING SECTIONS 5 AND 9 OF ARTICLE IV OF THE BY-LAWS OF THE HOUSING DEVELOPMENT COMMISSION.

SUMMARY

The Housing Development Commission will consider adopting a Resolution that will amend the By-Laws of the Commission so as to authorize the Housing Development Commission to "convene in joint session" with other City of Compton governing bodies meeting on the same date for purposes of receiving "Public Comments on All Agenda Items and Non-Agenda Matters." Additionally, this Resolution, if adopted, will revise the Rules of Decorum for Commission meetings enhancing its enforcement powers in an effort to reduce recurrent disruptive behavior by members of the public during the meetings.

BACKGROUND

On July 28, 2009, the Housing Development Commission adopted Resolution No. 8, which amended the Commission By-Laws to revise the order of business of Commission meetings and amended Section 9 to provide rules for the orderly conduct of Commission meetings.

STATEMENT OF ISSUE

In an effort to better serve the citizens of the City of Compton when conducting the business of the City's governing bodies so as to provide for productive meetings which give attending members of the public who wish to conduct their business and voice their opinions on matters within the jurisdiction of all of the governing bodies that are meeting, it is proposed that the Commission By-Laws be amended so as to authorize the Housing Development Commission to "convene in joint session" with other City of Compton governing bodies meeting on the same date for purposes of receiving "Public Comments on All Agenda Items and Non-Agenda Matters." Additionally, that the enforcement powers within the Rules of Decorum be enhanced so as to reduce the reoccurrence of disruptive behavior, allowing for a more productive meeting and involvement from peaceful members of the public in attendance at the meetings who wish to participate without continued disruption from members of the public whose behavior indicates a routine attendance in the spirit of disruption.

#1.

Staff Report Re Resolution of the Housing Commission
Amending Sections 5 and 9 of Article IV of the By-Laws

The attached Resolution will amend Section 5 of Article IV of the By-Laws to provide that the Housing Development Commission "may be convened in joint session with other governing bodies" for purposes of receiving public comments on agenda items and non-agenda matters. Section 9 of Article IV will also be amended to allow for the exclusion from future Commission meetings (for a period of 30 days) those individuals who persist in disturbing, disrupting or otherwise impeding the conduct of Commission meetings, even though they have been ordered to leave or have been removed from prior Commission meetings.

RECOMMENDATION

It is the recommendation of this office that the Commission adopt the attached Resolution.

CHARLES EVANS
EXECUTIVE SECRETARY

Attachments: Proposed Resolution

RESOLUTION NO. _____**A RESOLUTION OF THE HOUSING DEVELOPMENT COMMISSION AMENDING SECTIONS 5 AND 9 OF ARTICLE IV OF THE BY-LAWS OF THE HOUSING DEVELOPMENT COMMISSION**

WHEREAS, on July 28, 2009, the Housing Development Commission of the City of Compton adopted Resolution No. 8, which established an order of business of Commission meetings and rules of conduct for said meetings; and

WHEREAS, in an effort to better serve the citizens of the City of Compton when conducting the business of the City's governing bodies so as to provide for productive meetings which give attending members of the public who wish to conduct their business and voice their opinions on matters within the jurisdiction of all of the governing bodies that are meeting, there is a need to amend Section 5 (Order of Business) of Article IV of the Commission By-Laws so as to authorize the Housing Development Commission to "convene in joint session" with other City of Compton governing bodies meeting on the same date for purposes of receiving "Public Comments on All Agenda Items and Non-Agenda Matters;" and

WHEREAS, furthermore, there is a need to amend Section 9 (Rules of Decorum) of Article IV of the Commission By-Laws to enhance the enforcement powers of the Commission so as to reduce the reoccurrence of disruptive behavior, allowing for a more productive meeting and involvement from peaceful members of the public in attendance at the meetings who wish to participate without continued disruption from members of the public whose behavior indicates a routine attendance in the spirit of disruption; and

WHEREAS, the changes stated below will provide better service in conducting the business of the citizens of Compton.

NOW, THEREFORE, THE COMMISSIONERS OF THE HOUSING DEVELOPMENT COMMISSION DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. That Section 5 of Article IV of the By-Laws of the Housing Development Commission of the City of Compton is hereby amended in its entirety to read as follows:

Section 5. Order of Business. The order of business at the regular meetings of the Commission and, so far as possible, at all other meetings of the Commission, shall be essentially as follows, except as otherwise determined by the Commissioners at such meetings:

- (a) Workshops;
- (b) Call to Order;
- (c) Moment of Silence (when the first meeting);
- (d) Pledge of Allegiance (when the first meeting);
- (e) Roll Call;
- (f) Public Comments (may be convened in joint session with other governing bodies) on Agenda Items and Non-Agenda Matters (except public hearings);
- (g) Hearings;
- (h) Approval of Minutes of Previous Meetings;

- (i) Reports of Officers and Committee;
- (j) Executive Secretary Reports;
- (k) General Counsel Reports;
- (l) Treasurer's Reports;
- (m) Unfinished Business;
- (n) New Business;
- (o) Commissioner Comments;
- (p) Adjournment.

Section 2. That Section 9 (a) of Article IV of the By-Laws of the Housing Development Commission of the City of Compton is hereby amended in its entirety to read as follows:

(a) *Public Comments at Meetings.* All citizens are encouraged to appear before the Commission to present grievances, to offer suggestions for the betterment of municipal affairs and/or comment on agenda items.

1. *Agenda Items and Non-Agenda Matters.* In order that meetings may proceed in an efficient manner for the conduct of the peoples' business; the governing bodies of the City of Compton meeting may convene in joint session to receive public comments on any agenda items and/or matters within the jurisdiction of such governing bodies. Unless otherwise waived by the governing bodies meeting, the total amount of time allocated to each person wishing to address the governing bodies for public comments shall not exceed five (5) minutes. The presiding officer may limit the length of time allotted for comments due to the number of persons wishing to speak or if comments become repetitious or irrelevant.

2. *Public Hearings.* Each person (other than an applicant, owner or appellant) shall be allotted two (2) minutes in which to address the Commission during a public hearing.

Section 3. That Section 9 (b) of Article IV of the By-Laws of the Housing Development Commission of the City of Compton is hereby amended in its entirety to read as follows:

(b) *Decorum.* Meetings of the Commission shall be conducted in an orderly manner to ensure that the deliberative process of the Commission is retained at all times and the peoples' business is conducted in an efficient manner. The presiding officer of the Commission, who shall be the Chairperson, Chairperson Pro Tempore or, in their absence, another member so designated by the Commission, shall be responsible for maintaining the order and decorum of meetings.

1. *Rules of Decorum.* While any meeting of the Commission is in session, the following rules and decorum shall be observed:

(i) Commission members. The members of the Commission shall preserve order and decorum, and a member shall not by conversation or other means delay or interrupt the Commission proceedings or disturb any other member while speaking.

(ii) City Staff Member. Employees of the City shall observe the same rules of order and decorum as those which apply to the members of the Commission.

(iii) Persons Addressing the Commission. Public oral communications at meetings should not be a substitute for any item that can be handled during normal working hours of municipal government. The primary purpose of oral communications is to allow citizens the opportunity to formally communicate with the Commission as a whole on matters that cannot be handled during regular working hours of City government. Each person who addresses the Commission shall do so in an orderly manner and shall not make personal, impertinent, slanderous or profane remarks to any member of the Commission, staff or general public.

(iv) Members of the Audience. No person in the audience at a meeting shall engage in disorderly or boisterous conduct, including the utterance of loud, threatening or abusive language, whistling, stamping of feet or other acts which disturb, disrupt or otherwise impede the orderly conduct of any meeting.

2. *Addressing the Commission.* A person wishing to address the Commission regarding any item on the agenda (except for public hearings) and matters not appearing on the agenda, but within the subject matter jurisdiction of the Commission, shall submit a request on the form provided, or at the discretion of the presiding officer, seek recognition by the presiding officer. No person shall address the Commission without first being recognized by the presiding officer. The following procedure shall be observed by persons addressing the Commission:

(i) Each person shall step up to the podium provided for the use of the public and, if the speaker desires to have his or her comments recorded for public record, state his or her name and organization, if any, the speaker represents, and the agenda item(s) and/or subject matter within the jurisdiction of the Commission he or she wishes to discuss.

(ii) All comments shall be addressed to the Commission as a whole and not to any single member, unless in response to a question from said member.

(iii) No question may be asked of a member of the Commission or of the Commission staff without permission of the presiding officer.

3. *Enforcement of Decorum.* The rules of decorum set forth above shall be enforced in the following manner:

(i) Warning. Any person who disturbs, disrupts or otherwise impedes the conduct of the meeting is out of order and the presiding officer shall request that such person be orderly and comply with the applicable rules. If, after receiving a warning from the presiding officer, a person persists in disturbing, disrupting or otherwise impeding the meeting, the presiding officer shall order that person to leave the meeting and not return for the duration of the meeting. If such person does not remove himself or herself, the presiding officer may order any law enforcement officer or City Security Officer who is on duty at said meeting to remove that person from the chambers.

(ii) Exclusion. If any person has been ordered to leave or has been removed from two (2) meetings within the thirty (30) days prior to a Commission meeting, and such person thereafter disturbs, disrupts or otherwise impedes the conduct of that meeting, the presiding officer may order such person to leave that meeting and to not return to any subsequent meeting held during the next thirty (30) days. If such person does not remove himself or herself, or if such person returns to a subsequent meeting during the next thirty (30) days, the presiding officer may order any law enforcement officer or City Security Officer who is on duty at the meeting to remove such person from chambers.

(iii) Removal. Any law enforcement officer or City Security Officer who is on duty at the meeting shall carry out all lawful orders and instructions given by the presiding officer for the purpose of maintaining order and decorum at the meeting. Upon instruction of the presiding officer, it shall be the duty of the law enforcement officer or City Security Officer to remove from the meeting any person who is disturbing, disrupting or otherwise impeding the proceedings of the meeting.

(iv) Resisting Removal. Any person who resists removal may be charged with a violation of any applicable state and/or City laws.

(v) Penalty. Any person, who violates any provision of this section, shall be guilty of a misdemeanor or subject to the administrative enforcement proceedings of Section 1-7 of this Code.

(vi) Motion to Enforce. If the presiding officer fails to enforce the rules set forth above, any member of the Commission may move to require him or her to do so, and an affirmative vote of a majority of the Commission shall require him or her to do so. If the presiding officer fails to carry out the will of a majority of the Commission, the majority may designate another member of the Commission to act as presiding officer for the limited purpose of enforcing any rule of this section which it wishes to enforce.

(vii) Adjournment. If a meeting of the Commission is disturbed or disrupted in such a manner as to make infeasible or improbable the restoration of order, the meeting may be adjourned or continued by the presiding officer or a majority of the Commission, and the remaining Commission business may be considered at the next meeting.

Section 4. That a certified copy of this Resolution shall be filed in the offices of the Commission Secretary, Commission Executive Secretary, Commission Counsel, Municipal Law Enforcement Services and the Los Angeles County Sheriff's Department, Compton Station.

Section 5. That the Commission Chairman shall sign and the Commission Secretary shall attest to the adoption of this Resolution.

ADOPTED this _____ day of _____, 2010.

**CHAIRMAN OF THE HOUSING DEVELOPMENT
COMMISSION OF THE CITY OF COMPTON**

ATTEST:

**COMMISSION SECRETARY OF THE HOUSING
DEVELOPMENT COMMISSION**

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

I, Alita Godwin, Secretary of the Housing Development Commission of the City of Compton, hereby certify that the foregoing Resolution was adopted by the Commission, signed by the Chairman and attested by the Commission Secretary at a regular meeting thereof held on _____ day of _____, 2010.

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

AYES: **COMMISSIONERS—**
NOES: **COMMISSIONERS—**
ABSTAIN: **COMMISSIONERS—**
ABSENT: **COMMISSIONERS—**

**COMMISSION SECRETARY OF THE HOUSING
DEVELOPMENT COMMISSION**

RESOLUTION SIGN-OFF FORM

DEPARTMENT: City Attorney

RESOLUTION TITLE: A RESOLUTION OF THE HOUSING DEVELOPMENT COMMISSION OF THE CITY OF COMPTON AMENDING SECTIONS 5 AND 9 OF ARTICLE IV OF THE BY-LAWS OF THE HOUSING DEVELOPMENT COMMISSION.

Ruth Rugley
DEPARTMENT MANAGER’S SIGNATURE

6/2/2010 6:46:07 PM
DATE

REVIEW / APPROVAL

Craig Cornwell
CITY ATTORNEY

6/3/2010 12:59:52 PM
DATE

Willie Norfleet
CITY CONTROLLER

6/3/2010 3:09:26 PM
DATE

Dave Hewitt
CITY MANAGER

6/3/2010 8:39:14 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.