

NOTICE

The Public Finance Authority was established on November 17, 1978 through a joint powers agreement between the City of Compton and the Community Redevelopment Agency. It is a separate entity created by the two governmental entities to "Finance the acquisition of public capital improvements and to fund the working capital requirement of the public agencies that are parties to the agreement by using such financing techniques as are permitted by law." 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.

**PUBLIC FINANCE AUTHORITY
AGENDA
Tuesday, June 08, 2010
2:45 PM**

WORKSHOP(S)

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 BOARD OF DIRECTORS OF THE PUBLIC FINANCE AUTHORITY OF THE CITY OF COMPTON AMENDING SECTIONS 9 AND 12 OF ARTICLE II OF THE BY-LAWS OF THE PUBLIC FINANCE AUTHORITY.

DIRECTOR COMMENTS

ADJOURNMENT

June 8, 2010

TO: HONORABLE AUTHORITY CHAIRMAN AND DIRECTORS

FROM: AUTHORITY EXECUTIVE SECRETARY

**RE: A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
PUBLIC FINANCE AUTHORITY OF THE CITY OF COMPTON
AMENDING SECTIONS 9 AND 12 OF ARTICLE II OF THE BY-
LAWS OF THE PUBLIC FINANCE AUTHORITY.**

SUMMARY

The Public Finance Authority will consider adopting a Resolution that will amend the By-Laws of the Authority so as to authorize the Public Finance Authority 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 Authority meetings enhancing its enforcement powers in an effort to reduce recurrent disruptive behavior by members of the public during the meetings.

BACKGROUND

On July 21, 2009, the Board of Directors of the Public Finance Authority adopted Resolution No. 26, which amended the Authority By-Laws to revise the order of business of Authority meetings and added a Section 12 to provide rules for the orderly conduct of Authority 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 Authority By-Laws be amended so as to authorize the Public Finance Authority 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 member of the public in attendance at the meeting 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 Public Finance Authority
Amending Sections 9 and 12 of Article II of the By-Laws

The attached Resolution will amend Section 9 of Article II of the By-Laws to provide that the Authority “may be convened in joint session with other governing bodies” for purposes of receiving public comments on agenda items and non-agenda matters. Section 12 of Article II will be amended to allow for the exclusion from future Authority meetings (for a period of 30 days) those individuals who persist in disturbing, disrupting or otherwise impeding the conduct of Authority meetings, even though they have been ordered to leave or have been removed from prior Authority meetings.

RECOMMENDATION

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

CHARLES EVANS
AUTHORITY EXECUTIVE SECRETARY

Attachmnts: Proposed Resolution

RESOLUTION NO. _____

**A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE PUBLIC FINANCE AUTHORITY OF THE CITY OF
COMPTON AMENDING SECTIONS 9 AND 12 OF
ARTICLE II OF THE OF THE BY-LAWS OF THE PUBLIC
FINANCE AUTHORITY**

WHEREAS, on July 21, 2009, the Public Finance Authority of the City of Compton adopted Resolution No. 26, which established an order of business of Authority 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 9 (Order of Business) of Article II of the Authority By-Laws so as to authorize the Public Finance Authority 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 12 (Rules of Decorum) of Article II of the Authority By-Laws to enhance the enforcement powers of the Authority 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 BOARD OF DIRECTORS OF THE COMPTON
PUBLIC FINANCE AUTHORITY DOES HEREBY RESOLVE AS FOLLOWS:**

Section 1. That Section 9 of Article II of the Compton Public Finance Authority By-Laws is hereby amended in its entirety to read as follows:

(9) Order of Business. The order of business at the regular meetings of the Board and, so far as possible, at all other meetings of the Board, shall be essentially as follows, except as otherwise determined by the Directors at such meetings:

- (a) Workshops;
- (b) Call to Order;
- (c) Moment of Silence (when first meeting);
- (d) Pledge of Allegiance (when 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) Authority Executive Secretary Reports;
- (k) Authority General Counsel Reports;
- (l) Authority Treasurer's Reports;
- (m) Unfinished Business;
- (n) New Business;
- (o) Director Comments;
- (p) Adjournment.

Section 2. That a Section 12 (a) of Article II of the Compton Public Finance Authority By-Laws is hereby amended in its entirety to read as follows:

(a) *Public Comments at Meetings.* All citizens are encouraged to appear before the Authority 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 Authority during a public hearing.

SECTION 3. That Section 12 (b) of Article II of the By-Laws of the Public Finance Authority of the City of Compton is hereby amended in its entirety to read as follows:

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

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

(i) Authority members. The members of the Authority shall preserve order and decorum, and a member shall not by conversation or other means delay or interrupt the Authority 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 Authority.

(iii) Persons Addressing the Authority. 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 Authority as a whole on matters that cannot be handled during regular working hours of City government. Each person who addresses the Authority shall do so in an orderly manner and shall not make personal, impertinent, slanderous or profane remarks to any member of the Authority, 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 Authority.* A person wishing to address the Authority 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 Authority, 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 Authority without first being recognized by the presiding officer. The following procedure shall be observed by persons addressing the Authority:

(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 Authority he or she wishes to discuss.

(ii) All comments shall be addressed to the Authority 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 Authority or of the Authority 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 Authority 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 office 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 Authority may move to require him or her to do so, and an affirmative vote of a majority of the Authority shall require him or her to do so. If the presiding officer fails to carry out the will of a majority of the Authority, the majority may designate another member of the Authority 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 Authority 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 Authority, and the remaining Authority 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 Authority Secretary, Authority Executive Secretary, Authority Counsel, Municipal Law Enforcement Services and the Los Angeles County Sheriff's Department, Compton Station.

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

ADOPTED this _____ day of _____, 2010.

CHAIRMAN OF THE PUBLIC FINANCE AUTHORITY

ATTEST:

SECRETARY OF THE PUBLIC FINANCE AUTHORITY

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

I, Alita Godwin, Authority Secretary of the Board of Directors of the Compton Public Finance Authority, hereby certify that the foregoing Resolution was adopted by the Authority, signed by the Authority Chairman and attested by the Authority Secretary at a regular meeting thereof held on _____ day of _____, 2010.

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

AYES: DIRECTORS—
NOES: DIRECTORS—
ABSTAIN: DIRECTORS—
ABSENT: DIRECTORS—

SECRETARY OF THE PUBLIC FINANCE AUTHORITY

RESOLUTION SIGN-OFF FORM

DEPARTMENT: City Attorney

RESOLUTION TITLE: A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PUBLIC FINANCE AUTHORITY OF THE CITY OF COMPTON AMENDING SECTIONS 9 AND 12 OF ARTICLE II OF THE BY-LAWS OF THE PUBLIC FINANCE AUTHORITY.

Ruth Rugley
DEPARTMENT MANAGER’S SIGNATURE

6/2/2010 6:46:34 PM
DATE

REVIEW / APPROVAL

Ruth Rugley
CITY ATTORNEY

6/3/2010 1:01:41 PM
DATE

Willie Norfleet
CITY CONTROLLER

6/3/2010 3:10:27 PM
DATE

Dave Hewitt
CITY MANAGER

6/3/2010 8:39:34 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.