NOTICE

COMPTON CITY COUNCIL
AGENDA
Tuesday, February 08, 2011
5:45 PM

HEARING(S)

OPENING

ROLL CALL

INTRODUCTION OF SPECIAL GUESTS

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

1. January 18, 2011

REPORTS OF OFFICERS AND COMMISSIONS

WATER DEPARTMENT

2. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO AMEND THE CONTRACT FOR WATER MAIN REPLACEMENT WITH J. FLETCHER CREAMER & SON, INC. AND SPINIELLO COMPANIES FOR WORK ALONG ALONDRA BOULEVARD AND LOCAL AREA NORTH OF ALONDRA BOULEVARD AND APPROVE THE ADDITIONAL COST OF THE CONSTRUCTION TO REPLACE EXISTING DEFICIENT PIPELINE ON ALONDRA BOULEVARD FROM PANNES AVENUE TO ATLANTIC AVENUE

3. A RESOLUTON OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER ENTER INTO AN AGREEMENT WITH GENERAL PUMP AND ISSUE A PURCHASE ORDER FOR THE ANNUAL MAINTENANCE OF WATER WELLS IN THE COMPTON MUNICIAL WATER DEPARTMENT'S SYSTEM FOR THE 2010-11 FISCAL YEAR

APPROVAL OF WARRANTS

4. Warrant #196321 - Date - 2/2/11 - Name - Hosie Cooper - Description - Cleaning Services - Amount - $10,000 - Requested by: Planning

5. Warrant #196341 - Date - 2/3/11 - Name - C.H.A.N.G.E. - Description - Graffiti Removal - Amount - $8,333.32 - Requested by:Public Works
   Warrant #196350 - Date - 2/3/11 - Name - Necole Pie - Description - Technical Services for Water Department - Requested by: Water

   Total - $9,943.32

END CONSENT AGENDA

REPORTS OF OFFICERS, BOARDS, COMMISSIONS AND COMMITTEES

CITY MANAGER'S REPORT

6. REQUEST A JOINT PUBLIC HEARING TO CONSIDER A SUBSTANTIAL AMENDMENT TO THE CITY OF COMPTON’S FY 2010-2011 ANNUAL ACTION PLAN TO INCLUDE A THIRD ROUND OF FUNDING FOR THE NEIGHBORHOOD STABILIZATION PROGRAM (NSP3) **(February 22, 2011 at 5:55 p.m.)**

CITY ATTORNEY'S REPORTS

7. CLAIMS AGAINST THE CITY:

   Ravon Jones v. City of Compton (I-8392/LI0000056A)
   Preston Fulse v. City of Compton (I-8393/LI0000059A)
   Lorraine Madison v. City of Compton (I-8397/LI0000063A)

CITY TREASURER'S REPORTS

UNFINISHED BUSINESS

8. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTER II OF THE COMPTON MUNICIPAL CODE BY AMENDING SECTIONS 2-1.8 and 2-1.13 TO REVISE THE AMOUNT OF TIME ALLOTTED FOR AUDIENCE COMMENTS; AND SECTION 2-1.7 TO ADD CITY TREASURER REPORTS TO THE CONSENT AGENDA**(Second Reading)**

NEW BUSINESS

9. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON DECLARING A REVENUE SHORTFALL AND WORKFORCE REDUCTION FOR CAREERLINK FOR FISCAL YEAR 2010-2011

COUNCIL COMMENTS

ADJOURNMENT

NEXT REGULAR MEETING: Tuesday, February 15, 2011 @ 5:45 PM.

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#1.

JANUARY 18, 2011

The City Council meeting was called to order at 6:00 p.m. in the Council Chambers of City Hall by Mayor Eric Perrodin.

ROLL CALL

Council Members Present: **Calhoun, Dobson, Arceneaux, Perrodin**
Council Members Absent: **Jones**

Other Officials Present: **C. Cornwell, A. Godwin, W. Norfleet**

COMMENDATORY RESOLUTIONS/PRESENTATIONS

1. CHRISTMAS PARADE AWARDS CEREMONY **(4:00 P.M.) - Parks/Recreation (Presentation made prior to City Council meeting)**

2. **PRESENTATION:** Reginald Donald, Compton Firefighter, Firefighter of the Year - Veterans of Foreign War (VFW) - Gregory Johnson

Gregory Johnson presented a certificate of appreciation to Reginald Donald for being elected the Firefighter of the Year by his captain and peers.

Reginald Donald thanked the VFW, his fire department and the Compton community for the nomination and their support.

Mr. Johnson also presented awards of appreciation to Councilperson Calhoun and Dobson for their support at the 2010 Veteran's Stand-down Event.

PUBLIC COMMENTS ON AGENDA ITEMS AND NON-AGENDA MATTERS

Judge Kelvin Filer, Superior Court Judge at Compton Superior Court, thanked the members of the City Council for their support and prayers of encouragement during the bereavement of his father, Maxcy Filer.

Lynn Boone, Compton resident, you know under the Community Redevelopment Agency and this is my comment under the council agenda, I don’t understand. You vote on something and the information is not there. Under Number Two the questions that you asked were great, but how come you have to ask those questions? Why is it that nothing is in writing? There’s no dollar amount on that resolution, and there's nothing in writing saying what this company is going to do, what this contract is really stating, but yet and still you take the word of someone who you have known to not tell you the truth in the past. I don't understand it. But anyway, going under the agenda. Number Four, I wish that would be explained to me. I'm not going to read it, but citizens, the ones that have the pamphlet it’s regarding the benefits for the registered volunteer. You know, where does this come in as far as like registered volunteer disaster services? All of sudden this is coming up and once again, this doesn’t really show a dollar amount but we have to make a change on this. I know this is the Fire Department, but I've addressed the council's agendas in the past and I haven't found this anywhere, so I’m questioning this one. And under Number Five, as far as changing the dollar amount to this Sylvan Construction; if you actually sit up and add the differences together what we owe this company, because we didn't have enough to pay them out of this budget, and then this other charge where they say that CDBG rules mandated the expenditure of $36,000, is this an outside dollar amount, not including the $80,000 that is the difference of the dollar amount that we owe for this budget as opposed to the new budget in 2011, because that's not clear. And if it the dollar amount is different, and as far as like the financial impact to the City its $80,000 out of one account and then $11,780.49 out of the Measure R. That one I’m not completely understanding as well. And then moving on, citizens there’s a warrant on this agenda and the warrant is being addressed to R.B.W. I remember when this was being addressed a couple of months ago and it was in regards to the security of the parks. Councilperson in District Two questioned if that was the same company that you guys had voted for prior, which was the United States Security which was the Muslims that had walked for the Mayor.

#1.

You know it was just surprising to me to know what they were doing before and then all of a sudden they had cars to patrol the parks, but that was just me. But when I started questioning it a little more and delving into it, I found out that R.B.W. was our Mayor's partner driving the car, Reggie Wright. Who now, citizens, if you listen to CNN they've reopened the case regarding Biggie Smalls and they're trying to implicate him into addressing that shooting. But the reason why I'm questioning this warrant is because you guys didn't vote on it, you pulled it. You pulled that, because this Mayor was saying if that was his friend, he would bring him in through the front door and not through the back door. Now all of a sudden, I don't know what door this person is coming in, but you have a warrant here getting ready to approve that has never been voted on. When did you let the United States Security go? When two weeks ago, you had two warrants paying them in the amount of $30,000 and $33,000. It's really something wrong here with this and it needs to be addressed. Citizens, you know I just want you to start listening. I'm just asking you, please to start listening to what's being said up here and stop believing everything that you hear. Thank you.

William Kemp, Compton resident, now I wasn't expecting this, but Ms. Arceneaux I want you to look at Item Seven on the Compton City Council agenda. To read it real quick it says A Resolution of the City Council of the City of Compton Appropriating Lease Revenue Bond Funds into the Parks and Recreation and Special Services for Fiscal Year 2010-2011. Six months later. No too late Mr. Norfleet I caught you. Nope. Nope. We've been spending the money for six months already, now we want to go back and include it in the budget. June 19, 2009 when we first voted on this money. I got a copy of my statements that were read into the minutes and I said that I would follow this bond, because I knew that this eventually would be a crime. Number Seven is trying to clean up the crime. The money has already been spent. You know, today I stood for the flag out of respect for a friend who asked me to, but if you notice most of the time I don't stand, because I feel that civil rights are being violated in this place. Freedom of speech and expression is obstructed and I have an issue with that. Yesterday was Dr. King's birthday and Dr. King would have stood, so that's why I stood but for the most part, I think of all those people that died for the right to stand up, for the right to speak and express themselves only to come to Compton in the Year 2010 and have those rights taken away. Some would say that, that's a miscarriage of justice, to me I consider it even worse than that, because the people that did it to me look just like me. Now in the 1950's the NAACP came to four people: Dr. Scott, Bill Love, William T. Gray, which was my grandfather, and Maxcy Filer. At first, they wanted to remove the police department because they didn't hire black people. They wanted the Sheriff's to replace the Compton Police in the 50's, and then it was the school district that they approached. They wanted black teachers, black principals and black counselors. Well for some reason since we have that today, we feel we have come, so now black people feel vindicated in taking rights away from other black people. And it's not just black people, it's black and brown people because we all come to this mic to speak about issues in this City and I don't want to leave anyone out. We all are one. Out of many we are one. Now for no other reason, than you don't like the sound of my voice, I can't be heard on the television. I think that that's unfair to Ms. Boone who's running for the First District and others that are running against Ms. Calhoun whose voice is being heard on television. It is unequal justice Mayor Perrodin, and there has to be a remedy for that. Either you have to take those off that's sitting up there running, off TV, or put those on that are. Because see, the thing that we have now, is we have these smiling campaigns where the candidate doesn't really get to tell the people what they stand for, and the people got to find out afterwards when they start voting. Some people take voting on this police department issue very serious in this City and they want to know who voted on it. That's why I think during the election we have to have lively debates and then let the people decide. We shouldn't allow candidates to hide. Ms. Boone doesn't want to hide. She'll tell you exactly where she stands on every issue whether you're gonna help her or not, she's gonna be honest with the people. That I know for a fact. The problem we've had with no representation in this community is because people have said anything to get elected and then get up there and do what they want to do. We do not want to tolerate that in Compton anymore. We have to put an end to that and only you have the power Mayor Perrodin.

Joyce Kelly, Compton resident, dressed in an impeccable black suit with a Thurgood Marshall pin on his lapel and a tie displaying the Scales of Justice, the body of Maxcy Filer lie in regal stillness Thursday in the Compton City Council Chambers.

Staff writer Greg Millen of the Press Telegram wrote those words and those words are fit for a king, for royalty, but Maxcy Filer would not consider himself royalty. But you what? You people sitting there consider yourselves royalty, but you're not. You know, you should teach our children what the history of this community is and by doing that I believe you will not have someone who wants to destroy the community. You will have young people who will take a stake and consider this their home and want it to be better, but no, you people are too selfish. Let me give you a prime example of greed. Now take for example last year, the Chamber of Commerce gave the City Clerk's son a $1,000 scholarship. This year the same thing happened and being so greedy she didn't say take this money and give it to a child who is less fortunate, a child who doesn't have the financial assistance that my family could give them because my salary is over $150,000. You know what? You, I think in this area are the blackest combined law makers in the cities, meaning that you have no one but black people sitting there and for you black people to sit there and not recognize Martin Luther King, Jr. I'm appalled. You know what? The neighboring cities have parades at least, and what did you do? You didn't take a bus, you could've taken a couple of buses and taken a couple hundred students to the Martin Luther Kingdom Day Parade and to show them what it's all about as being in this City and living under the freedoms and liberties that Dr. Martin Luther King gave his life for. You know what? I don't even recall seeing you people in the parade. Where were you? Assemblyman Steve Bradford was there and let me give you a quote of what he said to the paper: Live the dream, not just today, everyday. Because that's what Dr. King's life was all about: giving back, social service and civil rights. You know, I sat there and heard Kofi say he's going to sell the property for what he paid for it. Give me a break, anybody in their right mind would know in this day and age, in this economy, how are you going to do that in this City called Compton? People are not fools here in this City. They're not ignorant. I told you time and time again, they're educated intelligent people. You know, we are empowered whether you know it or not. We have sense even if it's only common sense. We live here and we want you to do better in 2011, because if you don't we will. We are going to find ways to get you out. We're going to hire entities, hire government officials who are backing us, and supporting us and waiting for us to bring the laws that you are breaking and disrespecting to us, misappropriating funds. And here is another thing on this resolution Number Eleven is another way for you to organize and get more money from the tax payers. This emergency organization is nothing but a front and who does it announce as the members, nothing but you people.

The following speakers spoke in opposition to the Richland Farms preferential parking permit program because of its effects on their family and friends: Maria Ramos, Julia Rodriguez, Jorge Rodriguez, Josie and Miguel Baca.

Air Cobra Ramirez, Compton resident, stated that she is against all criminal illegal immigration. She stated that anyone who respects the laws in their country of origin will respect the laws in the United States of America. She paid her respects to all military veterans, government officials, institutions and military pilots. She stated that she loves the law and advised the City Council to doubt the sad stories of her Mexican-born brothers and sisters.

The following speakers spoke on behalf of Gerald Picken's character and dedication to the youth of the CBATS program: William Boguille, Ms. Nargett, Arthur Derrick, Coach Robert Williams, Anthony Carson, Coach Pickens, Ron Hearst, Gary Bowles, Mike Hearst, Eunice Obie.

Mayor Perrodin thanked everyone from the Richland Farms area and the supporters of the CBATS program for voicing their concerns. The Mayor indicated that there are some legal issues involved in the CBATS program that he's precluded to discuss at this time. The Mayor mentioned that he supports the CBATS program 100%.

Mayor Perrodin notified the Richland Farms residents that the preferential parking program may be revised to represent and address the concerns of residents who spoke tonight, while addressing the well-being of the entire neighborhood.

#1.

CLOSED SESSION

10. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**
Gonzalez v City of Compton, Case No. BC450494
Branscomb v City of Compton, Case No. WCAB No. ADJ366995
Perez v City of Compton, Case No.: Unassigned
Pursuant to California Government Section 54956.9

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

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

The meeting was recessed to closed session at 7:18 p.m. and reconvened at 8:44 p.m.

REPORT OUT OF CLOSED SESSION

Craig Cornwell, City Attorney, reported out that council met in closed session regarding conference with legal counsel; concerning existing litigation in regards to Gonzales versus City of Compton, Case No. BC450494; No action was taken.

2) In the case regarding Branscomb versus City of Compton, Case No. WCAB No. ADJ366995 the City Council unanimously agreed to file an appeal writ in this matter.

3) In the case regarding Perez versus City of Compton, Case No. Unassigned; No action was taken.

CONSENT AGENDA

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

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

ITEMS REMOVED FROM THE CONSENT AGENDA - Item Number Seven was removed from the Consent Agenda. Item Number Eight was removed for discussion.

APPROVAL OF MINUTES

3. December 28, 2010

CITY FIRE DEPARTMENT

4. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON RELATIVE TO WORKERS' COMPENSATION BENEFITS FOR REGISTERED VOLUNTEER "DISASTER SERVICE WORKERS" **(Resolution # 23,267)**

PUBLIC WORKS-ENGINEERING

5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE FY 2010-2011 ANNUAL BUDGET, ACCEPTING THE WORK ON THE RESIDENTIAL STREET OVERLAY PROJECT (CIP #10-10) PERFORMED BY SILVIA CONSTRUCTION, INC, SANCTIONING STAFF TO FILE NOTICE OF COMPLETION WITH LOS ANGELES COUNTY, AND AUTHORIZING THE RELEASE OF RETAINAGE **(Resolution # 23,268)**

6. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE FY 2010-2011 ANNUAL BUDGET, APPROVING A CONTRACT AMENDMENT WITH SILVIA CONSTRUCTION, INC. FOR THE ARRA PAVEMENT REHABILITATION PROJECT (CIP #09-10), AND ACCEPTING CONSTRUCTION THEREON, AND SANCTIONING STAFF TO FILE A NOTICE OF COMPLETION WITH LOS ANGELES COUNTY, AND AUTHORIZING THE RELEASE OF THE RETAINAGE FEES **(Resolution # 23,269)**

ITEMS REMOVED FROM THE CONSENT AGENDA

RECREATION DEPARTMENT

7. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROPRIATING LEASE REVENUE BOND FUNDS INTO THE PARKS, RECREATION AND SPECIAL SERVICES' FISCAL YEAR 2010-2011 CAPITAL IMPROVEMENT BUDGET **(REMOVED)**

Mayor Perrodin made comments in reference to the condition of the temporary restroom facilities at Tragnew Park and requested that they be removed and replaced with permanent facilities as soon as possible.

APPROVAL OF WARRANTS

8. **Warrant #195611** - RBW Security Services Inc. - Park Security - $30,320.00 - **Requested by:** City Manager's Office

Mayor Perrodin asked the City Attorney if this company met the requirements to operate in the City of Compton.

Councilperson Arceneaux questioned if this warrant was paying for future or previously rendered services. Mr. Norfleet stated that the warrant is authorizing payment for services rendered.

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

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

END OF THE CONSENT AGENDA

REGULAR AGENDA

CITY MANAGER'S REPORT - There were no City Manager's Reports.

CITY ATTORNEY'S REPORTS

9. **CLAIMS AGAINST THE CITY OF COMPTON**

Stephanie Fields v City of Compton - I-8385/LI0000051A
Cornell Dodds v City of Compton - I-8391/LI0000057A

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

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

#1.

UNFINISHED BUSINESS - There was no Unfinished Business.

NEW BUSINESS

11. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING SECTION 2-4 OF CHAPTER II OF THE COMPTON MUNICIPAL CODE IN ITS ENTIRETY RELATING TO EMERGENCY ORGANIZATION AND FUNCTIONS **(First Reading)**

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

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

On motion by Arceneaux, seconded by Dobson, **"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING SECTION 2-4 OF CHAPTER II OF THE COMPTON MUNICIPAL CODE IN ITS ENTIRETY RELATING TO EMERGENCY ORGANIZATION AND FUNCTIONS"** was placed on first reading by title only, by the following vote on roll call:

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

COUNCIL COMMENTS

Councilperson Dobson referenced Supervisor Mark Ridley-Thomas' "Empowerment Summit" in which he discussed the proponents to the Healthcare Bill. Ms. Dobson professed to be an avid supporter of healthcare for all people and further urged the Compton community to voice their support for the Healthcare Bill by contacting the Supervisor's office.

Councilperson Dobson made mention of the Concerned Citizens of Compton Committee meeting regarding Compton College's accreditation status. Ms. Dobson expressed her support for the administration staff there and urged the residents to continue their support of the college and their efforts to regain full accreditation.

Councilperson Dobson announced that the National Association for Equal Justice in America (NAEJA) would be hosting their "2nd Annual Valentine's Day Event" to be held on Saturday, February 12, 2011 from 6p.m. to 2 a.m. at the VFW Post 5394. Donations are $20. For additional information regarding this event, please call (310) 608-5878.

Councilperson Arceneaux requested that the meeting be adjourned in the memory of Mary Kidd.

Councilperson Arceneaux voiced her appreciation for the opinions expressed on the issue of preferential parking. Ms. Arceneaux explained that the City Council had attempted to implement the preferential parking program three years ago; however they wanted to allow the residents the opportunity to regulate themselves. Consequently this never happened. Ms. Arceneaux indicated that the residents on both sides of the issue have persisted in calling her, Latino and African American, requesting that the program be brought back.

Councilperson Arceneaux addressed Ms. Kelly comment suggesting that this appeared to be a "racial move." Ms. Arceneaux informed Ms. Kelly that she would be meeting with a Latino group next week to discuss and establish preferential parking in their neighborhood.

Councilperson Arceneaux declared that she would continue to fight and protect the agriculture zone of Richland Farms and consequently that means preferential parking permits are needed at this time to preserve the sanctity of the community.

Councilperson Arceneaux further recognized the accomplishments of Compton native Joey Davis as one of the premier wrestlers in the nation.

Councilperson Calhoun invited the Compton community to participate in the Curry Temple Missionary Baptist Church "3rd Annual Women's Missionary Prayer Breakfast" to be held on Saturday, January 29, 2011 beginning at 9 a.m. Donations are $20.00.

Councilperson Calhoun also announced that the National Association for the Advancement of Colored People (NAACP) would be hosting their "Installation of Officers and Executive Committee Members Luncheon" at Mount Pilgrim Baptist Church to be held on Saturday, January 22, 2011 beginning at 2 p.m.

Councilperson Calhoun mentioned that she had the opportunity to attend the Martin Luther King Jr. Labor Breakfast and Mary Holman's and Maxcy Filers' Homegoing Celebrations. Ms. Calhoun also mentioned that she had attended the Martin Luther King, Jr. Freedom Day parade and the Tomorrow's Aeronautical Museum's Airplane Maintenance and Clean-Up Event.

Councilperson Calhoun referenced a newspaper article citing the issues in the Compton community. Ms. Calhoun acknowledged the decrease in crime in the City of Compton, however she questioned if any of the crimes had been solved since the year 2000. Ms. Calhoun stated that these questions are frequently asked at the NAJEA (National Association for Equal Justice in America) meetings.

Councilperson Calhoun mentioned a letter from a resident stating that she was looking forward to the establishment of the Compton Police Department. Ms. Calhoun questioned why certain residents rejected the direction from the City Council, but accepted it from outside sources.

Councilperson Calhoun stated that the City's Crime Committee, NAJEA, has never received a report from the Sheriff's Department regarding crimes solved in the City of Compton. She indicated that NAJEA will still be in the City of Compton when the Compton Police Department is established. She encouraged the Compton community to participate in the NAJEA Crime Committee meetings on the first Monday of every month in the Blue Room to hear the truth about justice in the City of Compton.

Mayor Perrodin stated that there was a meeting held this past Saturday at East Compton Park to gain support for a ballot initiative to keep the Sheriff's in the City of Compton. The Mayor voiced a concern for the Sheriff's Union support of the initiative and the President of the Compton Community College Board of Trustees involvement.

Mayor Perrodin stated that he's aware of Sheriff Baca's range of power and that it is not by coincidence that there is an influx of articles in the Los Angeles Times signifying the decrease in crime in Compton and in the other surrounding cities. The Mayor stated that crime is down in Compton because of the various community programs instituted by this City Council.

Mayor Perrodin asked that the citizens examine the information provided in newspapers closely before making a determination.

Mayor Perrodin sent his condolences to the Filer family.

ADJOURNMENT

On motion by Arceneaux, seconded by Dobson, the meeting was adjourned at 9:24 p.m. in the memory of **Mary Kidd** and **Maxcy Filer**, by the following vote on roll call:

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

Clerk of the City Council **Mayor of the City Council**

February 8, 2011

TO: **MAYOR AND CITY COUNCIL**

FROM: **CITY MANAGER**

SUBJECT: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO AMEND THE CONTRACT FOR WATER MAIN REPLACEMENT WITH J. FLETCHER CREAMER & SON, INC. AND SPINIELLO COMPANIES FOR WORK ALONG ALONDRA BOULEVARD AND LOCAL AREA NORTH OF ALONDRA BOULEVARD AND APPROVE THE ADDITIONAL COST OF THE CONSTRUCTION TO REPLACE EXISTING DEFICIENT PIPELINE ON ALONDRA BOULEVARD FROM PANNES AVENUE TO ATLANTIC AVENUE**

SUMMARY

It is recommended that the City Council authorize the additional pipeline installation work to be performed by **J. Fletcher Creamer & Son, Inc. and Spiniello Companies,** while their working in that area on the capital improvement project.

BACKGROUND

On July 27, 2010, Resolution No. 23,182 authorized the City Manager to enter into a contract with J. Fletcher Creamer & Son, Inc. and Spiniello Companies for Cement Mortar Line of Existing Water Mains on Alondra Boulevard and Local Area North of Alondra Boulevard in the amount of One Million, Eight Hundred Seventy-eight Thousand, Two Hundred and Ninety-five Dollars ($1,878,295.00). A contingency in the amount of up to $187,829.50 to accommodate various changed conditions was also authorized. The total amount authorized was $2,066,124.50. The project consists of cement mortar lining of existing water main pipeline along Alondra Boulevard, from Alameda Street (East) to Atlantic Avenue and areas North of Alondra Boulevard.

During construction, staff identified the need for certain changes to the scope of work contracted out to J. Fletcher Creamer & Son, Inc. and Spiniello Companies (Contractor). Certain existing pipe was found to be further degraded than expected.

To best provide water quality, reduce discolorations, upgrade system distribution and longevity, and provide adequate fire flows and pressure in the areas served by this pipeline, it was determined that the old 4" and 6" pipe should be replaced on Alondra Boulevard from Pannes Avenue to Atlantic Avenue with a new 8" double cement lined ductile iron pipe with newvalves, fittings and connections and since the Contractor is already working in the vicinity there is no mobilization cost, therefore, it was in the City's best interest to get an estimate for this work from the company that is working in the area.

There will be a cost saving for access excavations and service reconnections at a cost reduction as well as fire hydrant relocations; these items combine for a total decrease in cost of $149,368.52. The increased cost to the contract for construction of additional 2,680 LF of new 8" double cement lined ductile iron water main with new valves, connections, excavation, sand cement slurry backfill, paving replacement, testing and disinfection is $411,934.00. The net increase in contract price is $262,565.48. This total additional net cost is considered to be cost effective and will significantly improve the effectiveness of the project.

As describe above, it is recommended that the construction contract be amended to include the construction of a new larger pipeline. The net increase to the contract price which has been negotiated is $262,565.48. Adding this amount to the contract would increase the contract total to $2,140,860.48. Upon authorization of the amendment the contingency previously authorized ($187,829.50) would remain available to cover further unforeseen field conditions. The new total amount authorized for this project would be $2,328,689.98.

The added scope of work has been incorporated into an amendment to the existing construction contract. Water Department staff has reviewed the proposed amendment and recommend approval.

STATEMENT OF THE ISSUE

All of the work can be completed within the scheduled project duration in a satisfactory manner. Staff recommends that the City Council accept the proposed additional pipeline construction, approve the proposed amendment, authorize the transfer of funds and direct the City Manager sign the necessary documents to effect this change.

FINANCIAL IMPACT

Water Department's FY 2010/11 should be amended as follows:

FROM:

ACCOUNT	DESCRIPTION	AMOUNT
5003-850-000-4294	Contingency	$262,565.48

TO:

ACCOUNT	DESCRIPTION	AMOUNT
5003-880-000-4755	Maintenance of Mains	$262,565.48

The amount of $262,565.48 (Two Hundred Sixty-two Thousand, Five Hundred Sixty-five Dollars and Forty-eight Cents) is the cost to add the new pipeline on Alondra.

RECOMMENDATION

Staff recommends the adoption of the attached resolution.

KAMBIZ SHOGHI
GENERAL MANAGER

WILLIE NORFLEET
CITY MANAGER

#2.

RESOLUTION NO. __________

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO AMEND THE CONTRACT FOR WATER MAIN REPLACEMENT WITH J. FLETCHER CREAMER & SON, INC. AND SPINIELLO COMPANIES FOR WORK ALONG ALONDRA BOULEVARD AND LOCAL AREA NORTH OF ALONDRA BOULEVARD AND APPROVE THE ADDITIONAL COST OF THE CONSTRUCTION TO REPLACE EXISTING DEFICIENT PIPELINE ON ALONDRA BOULEVARD FROM PANNES AVENUE TO ATLANTIC AVENUE

WHEREAS, on July 27, 2010 the City Council of the City of Compton adopted Resolution No. 23,182 awarding a contract to J. Fletcher Creamer & Son, Inc. and Spiniello Companies for the cement mortar lining of existing water mains on Alondra Boulevard and Local area North of Alondra Boulevard project in the amount of One Million Eight Hundred Seventy-eight Thousand, Two Hundred and Ninety-five Dollars ($1,878,295.00); and

WHEREAS, a contingency in the amount of One Hundred Eighty-seven Thousand, Eight Hundred Twenty-nine Dollars and Fifty Cents ($187,829.50) to accommodate various changed conditions was also authorized; and

WHEREAS, following construction, staff identified the need for additional improvements beyond the scope of work contracted out to J. Fletcher Creamer & Son, Inc. and Spiniello Companies in the amount of Two Hundred Sixty-two Thousand, Five Hundred Sixty-five Dollars and Forty-eight Cents ($262,565.48); and

WHEREAS, the Compton Municipal Water Department proposes the above contract amendment and seeks authorization of the funds transfer for the additional work to be completed; and

WHEREAS, the cement mortar lining of existing water mains on Alondra Boulevard and Local area North of Alondra Boulevard project is proceeding in a satisfactory manner; and

WHEREAS, staff reviewed the contract amendment costs submitted and determined that the costs of the additional work are appropriate and the contractor is in place and prepared to perform the additional work; and

WHEREAS, funds in the Water Department's Fiscal Year 2010-2011 Budget for these Water System Improvements need to be transferred as follows:

FROM:

ACCOUNT	**DESCRIPTION**	**AMOUNT**
5003-850-000-4294	Contingency	$262,565.48

TO:

ACCOUNT	**DESCRIPTION**	**AMOUNT**
5003-880-000-4755	Maintenance of Mains	$262,565.48

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 hereby approves the above described contract amendment and authorizes the City Manager to amend the contract for J. Fletcher Creamer & Son, Inc. and Spiniello Companies to incorporate the additional scope of work.

#2.

SECTION 2. That the City Manager is authorized to issue a purchase order to for J. Fletcher Creamer & Son, Inc. and Spiniello Companies in the amount of Two Hundred Sixty-two Thousand, Five Hundred Sixty-five and Forty-eight Cents ($262,565.48) for the additional scope of work on the cement mortar lining of existing water mains on Alondra Boulevard and Local area North of Alondra Boulevard project.

SECTION 3. That funds in the Water Department's Fiscal Year 2010 – 2011 will be transferred as follows:

FROM:

ACCOUNT	DESCRIPTION	AMOUNT
5003-850-000-4294	Contingency	$262,565.48

TO:

ACCOUNT	DESCRIPTION	AMOUNT
5003-880-000-4755	Maintenance of Mains	$262,565.48

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

ADOPTED this _______ day of __________________________, 2011.

____
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 signed by the Mayor and adopted by the City Council at a regular meeting thereof held on the _______ day of ______________________________2011.

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

#2.

RESOLUTION SIGN-OFF FORM

DEPARTMENT: **Water Department**

RESOLUTION TITLE: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO AMEND THE CONTRACT FOR WATER MAIN REPLACEMENT WITH J. FLETCHER CREAMER & SON, INC. AND SPINIELLO COMPANIES FOR WORK ALONG ALONDRA BOULEVARD AND LOCAL AREA NORTH OF ALONDRA BOULEVARD AND APPROVE THE ADDITIONAL COST OF THE CONSTRUCTION TO REPLACE EXISTING DEFICIENT PIPELINE ON ALONDRA BOULEVARD FROM PANNES AVENUE TO ATLANTIC AVENUE**

Kambiz Shoghi	**1/25/2011 12:57:19 PM**
DEPARTMENT MANAGER'S SIGNATURE	DATE

REVIEW / APPROVAL

Ruth Rugley	**2/2/2011 5:20:32 PM**
CITY ATTORNEY	DATE
Stephen Ajobiewe	**2/2/2011 5:06:46 PM**
CITY CONTROLLER	DATE
Dave Hewitt	**2/2/2011 4:59:15 PM**
CITY MANAGER	DATE

Use when:

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

February 8, 2011

TO: MAYOR AND COUNCIL MEMBERS

FROM: CITY MANAGER

SUBJECT: A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH GENERAL PUMP AND ISSUE A PURCHASE ORDER FOR THE ANNUAL MAINTENANCE OF WATER WELLS IN THE COMPTON MUNICIPAL WATER DEPARTMENT'S SYSTEM FOR THE 2010-11 FISCAL YEAR

SUMMARY

This resolution authorizes the City Manager to enter into an Agreement with General Pump and issue a purchase order for the Annual Maintenance of Water Wells in the Compton Municipal Water Department.

BACKGROUND

The Water Department has 7 (seven) operational wells in its system that require maintenance. Maintenance includes disconnecting all electrical wiring, motor, and repairing or placing damaged parts. The department solicited bids for an annual maintenance contract for the 2010-11 fiscal year.

STATEMENT OF THE ISSUE

The following bids were received:

VENDOR	AMOUNT
General Pump Co Inc.	**$181,600.00**
Pumpman Inc.	$205,710.00
Evans Hydro, Inc.	$224,550.00

It has determined that the bid of General Pump is the lowest bidder.

#3.

FINANCIAL IMPACT

Funds are available in the Water Department's Fiscal Year 2010-11 Budget as follows:

Account	Description	Amount
5000-850-000-4705	Maintenance of Wells	$160,000.00
5000-880-000-4756	Maintenance/Repair of Wells	$ 21,600.00

RECOMMENDATION

It is recommended that the City Council adopt the attached resolution, authorizing the City Manager to issue a purchase order to General Pump for the bid amount of One Hundred and Eighty-one Thousand, Six Hundred Dollars ($181,600.00).

KAMBIZ SHOGHI
GENERAL MANAGER

WILLIE NORFLEET
CITY MANAGER

RESOLUTON NO. ___________

A RESOLUTON OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER ENTER INTO AN AGREEMENT WITH GENERAL PUMP AND ISSUE A PURCHASE ORDER FOR THE ANNUAL MAINTENANCE OF WATER WELLS IN THE COMPTON MUNICIAL WATER DEPARTMENT'S SYSTEM FOR THE 2010-11 FISCAL YEAR

WHEREAS, the Municipal Water Department has 7 (seven) operational water wells in its system that periodically require maintenance; and

WHEREAS, maintenance includes disconnecting all electrical wiring and appurtenances necessary for removing the deep well pump, motor discharge head, oil tubing or submersible cable and all component parts necessary to repair or replace damaged parts; and

WHEREAS, when a well fails it causes the water system to lose water pressure, which could result in inadequate flow to the customers as well as for fire protection; and

WHEREAS, if a well is determined non-repairable it is scheduled for abandonment; and

WHEREAS, the department solicited bids and the results were as follows:

VENDOR	AMOUNT
General Pump Co. Inc.	**$181,600.00**
Pumpman Inc.	$205,710.00
Evans Hydro, Inc.	$224,550.00

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

SECTION 1. That the City Manager is hereby authorized to sign all necessary documents to enter into an agreement and issue a purchase order to General Pump in the amount of One Hundred and Eighty-one Thousand, Six Hundred Dollars ($181,600.00) for annual well maintenance during the Fiscal Year of 2010/2011.

SECTION 2. That funds are available in the Water Department's Fiscal Year 2010-11 Budget as follows:

Account	Description	Amount
5000-850-000-4705	Maintenance of Wells	$160,000.00
5000-880-000-4756	Maintenance/Repair of Wells	$ 21,600.00

#3.

SECTION 3. That a certified copy of this resolution shall be filed in the Offices of the City Manager, City Controller, and Municipal Water Department.

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

ADOPTED this _____ day of ________________________, 2011.

____
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 by the City Clerk at a regular meeting thereof held on the ______ day of __________________, 2011.

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:	**Water Department**
RESOLUTION TITLE:	**A RESOLUTON OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER ENTER INTO AN AGREEMENT WITH GENERAL PUMP AND ISSUE A PURCHASE ORDER FOR THE ANNUAL MAINTENANCE OF WATER WELLS IN THE COMPTON MUNICIAL WATER DEPARTMENT'S SYSTEM FOR THE 2010-11 FISCAL YEAR**

Kambiz Shoghi	**1/18/2011 9:33:13 AM**
DEPARTMENT MANAGER'S SIGNATURE	DATE

REVIEW / APPROVAL

Ruth Rugley	**2/2/2011 5:20:56 PM**
CITY ATTORNEY	DATE
Stephen Ajobiewe	**2/2/2011 5:10:23 PM**
CITY CONTROLLER	DATE
Dave Hewitt	**2/2/2011 4:59:35 PM**
CITY MANAGER	DATE

Use when:

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

WARRANTS APPROVED BY COUNCIL

Warrant #	**Date**	**Name**	**Description**	**Amount**
196321	02/02/11	Hosie Cooper	Cleaning Services	$10,000.00

Requested by: Planning

I hereby certify that the above demand in the amount of $10,000.00 was approved at a regular meeting of the City Council and reject __________________ as of February 8, 2011.

____________________ ____________________ ___________________

Council Member Council Member City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on February 8, 2011 allowed the above demand.

____

Alita Godwin
City Clerk

#5.

WARRANTS APPROVED BY COUNCIL

Warrant #	Date	Name	Description	Amount
196341	02/03/11	C.H.A.N.G.E.	Graffiti Removal	$8,333.32
			Requested by: Public Works	
196350	02/03/11	Necole Pie	Technical Services For Water Dept.	$1,610.00
			Requested by: Water	

I hereby certify that the above demands in the amount of $9,943.32 were approved at a regular meeting of the City Council and reject __________________ as of February 8, 2011.

____________________ ____________________ __________________

Council Member Council Member City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on February 8, 2011 allowed the above demands.

____

Alita Godwin
City Clerk

#6.

February 8, 2011

TO: **MAYOR AND COUNCIL MEMBERS**

FROM: **CITY MANAGER**

SUBJECT: **REQUEST A JOINT PUBLIC HEARING TO CONSIDER A SUBSTANTIAL AMENDMENT TO THE CITY OF COMPTON'S FY 2010-2011 ANNUAL ACTION PLAN TO INCLUDE A THIRD ROUND OF FUNDING FOR THE NEIGHBORHOOD STABILIZATION PROGRAM (NSP3)**

BACKGROUND

On July 21, 2010, President Obama signed into law the Dodd-Frank Wall Street Reform and Consumer Protection Act (H.R. 4173). The bill aims to promote the financial stability of the United States Included in the bill is an additional $1 billion for a third round of the Neighborhood Stabilization Program (NSP3). The Neighborhood Stabilization Program provides emergency assistance to states and local governments to acquire and redevelop foreclosed, vacant, and abandoned properties that have become blights on the community and are driving down neighboring property values. The City of Compton has participated in both NSP1 and NSP2 programs as described below.

In December of 2008 the City of Compton was awarded $3,242,281 in Neighborhood Stabilization Program (NSP1) funds. Through this grant, CRA acquired 12 properties (9 single family and 3 multi-family) totaling 20 housing units. Construction activities on these properties will commence in February 2011 and are designed as extensive rehabilitation efforts. Upon completion of the rehabilitation phase the properties will be re-sold to Low-Moderate Income First-Time Homebuyers through the re-sale program and to a Non-profit housing agency through the NSP rental program during FY 2010-11.

Additionally in 2010, the City was also awarded $5 million dollars during the Second round funding under the Neighborhood Stabilization Program (NSP2), which is being administered through Los Angeles Neighborhood Housing Services (LANHS) under a consortium agreement with various local municipalities, non-profit and for-profit agencies. The NSP2 program is in the process of acquiring and rehabilitating approximately 25 properties in the City of Compton over the next 12 months.

ANALYSIS

By participating in the third round of funding through the NSP3 Program, the Agency is furthering its efforts of eliminating blight and redeveloping these foreclosed, vacant, and abandoned properties that will stabilize the City's neighborhoods. The NSP 3 funds will also compliment the Agency's efforts to revitalize the North Downtown Specific Plan area, as the Agency has strategically focused those funds in many of the target areas are adjacent to the City Downtown Area.

#6.

SUMMARY

Staff is requesting a joint public hearing to consider a Substantial Amendment to the City of Compton's FY 2010-2011 Annual Action Plan to include funding for the Neighborhood Stabilization Program (NSP3). The funds are used to acquire and redevelop foreclosed, vacant, and abandoned properties that have become blights on the community and are driving down neighboring property values. Through the NSP3 Program, the City of Compton will be receiving a direct allocation from HUD in the amount of **$**1,436,300 to provide assistance to its residents and build upon efforts initiated through the NSP1 and NSP2 programs. Staff is recommending activities and funding from the NSP3 grant as follows:

Allocation	Description
$370,000	Acquisition Rental Program
$650,000	Acquisition Re-sale Program
$272,760	Rehabilitation Costs
$143,630	Program Administration
$1,436,300	**Total NSP3 Grant Allocation**

STATEMENT OF THE ISSUE

In accordance with the Code of Federal Regulations (CFR Section 570.441) and the City of Compton Five Year Consolidated Plan, the City must give citizens timely notice of local meetings and reasonable and timely access to local meetings, information, and records relating to the City's proposed and actual use of CDBG funds. Therefore, the Council should set a date and time to conduct a public hearing to consider Substantial Amendment to the City of Compton's FY 2010-2011 Annual Action Plan. The public hearing must be noticed for not less than 15 days in a newspaper of general circulation. The application for funding is due to HUD no later than March 1, 2011. A public notice was published in the Press Telegram announcing the public review and comment period from February 8, 2011 through February 23, 2011.

RECOMMENDATION

Staff respectfully recommends that the Council set a joint public hearing for **Tuesday, February 22, 2011 at 5:55 pm** to consider a resolution authorizing a Substantial Amendment to the City of Compton's FY 2010-2011 Annual Action Plan.

DR. KOFI SEFA-BOAKYE
DIRECTOR OF REDEVELOPMENT

WILLIE NORFLEET
CITY MANAGER

#7.

February 8, 2011

TO: **MAYOR AND CITY COUNCIL MEMBERS**

FROM: **CITY ATTORNEY**

SUBJECT: **CITY ATTORNEY REPORT/CLAIM NO. I-8392/LI0000056A**

SUMMARY

Council will consider the claim of Ravon Jones (Claim No. I-8392/LI0000056A), presented to the City on December 30, 2010 pursuant to Govt. Code §915, 912.4(a) and 912.6(a).

BACKGROUND

On December 30, 2010, the above claim was presented to the City Controller for property damage. Claimant alleges that on December 24, 2010 at 11:30 a.m., while driving north on Wilmington Boulevard near Victoria Street, his vehicle was damaged due to a pothole.

Cases such as this usually turn on whether the City had notice of the condition. There are no facts to suggest that the City had the requisite notice prior to the date of incident.

FINANCIAL IMPACT

Three Hundred Fifty Dollars and No Cents ($350.00).

RECOMMENDATION

Staff recommends that this claim be denied.

/S/

CRAIG J. CORNWELL
CITY ATTORNEY

February 8, 2011

TO: **MAYOR AND CITY COUNCIL MEMBERS**

FROM: **CITY ATTORNEY**

SUBJECT: **CITY ATTORNEY REPORT/CLAIM NO. I-8393/LI0000059A**

SUMMARY

Council will consider the claim of Preston Fulse (Claim No. I-8393/LI0000059A), presented to the City on December 27, 2010 and on January 21, 2011, pursuant to Govt. Code §915, 912.4(a) and 912.6(a).

BACKGROUND

On December 27, 2010 and January 21, 2011, the above claim was presented to the City Controller for personal injury. Claimant alleges that he was injured on July 28, 2010 at 4:00 p.m. while walking adjacent to the construction site north of Willowbrook Avenue and east of Compton Boulevard. Claimant alleges he tripped on imbalanced pavement causing injury to his leg and foot.

Based upon our review of the claim and pictures presented, there is no evidence to suggest a dangerous condition existed that would give rise to liability. An orange shaped cone, used to call attention to road work taking place for the safety of pedestrians was present in the pictures submitted by Claimant. In addition, the law requires pedestrians in a case such as this to use due care.

FINANCIAL IMPACT

Unknown at this time.

RECOMMENDATION

Staff recommends that this claim be denied.

/S/

CRAIG J. CORNWELL
CITY ATTORNEY

February 8, 2011

TO: **MAYOR AND CITY COUNCIL MEMBERS**

FROM: **CITY ATTORNEY**

SUBJECT: **CITY ATTORNEY REPORT/CLAIM NO. I-8397/LI0000063A**

SUMMARY

Council will consider the claim of Lorraine Madison (Claim No. I-8397/LI0000063A), presented to the City on December 30, 2010 pursuant to Govt. Code §915, 912.4(a) and 912.6(a).

BACKGROUND

On December 30, 2010, the above claim was presented to the City Controller for property damage. Claimant alleges that on December 29, 2010, while driving west on 135th Street, her vehicle was damaged as a result of a pothole near 135th Street and McKinley Avenue.

Staff conducted a site inspection of the alleged location of incident and did not find evidence of potholes on the side of the street which Claimant was driving on. Claimant also presented photographs and receipts of her property damage which were dated prior to the date of accident. Furthermore, cases such as this usually turn on whether the City had notice of the condition. There are no facts to suggest that the City had the requisite notice.

FINANCIAL IMPACT

One Hundred Twenty One Dollars and Ninety Eight Cents ($121.98).

RECOMMENDATION

Staff recommends that this claim be denied.

/S/

CRAIG J. CORNWELL
CITY ATTORNEY

February 8, 2011

TO: CITY MANAGER

FOR: HONORABLE MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY ATTORNEY

RE: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTER II OF THE COMPTON MUNICIPAL CODE BY AMENDING SECTIONS 2-1.8 and 2-1.13 TO REVISE THE AMOUNT OF TIME ALLOTTED FOR AUDIENCE COMMENTS; AND SECTION 2-1.7 TO ADD CITY TREASURER REPORTS TO THE CONSENT AGENDA

SUMMARY

The City Council will consider adopting an Ordinance amending Chapter II of the Compton Municipal Code by amending Sections 2-1.8 (*Audience Comments at Council Meetings*) and 2-1.13 (*Rules of Decorum for Meetings*), to revise the amount of time allotted to each person who desires to address the Council on items appearing on the agenda and matters that are within the jurisdiction of the Council from five (5) minutes to three (3) minutes, except for scheduled public hearing items. Additionally, Section 2-1.7 (*Order of Business*) will be amended to add City Treasurer Reports to the consent agenda.

BACKGROUND

The City Council of the City of Compton functions as the governing body for the City of Compton, exercising the powers, authority, jurisdiction and functions generally provided for within the City Charter and the Constitution of the State of California.

The Compton Municipal Code establishes procedures and rules governing the conduct of Council meetings, including specifying the amount of time that each person desiring to address the Council shall have to speak.

#8.

STATEMENT OF ISSUE

While all citizens are encouraged to appear before the Council to present grievances, offer suggestions for the betterment of municipal affairs or comment on agenda items, meetings of the Council should be conducted in a manner that is effective, efficient and conducive to the orderly and expedite conduct of the peoples' business.

In an effort to provide more citizens with the opportunity to address the legislative body of the City Council on those matters that appear on the agenda or otherwise are within the jurisdiction of the Council, it is proposed that the audience comment time allotted to each person desiring to address the Council be revised from five (5) minutes to three (3) minutes each person, unless the presiding officer grants further time.

RECOMMENDATION

It is the recommendation of staff that the City Council adopt the attached Ordinance, which will amend Chapter II of the Compton Municipal Code by amending Sections 2-1.8 (*Audience Comments at Council Meetings*) and 2-1.13 (*Rules of Decorum for Meetings*), to revise the amount of time allotted to each person who desires to address the Council on items appearing on the agenda and matters that are within the jurisdiction of the Council, and Section 2-1.7 (*Order of Business*) to add City Treasurer Reports to the consent agenda.

____

CRAIG J. CORNWELL
CITY ATTORNEY

____

WILLIE NORFLEET
CITY MANAGER

Attachmts: Proposed Ordinance
CJC:WN:RAR:rar

ORDINANCE NO. __________

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING CHAPTER II OF THE COMPTON MUNICIPAL CODE BY AMENDING SECTIONS 2-1.8 and 2-1.13 TO REVISE THE AMOUNT OF TIME ALLOTTED FOR AUDIENCE COMMENTS; AND SECTION 2-1.7 TO ADD CITY TREASURER REPORTS TO THE CONSENT AGENDA

WHEREAS, the City Council desires that City Council meetings proceed orderly and efficiently; and

WHEREAS, the City Council seeks to revise the amount of time allotted an audience member to address the Council so as to provide more citizens with the opportunity to speak; and

WHEREAS, the changes stated below will provide better service to the citizens of Compton.

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

Section 1. That Section 2-1.7 (j)(3) (Order of Business) of the Compton Municipal Code is amended to read as follows:

2-1.7 **Order of Business.**

j. *Consent Agenda.*

3. City Manager/City Attorney/City Treasurer reports;

Section 2. That Section 2-1.8 (a) (Audience Comments at Council Meetings) of the Compton Municipal Code is amended to read as follows:

2-1.8 **Audience Comments at Council Meetings.**

a. *Agenda Items and Non-Agenda Matters.* Each person shall be allotted three (3) minutes in which to address the City Council on any item(s) appearing on the agenda and matters that are within the jurisdiction of the Council but do not appear on the agenda. This shall be the only opportunity for public comment except for scheduled public hearing items.

Section 3. That Section 2-1.13 (c)(2) (Rules of Decorum for Meetings) of the Compton Municipal Code is amended to read as follows:

2-1.13 **Rules of Decorum for Meetings.**

c. *Addressing the Council.*

2. Each person shall limit his or her comments to three (3) minutes [two (2) minutes for public hearings), unless the presiding officer grants further time.

Section 4. That if any provision of this Ordinance is determined by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such invalidity shall not affect the remaining provision of this Ordinance which can be implemented without the invalid provisions, and, to this end, the provisions of this Ordinance are declared to be severable.

Section 5. That a copy of this Ordinance shall be filed in the offices of the City Clerk, City Manager, City Attorney, Municipal Law Enforcement Services and the Los Angeles County Sheriff's Department, Compton Station.

Section 6. That this Ordinance shall take effect thirty (30) days after its adoption.

Section 7. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Ordinance and shall cause the same to be published as required by law.

ADOPTED this ______ day of ________________, 2011.

____
MAYOR OF THE CITY OF COMPTON

ATTEST:

____
CITY CLERK OF THE CITY OF COMPTON

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

I, Alita Godwin, City Clerk of the City of Compton, hereby certify that the foregoing Ordinance was adopted by the City Council, signed by the Mayor and attested by the City Clerk at a regular meeting thereof held on __________ day of ____________________, 2011.

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

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

____
CITY CLERK OF THE CITY OF COMPTON

February 8, 2011

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY MANAGER

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON DECLARING A REVENUE SHORTFALL AND WORKFORCE REDUCTION FOR CAREERLINK FOR FISCAL YEAR 2010-2011

SUMMARY

This Resolution is declaring a Revenue Shortfall and Workforce Reduction for CareerLink for Fiscal Year 2010-2011.

BACKGROUND

On November 2009, CareerLink was notified that it was unsuccessful in a Request for Proposal process and the WIA Adult and Dislocated Worker programs for the Compton Area were being recommended for award to another agency. CareerLink's appeal to the LA County Board of Supervisors was also unsuccessful and the WIA Adult and Dislocated contracts were terminated on March 2010. This loss represented two-thirds of the department's funding. During the City's FY 2010-2011 budget preparation, CareerLink only budgeted the existing contracts which included all current staff on board. This resulted in CareerLink budgeting staff for three months only. In May 2010, CareerLink was awarded an additionally Summer Youth contract which assisted in maintaining the staff for a few months more.

STATEMENT OF THE ISSUE

All CareerLink LA County contracts have a 30% limit regarding how much can be charged for Personnel cost. CareerLink currently have two (2) youth contracts. The CareerLink department is faced with the challenge of having reached its Personnel capacity contractually and can no longer charge Personnel costs to its County contracts. However, there are monies available to provide direct clients services, i.e., pay for youth participants to attend vocational training schools, pay for youth work experience wages, and collaborate with local businesses for youth on-the-job training services with the expectation of unsubsidized job placement.

Therefore, the current workforce at CareerLink will no longer have revenue to continue to pay employee salaries. As a result of the revenue shortage, a workforce reduction will occur.

#9.

FINANCIAL IMPACT

Over the past few years, contracts and revenue to the CareerLink has declined. For Fiscal Year 2008-2009 and 2009-2019, the City assisted CareerLink by providing an estimate of $580,000 in General Fund Revenue for subsidy support. Currently, the City's General Fund does not have the reserve available to subsidize the CareerLink for Fiscal Year 2010-2011. The CareerLink's revenue shortfall was due to the loss of contracts resulted in the loss of two-thirds of the department's revenue. CareerLink currently has two contracts in progress without the ability to fund staff to manage the contracts to end of Fiscal Year 2010-2011. Due to the funding shortfall, the current participants must be returned to the County of Los Angeles for administration.

The following is a list of CareerLink department's current and past LA County contracts for FY 2010-2011:

CONTRACT	AMOUNT	PERFORMANCE PERIOD	END DATE
WIA Adult Program	$519,612	July 1, 2009- March 31, 2010	March 31, 2010
WIA ARRA Adult Program	$307,188	July 1, 2009- March 31, 2010	March 31, 2010
WIA Dislocated Worker Program	$233,124	July 1, 2009- March 31, 2010	March 31, 2010
WIA ARRA Dislocated Worker Program	$332,724	July 1, 2009- March 31, 2010	March 31, 2010
TANF ECF Summer Youth Program	$1,053,000	May 2010–September 2010	September 30, 2010
WIA Formula Youth Program *	$612,649	July 1, 2009-September 30, 2010	September 30, 2010
WIA ARRA Year Round Youth Program	**$140,081**	**July 1, 2010- June 30, 2011**	**June 30, 2011**
WIA Formula Youth Program	**$609,567**	**July 1, 2010- June 30, 2011**	**June 30, 2011**

RECOMMENDATIONS

It is recommended that the City Council of the City of Compton adopt the attached Resolution declaring a revenue shortfall and workforce reduction for CareerLink for Fiscal Year 2010-2011.

WILLIE NORFLEET
CITY MANAGER

#9.

RESOLUTION NO.____________

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON DECLARING A REVENUE SHORTFALL AND WORKFORCE REDUCTION FOR CAREERLINK FOR FISCAL YEAR 2010-2011

WHEREAS, the CareerLink Department is experiencing budget shortfalls and is in jeopardy of completing its contractual obligations with LA County Community and Senior Services for FY 2010-2011; and

WHEREAS, on November 2009, CareerLink was notified that it was unsuccessful in a Request for Proposal process and the WIA Adult and Dislocated Worker programs for the Compton Area were being recommended for award to another agency; and

WHEREAS, CareerLink's appeal to the LA County Board of Supervisors was also unsuccessful and the WIA Adult and Dislocated contracts were terminated on March 2010; and

WHEREAS, the revenue shortfall was due to the loss of contracts resulted in the loss of two-thirds of the department's revenue; and

WHEREAS, CareerLink currently has two contracts in progress without the ability to fund staff to manage the contracts to end of Fiscal Year 2010-2011; and

WHEREAS, because of the funding shortfall, the current participants must be returned to the County of Los Angeles for administration; and

WHEREAS, over the past few years, CareerLink's revenue has declined, and the City has assisted in Fiscal Year 2008-2009 and 2009-2010 by subsidizing the program with a estimate of $580,000.00 of General Fund Revenue; and

WHEREAS, the City's General Fund does not have the reserve available to subsidize the CareerLink for Fiscal Year 2010-2011.

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

SECTION 1. That it is the opinion of the City Council of the City of Compton that a reduction in staff is necessary to keep the City solvent.

SECTION 2. That the City Manager is authorized to reduce the City's workforce.

SECTION 3. That the City Manager is hereby authorized to declare a workforce reduction due to revenue shortfall to the Careerlink in accordance with the Personnel Rule 8 and City Charter Section 1107.

SECTION 4. That a copy of this resolution shall be distributed to the offices of the City Clerk, City Manager and the City Controller's Office.

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

ADOPTED this _________day of ___________, 2011.

#9.

RESOLUTION NO.____________
PAGE TWO

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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 by the City Clerk at a regular meeting thereof held on the _______ day of _____________, 2011.

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

AYES: COUNCIL MEMBERS–
NOES: COUNCIL MEMBERS–
ABSENT: COUNCIL MEMBERS–
ABSTAINS: COUNCIL MEMBERS–

____
CITY CLERK OF THE CITY OF COMPTON