NOTICE

COMPTON CITY COUNCIL
AGENDA
Tuesday, April 26, 2011
5:45 PM

WORKSHOP(S)

BUDGET WORKSHOP - APRIL 28, 2011 AT 5:30 P.M., COMMUNITY MEETING ROOM

HEARING(S)

OPENING

ROLL CALL

INTRODUCTION OF SPECIAL GUESTS

COMMENDATORY RESOLUTIONS/PRESENTATIONS

1. **POWER POINT PRESENTATION** - Dennis Lord, Public Affairs Manager, Southern California Gas Company (Emergency Preparedness Procedures)

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

2. April 12, 2011

REPORTS OF OFFICERS AND COMMISSIONS

MUNICIPAL LAW ENFORCEMENT SERVICES

3. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE MUNICIPAL LAW ENFORCEMENT SERVICES DEPARTMENT'S 2010-2011 FISCAL YEAR BUDGET, TRANSFERRING FUNDS BETWEEN ACCOUNTS

PUBLIC WORKS-ENGINEERING

4. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING AN EXTENSION OF AGREEMENT NO. 06-223-554-0 WITH THE STATE WATER RESOURCES CONTROL BOARD FOR CONSTRUCTING THE ALAMEDA GATEWAY STORM WATER TREATMENT IMPROVEMENTS (CIP #07-12)

5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING THE PAYMENT OF MV TRANSPORTATION, INC FOR THE OPERATION AND MAINTENANCE OF THE COMPTON RENAISSANCE FIXED ROUTE TRANSIT SYSTEM

WATER DEPARTMENT

6. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO APPROVE A CHANGE ORDER FOR SPIESS CONSTRUTION CO, INC. FOR ADDITIONAL WORK PERFORMED ON THE REHABILITATION OF FOUR 3-MILLION GALLON WATER STORAGE TANKS

APPROVAL OF WARRANTS

7. Warrant #198688 - Date - 4/21/2011 - Name - Administrative Services Co-Op - Description - Dial-A-Taxi Services for Senior Citizens and Disabled Persons - Amount - $11,094.75 - Requested by: Recreation

   Warrant #198689 - Date - 4/21/2011 - Name - C.H.A.N.G.E. - Description - Graffiti Removal Services - Amount - $7,500.00 - Requested by: Public Works

   Total Amount - $18,594.75

END CONSENT AGENDA

REPORTS OF OFFICERS, BOARDS, COMMISSIONS AND COMMITTEES

CITY MANAGER'S REPORT

8. REQUEST TO SCHEDULE THE 2011 FIREWORKS HEARING
(May 24, 2011 at 5:55 p.m.)

CITY ATTORNEY'S REPORTS

9. CLAIMS AGAINST THE CITY:

Elena Hernandez v. City of Compton (I-8413/LI0000087A)
Nancy Lopez v. City of Compton (I-8420/LI0000095A)

CITY TREASURER'S REPORTS

UNFINISHED BUSINESS

NEW BUSINESS

10. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON ADOPTING THE UPDATE TO THE 2005 NATURAL HAZARDS MITIGATION PLAN

COUNCIL COMMENTS

ADJOURNMENT

NEXT REGULAR MEETING: Tuesday, May 03, 2011 @ 5:45 PM.

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

APRIL 12, 2011

The City Council meeting was called to order at 6:06 p.m. in the Council Chambers of City Hall by Mayor Eric Perrodin.

ROLL CALL

Council Members Present: **Calhoun, Dobson, Arceneaux, Jones, Perrodin**
Council Members Absent: **None**

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

BUDGET WORKSHOP- APRIL 14, 2011 AT 5:30 P.M., COMMUNITY MEETING ROOM

PUBLIC COMMENTS ON AGENDA ITEMS AND NON-AGENDA MATTERS

Jurline Redeaux, New Impression, Long Beach California, thanked the City Council for their proclamation and support last year concerning her organization's "Annual Diabetes Day Event." She invited the City Council and the citizens of Compton to participate in the "Annual Diabetes Awareness Walk" to be held on Saturday, April 23, 2011 beginning at Compton High School. The walk will begin at 8 a.m.

Councilperson Dobson commended Ms. Redeaux for her dedication to this worthy cause and encouraged the entire Compton community to take advantage of this opportunity.

Councilperson Arceneaux commented on the health benefits of exercise and thanked Ms. Redeaux for bringing awareness to this destructive disease.

Bishop L. J. Guillory, former Compton resident, mentioned an incident, in which he met a messianic law enforcement officer in Oklahoma that had previously visited the City of Compton with his mother-in-law. He stated that he remembers when Filer and Tucker were on the City Council and when the Sears building was transformed into the Compton Swapmeet. He suggested that it was customary for "family" to disagree with each other and implored the City Council to get along, in light of the tough economic times in the entire nation.

Carolyn Stokes, Compton resident, asked the City Council to rescind the 2009 vote to establish the Compton Police Department. She suggested that this was an election ploy by Councilperson Calhoun and that once the election was over, she would support the police department again. She spoke in opposition to a law firm that was hired to disband the unions and asked that the City consider eliminating its contract and temporary employees instead.

William Kemp, Compton resident, referenced the City's retirement and health insurance accounts and claimed that the residents were not supposed to be paying for the City's health insurance. He mentioned an article in the Compton Bulletin that implicated an endorsement by the Sheriff's Department. He stated that after researching that article, he discovered that the Sheriff's Department supports all elected officials, but endorses no one. He also mentioned another discussion regarding the Senior Center, the parking lot structure, Tyrone Freeman and the documents he tried to present to Councilperson Arceneaux. He suggested that it was time for a change and expressed his support for Lynn Boone for City Council.

Lynn Boone, Compton resident, referenced Item Number Five; a proposal to transfer funds between accounts to provide specialized legal expertise and entering into a legal retainer agreement Nielsen Merksamer. She asked the City Council to address this item because it proposes a change in the lay-off process. She also asked that they have compassion on the City employees and noted that the Fire Department did not receive any new equipment. She accused the City Manager of not telling the truth and demanded that he release the true accounting information to the City Council. She pleaded with the City Council to get a real City Manager for the City.

#2.

Benjamin Holifield, Compton resident, stated that he's been attending the City Council meetings for over forty years now and cited that they were becoming more and more interesting. He proposed that each and every council person be removed from their seat and affirmed that it was not personal. He indicated that he was pleased to see the creation of the park space at Greenleaf and Wilmington Boulevard. He suggested that it was the attitude of the legislators that determined the responses from the citizens. He indicated that the Mayor's job is to kiss babies and attend ribbon cutting ceremonies.

Anton Blakely, representative of the Omega Psi Phi Fraternity Inc. Mighty Tau-Tau Chapter, requested a fee waiver to utilize Burrell McDonald Park for their "6th Annual Easter Eggstravaganza Celebration."

Mayor Perrodin requested the pleasure of the council.

Craig Cornwell, City Attorney, informed Mr. Blakely that this issue had been placed under the discretion of the City Manager.

COMMENDATORY RESOLUTIONS/PRESENTATIONS

1. **CERTIFICATE PRESENTATION -** Los Angeles County Library "National Library Week" - (Councilman Willie Jones)

Councilperson Jones proclaimed the week of April 10th - 16th, 2011 as "National Library Week in the City of Compton in recognition of the importance of literacy and the availability of widespread resources at the Compton Library.

Ms. Johnson, representative of the Compton Library, announced that the Compton Library would be hosting a "Countywide Book Sale" to be held on Saturday, April 16, 2011. The library will also be hosting a series of workshops for early child development on that day.

1. **POWER POINT/ORAL PRESENTATION -** Kambiz Shoghi, Water Department (Status on City's Water)

Kambiz Shoghi, Director of the Water Department, stated that there number one priority in the Water Department is to provide clean and safe water to the citizens of Compton. He clarified that there is no fluoride in the Compton water supply and after the Metropolitan Water District (MWD) decided to add fluoridation to their water there was much controversy and concern for a maximum contaminant level of fluoride. He clarified that the City's water supply combined with the MWD water supply is far below the maximum contaminant level of fluoride consumption.

<u>Water System Background</u>

- The City of Compton's water system is 156 miles in length including pipe sizes varying from 2" to 24 ".

- The average age of the existing pipes is 59 years with an 83% being over the 50 year service life.

- Many of the existing water mains transite (asbestos) pipes are beyond the normal service life and deteriorating.

- Some portions of the City have insufficient water pressure to provide optimum water supply for fire suppression.

- There have been no major improvements to the water system for over 30 years due to limited funds.

Water Bond Project Goals

- Improve the water quality and capacity for the City of Compton.

- Replace deficient water mains throughout the City of Compton.

- Provide additional fire protection through additional pressure and flows.

- Provide additional fire hydrants.

Water Revenue Bonds

- The Water Revenue Bonds, Series 2009 were issued May 20, 2009.

- The bond funds received are dedicated to water system improvement construction projects only.

- The bond funds are administered by an independent trustee assuring the proper use of the funds.

Technology

- New piping is ductile iron with high strength and maximum durability.

- The piping system being installed has increased flexibility for the operation of the system, with added valves to isolate problems with minimum inconvenience to the residents and local businesses.

- Water quality will be increased with the removal of the old deteriorating piping.

*The water rates comparison chart and pipe line schedule is available in the Water Department.

CONSENT AGENDA

ITEMS REMOVED FROM THE CONSENT AGENDA - Item Number Five and Warrant Number 198407 were removed from the Consent Agenda.

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

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

APPROVAL OF MINUTES

3. March 22, 2011

CITY MANAGER/CITY ATTORNEY/CITY TREASURER REPORTS

4. INVESTMENT REPORTS - January, 2011

CITY FIRE DEPARTMENT

6. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OFCOMPTON AUTHORIZING A PURCHASE ORDER TO CENTRAL FORD FOR FIRE DEPARTMENT VEHICLE MAINTENANCEAND REPAIRS **(Resolution 23,294)**

#2.

7. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING A PURCHASE ORDER WITH THE CITY OF DOWNEY FOR FIRE AND EMERGENCY MEDICAL DISPATCHING **(Resolution 23,295)**

PUBLIC WORKS-ENGINEERING

8. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING APPROVAL OF A MEMORANDUM OF AGREEMENT FOR THE ADMINISTRATION AND COST SHARING OF THE COORDINATED IMPLEMENTATION PLAN FOR THE LOS ANGELES RIVER REACH 2 AND TRIBUTARIES METALS TOTAL MAXIMUM DAILY LOAD WITH THE SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS **(Resolution 23,296)**

APPROVAL OF WARRANTS

9. Warrant #198393 - Victory Outreach - Maintenance for vacant lots, properties and alleys - $215,875.44 - Requested by: Public Works

10. Warrant #198409 - Urban Graffiti Enterprises, Inc. - Graffiti Removal Services - $625,500.00 - Requested by: Public Works

Total Amount - $658,664.00

ITEMS REMOVED FROM THE CONSENT AGENDA

CITY ATTORNEY

5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE 2010-2011 BUDGET OF THE CITY ATTORNEY'S OFFICE TO TRANSFER FUNDS BETWEEN ACCOUNTS TO PROVIDE SPECIALIZED LEGAL EXPERTISE TO THE CITY OF COMPTON AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEGAL RETAINER AGREEMENT WITH NIELSEN MERKSAMER.

Councilperson Arceneaux referenced her previous discussions with the City Attorney concerning the issues surrounding redistricting. She indicated that the background data within the resolution also lists some other uses for this law firm. She asked the City Attorney to address that information.

Craig Cornwell, City Attorney, stated that after reviewing his budget for the 2010-2011 fiscal year he discovered a significant amount of liability and contingency funds and subsequently decided to work on and develop certain projects with those remaining funds. Mr. Cornwell indicated that only four percent of the liability fund had been used and that there were no issues on the horizon that would put either account into play. He mentioned that the City Charter requires that the four districts be equally-balanced population wise and decided that it was a good time to review the statistics in that regard.

Mr. Cornwell mentioned that this is one of the few law firms that specialize in redistricting. He clarified that they have not, as some comments earlier tonight have indicated, been related to union groups or disbanding union groups, nor are they a labor law firm.

Mr. Cornwell indicated that he would also like to work on the City's personnel rules and regulations and municipal codes, noting that these projects did not relate to Nielsen Merksamer. He explained that the request has two parts: 1) an authorization to transfer funds to another account within the City Attorney's Office 2) to add this firm as one of the panel attorneys, but limited to redistricting.

Councilperson Arceneaux questioned if it was necessary to use the following language within the resolution "a focus on specialized municipal projects, such as municipal labor and employment practices, public finance, waste management, environmental law and complex litigation."

Ms. Arceneaux stated that the labor unions are saying that this law firm is specialized in disbanding unions. She suggested that the resolution be re-written and exclusive to redistricting.

Mr. Cornwell assured Councilperson Arceneaux that this law firm is not a labor law firm and does not practice in that area.

Councilperson Calhoun expressed a concern for a revision to the personnel rules and regulations without the input of the labor unions, the Human Resources Department and the Personnel Commission.

Mr. Cornwell indicated that all of these entities would be considered when undertaking any changes. He notified the council that a document of the proposed changes would be prepared before the information is reviewed by the aforementioned entities.

Councilperson Calhoun suggested that the existing rules and regulations manual be referenced, and updated with everyone present.

Mr. Cornwell stated that because the rules and regulations are over thirty years old, the entire document needs to be revised.

Councilperson Jones stated that he was assured by the City Attorney that this law firm had no intentions on involving themselves with the unions or the lay off process.

Councilperson Dobson mentioned that the law firm would only be used on an as needed basis.

On motion by Dobson, seconded by Jones, **"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE 2010-2011 BUDGET OF THE CITY ATTORNEY'S OFFICE TO TRANSFER FUNDS BETWEEN ACCOUNTS TO PROVIDE SPECIALIZED LEGAL EXPERTISE TO THE CITY OF COMPTON AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEGAL RETAINER AGREEMENT WITH NIELSEN MERKSAMER"** failed, by the following vote on roll call:

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

The above item failed for a lack of a majority vote.

Councilperson Arceneaux made a motion to reconsider her vote.

On motion by Dobson, seconded by Jones, to reconsider the vote, by the following vote on roll call:

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

On motion by Arceneaux, seconded by Arceneaux, approved **Resolution # 23,997** entitled **"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE 2010-2011 BUDGET OF THE CITY ATTORNEY'S OFFICE TO TRANSFER FUNDS BETWEEN ACCOUNTS TO PROVIDE SPECIALIZED LEGAL EXPERTISE TO THE CITY OF COMPTON AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEGAL RETAINER AGREEMENT WITH NIELSEN MERKSAMER"** was approved, by the following vote on roll call:

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

Warrant #198407 - RBW Security Services, Inc. - Security Services for City Parks - $6,164.00 - Requested by: City Manager

Mayor Perrodin questioned if this amount was the final payment.

Willie Norfleet, City Manager, replied affirmatively.

Mayor Perrodin requested the total amount paid to this company. Mr. Norfleet indicated that approximately $900,000 had been paid to this company to secure the City's parks.

Mayor Perrodin asked if they were an armed or unarmed security company. Mr. Norfleet stated that they were only armed at one of the City's parks.

Mayor Perrodin asked if the Sheriff's Department was aware of this. Mr. Norfleet replied affirmatively.

Mayor Perrodin asked if the Sheriff's Department authorized the armament of security personnel and provided background checks on the armed individuals.

Captain Walker, Captain of the Sheriff's Department, informed the Mayor that the Sheriff's Department does not authorize nor provide background checks on armed security personnel.

On motion by Calhoun, seconded by Arceneaux, Warrant Number 198407 was approved, by the following vote on roll call:

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

END OF THE CONSENT AGENDA

REGULAR AGENDA

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

CITY ATTORNEY'S REPORTS

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

Geneva Scott v. City of Compton - I-8414/LI0000088A
Cesar Ramirez v. City of Compton - I-8415/LI0000090A
Wendy Delgado v. City of Compton - I-8416/LI0000093A

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, Jones, Perrodin
NOES: Council Members - None
ABSENT: Council Members - None

UNFINISHED BUSINESS - There was no Unfinished Business.

NEW BUSINESS

12. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING AMENDMENTS TO THE POSITION CLASSIFICATION PLAN BY ADOPTING CLASSIFICATION SPECIFICATIONS FOR THE POSITIONS OF DIRECTOR OF HOUSING, DEPUTY DIRECTOR OF HOUSING, CUSTOMER SERVICE REPRESENTATIVE AND FIRE ENGINEER

On motion by Arceneaux, seconded by Jones, **Resolution # 23,298** entitled **"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING AMENDMENTS TO THE POSITION CLASSIFICATION PLAN BY ADOPTING CLASSIFICATION SPECIFICATIONS FOR THE POSITIONS OF DIRECTOR OF HOUSING, DEPUTY DIRECTOR OF HOUSING, CUSTOMER SERVICE REPRESENTATIVE AND FIRE ENGINEER"** was approved, by the following vote on roll call:

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

13. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON RESCINDING RESOLUTION NO. 23,118 WHICH AUTHORIZED THE CITY MANAGER TO ESTABLISH A LOCAL MUNICIPAL POLICE DEPARTMENT

On motion by Calhoun, seconded by Arceneaux, **Resolution # 23,299** entitled **"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON RESCINDING RESOLUTION NO. 23,118 WHICH AUTHORIZED THE CITY MANAGER TO ESTABLISH A LOCAL MUNICIPAL POLICE DEPARTMENT"** was approved, by the following vote on roll call:

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

COUNCIL COMMENTS

Councilperson Calhoun stated that she had the opportunity to attend the "2011 State of the District Address" at Compton College and the "Bike Ride for Peace Event."

Councilperson Calhoun recognized that there was an error in the newspaper. She acknowledged that the Sheriff's Department does not endorse anyone running for office; however she added that they do support every council person and Mayor in every city that they represent.

Councilperson Calhoun requested that a measure be placed on the ballot that allows the residents to vote on the services of the Sheriff's Department and asked that everyone go out and express their constitutional right to vote.

Councilperson Jones announced that the City of Compton would be hosting its "Annual Easter Eggstravaganza Event" to be held on Saturday, April 23, 2011 at the Compton Par 3 Golf Course from 11 a.m. to 3 p.m. Volunteers for this event should contact Virginia Cruz at (310) 605-6323.

Councilperson Jones mentioned that the Schools Federal Credit Union would be hosting a "Free Document Shredding Day Event" to be held on Saturday, April 16, 2011 from 10 a.m. to 2 p.m. The cost will be $5.00 for each box shredded and the proceeds will go towards the Children's Hospital of Los Angeles. For additional information regarding this event, please call (310) 632-0100.

Councilperson Jones also announced that the California Legislative Black Caucus would be offering a $1,000 scholarship to all qualified high school seniors with a 2.5 grade point average, completed application and personal essay. All applications must be received by your California State Assemblyman or State Senator by May 31, 2011. Assemblyman Hall's address is 2200 West Artesia Boulevard, Suite 210, Compton, California 90220 (310) 223-1201. Senator Rodderick Wright's address is 1 Manchester Suite 600, Inglewood, California 90301 (310) 412-0393.

#2.

Councilperson Jones urged the Compton community to participate in the "Financial Literacy Workshop" to be held on Saturday, April 16, 2011 from 10 a.m. to 12 p.m. at Kelly Park. For additional information regarding this event please call his office at (310) 605-5662.

Councilperson Dobson commended Pastor Leon for his leadership in the "Bike Ride for Peace Event" that was held last Saturday. Ms. Dobson mentioned that there was a diversity of bike riders from all of the surrounding cities, including Pastor Korver from the Emmanuel Church and some of his congregation.

Councilperson Dobson encouraged all residents to participate in the "Second District Clean-Up Event" to be held on Saturday, April 30, 2011 from 7 a.m. to 12 p.m. beginning at Compton High School. For additional information regarding this event please call Patricia Hooper (310) 605-5590.

Mayor Perrodin commended Pastor Leon and Victory Outreach Church for their leadership in the "Bike Ride for Peace Event."

Mayor Perrodin mentioned that he had the opportunity to attend the church services at Curry Temple Church and announced that Pastor Byron Smith, Sr. would be the keynote speaker at the upcoming Mayor and Pastors Breakfast.

Mayor Perrodin announced that the "Mayor and Pastors Breakfast" would be held on Saturday, April 16, 2011 at the Crystal Park Casino beginning at 8 a.m. The event is currently at its capacity.

Mayor Perrodin announced that the City is currently under construction for the Greenleaf Parkway Project. The Mayor mentioned that the street light conversion is also underway.

Mayor Perrodin stated that there needs to be immediate steps taken to address the City's deficit. The Mayor stated that he anticipates meeting with the presidents of the unions to come up with a solution to avoid as many lay-offs as possible. The Mayor stated that he would be proposing that the following items be eliminated: cell phones (unless it is documented within the person's contract), car allowances and travel. The Mayor asked that his proposal be placed on the agenda for next week.

Mayor Perrodin suggested that these proposals would have a tremendous impact on the new fiscal year and would help to avoid the drastic cuts that the City may be facing.

Mayor Perrodin requested that the meeting be adjourned in the memory of the loved ones lost in the Middle East and in the City of Compton.

ADJOURNMENT

On motion by Dobson, seconded by Calhoun, the meeting was adjourned at 8:12 p.m. in the memory of the loved ones lost in the City of Compton and the Middle Eastern countries, by the following vote on roll call:

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

CLERK OF THE CITY OF COMPTON

MAYOR OF THE CITY OF COMPTON

April 26, 2011

TO: **MAYOR AND COUNCIL MEMBERS**

FROM: **CITY MANAGER**

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE MUNICIPAL LAW ENFORCEMENT SERVICES DEPARTMENT'S 2010-2011 FISCAL YEAR BUDGET, TRANSFERRING FUNDS BETWEEN ACCOUNTS TO PAY EXPENSES TO LOS ANGELES COUNTY SUPERIOR COURT FOR PARKING CITATION PROGRAM

SUMMARY

A resolution amending the Municipal Law Enforcement Services Department's 2010-2011 Fiscal Year Budget to reconcile negative balances and accommodate projected expenditures in specific line item accounts within the Municipal Law Enforcement Services Department's budget.

BACKGROUND

The Municipal Law Enforcement Services Department is currently comprised of Parking Enforcement, Code Enforcement, Business License and Security Services, who assist in providing services for the health, welfare and safety for the citizens of Compton.

STATEMENT OF FACT

When a parking citation is issued for violations of the California Vehicle Code, the City of Compton collects the fined amount and processes the remittance to the Los Angeles County Superior Court, who collects for the State of California.

Also, for each citation issued, the City of Compton processes a remittance to the Los Angeles County Superior Court, per Assembly Bill 1407 and SB 857.

Currently, the projected amount of money has been exhausted from the Other Contract Services account, due to the number of parking citations issued. The Parking Control Department issues approximately 3,000 tickets per month.

The Municipal Law Enforcement Services Department has a projected expense to the Los Angeles County Superior Court, for approximately One Hundred and Eleven Thousand, Five Hundred ($111, 500.00) Dollars.

#3.

Allocations in specific line item accounts have been completely expended, due to unexpected expenditures and additional funds are necessary to accommodate current and projected expenditures.

FISCAL YEAR IMPACT

A budget amendment is necessary in order to reconcile negative balances and accommodate projected expenditures in specific line item accounts. Funds for this budget amendment are available as a result of salary savings.

It is requested that the 2010-2011 Fiscal Year budget of the Municipal Law Enforcement Services Department be amended to transfer funds between accounts as follows:

From	Description	Amount
1001-670-000- 4210	Office Supplies	4,000
1001-670-000-4215	Postage	15,000
1001-670-000-4218	Other General Supplies	15,000
1001-670-000-4236	Maintenance & Repair	1,500
1001-670-000-4249	Special Department	16,000
1001-670-000-4250	Communication	30,000
1001-670-000-4262	Other Professional Services	30,000

To	Description	Amount
1001-670-000-4269	Other Contract Services	$111,500

RECOMMENDATION

Staff recommends approval of this resolution to amend the Municipal Law Enforcement Services Department's Fiscal Year 2010–2011 budget.

CARL HOUSTON, DIRECTOR
MUNICIPAL LAW ENFORCEMENT SERVICES

WILLIE NORFLEET
CITY MANAGER

#3.

RESOLUTION NO. ____________

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE MUNICIPAL LAW ENFORCEMENT SERVICES DEPARTMENT'S 2010-2011 FISCAL YEAR BUDGET, TRANSFERRING FUNDS BETWEEN ACCOUNTS TO PAY EXPENSES TO LOS ANGELES COUNTY SUPERIOR COURT FOR PARKING CITATION PROGRAM

WHEREAS, the Municipal Law Enforcement Services Department, currently comprised of Parking Enforcement, Code Enforcement and Security Services, utilizes these funds to assist in providing services for the health, welfare and safety of the citizens of Compton; and

WHEREAS, when a parking citation is issued for violations of the California Vehicle Code, the City of Compton collects the fined amount and processes the remittance to the Los Angeles County Superior Court, who collects for the State; and

WHEREAS, a budget amendment is necessary to reconcile negative balances and accommodate projected expenditures in specific line item accounts within the Municipal Law Enforcement Services Department's budget; and

WHEREAS, expenditures for the Los Angeles Superior Court has exceeded the projected amount of Two Hundred Thousand ($200,000.00) dollars, due to the increase of parking penalty surcharges and issued parking citations; and

WHEREAS, the Municipal Law Enforcement Services Department has projected an estimated amount to pay for the costs to the Los Angeles County Superior Court for the remaining fiscal year; and

WHEREAS, funds for this budget amendment are available as a result of available fund within 2010-2011 budget.

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

SECTION 1. That revenue and appropriations are hereby adjusted as follows:

From	Description	Amount
1001-670-000- 4210	Office Supplies	4,000
1001-670-000-4215	Postage	15,000
1001-670-000-4218	Other General Supplies	15,000
1001-670-000-4236	Maintenance & Repair	1,500
1001-670-000-4249	Special Department	16,000
1001-670-000-4250	Communication	30,000
1001-670-000-4262	Other Professional Services	30,000

To	Description	Amount
1001-670-000-4269	Other Contract Services	$111,500

SECTION 2. That a duly certified copy of this resolution shall be filed in the offices of the City Manager, City Attorney, City Controller, Planning/Economic Resources and Development and the Municipal Law Enforcement Services Department.

#3.

<u>SECTION 3.</u> 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: ss

I, Alita Godwin, City Clerk of the City of Compton, hereby certify that the foregoing resolution was adopted by the City Council, signed by the Mayor and attested to 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: **Law Enforcement**

RESOLUTION TITLE: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE MUNICIPAL LAW ENFORCEMENT SERVICES DEPARTMENT'S 2010-2011 FISCAL YEAR BUDGET, TRANSFERRING FUNDS BETWEEN ACCOUNTS**

Carl Houston	**4/13/2011 5:38:20 PM**
DEPARTMENT MANAGER'S SIGNATURE	DATE

REVIEW / APPROVAL

Ruth Rugley	**4/14/2011 3:25:43 PM**
CITY ATTORNEY	DATE
Stephen Ajobiewe	**4/14/2011 3:27:24 PM**
CITY CONTROLLER	DATE
Willie Norfleet	**4/14/2011 1:34:40 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.

April 26, 2011

TO: MAYOR AND CITY COUNCIL

FROM: CITY MANAGER

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING AN EXTENSION OF AGREEMENT NO. 06-223-554-0 WITH THE STATE WATER RESOURCES CONTROL BOARD FOR CONSTRUCTING THE ALAMEDA GATEWAY STORMWATER TREATMENT IMPROVEMENTS (CIP #07-12)

SUMMARY:

It is recommended that the City Council authorize the City Manager to extend Agreement No. 06-223-554-0 with the State Water Resources Control Board which provided funding for the Alameda Gateway Stormwater Treatment Improvements project.

BACKGROUND:

Compton Creek is included in the State's 303(d) list of impaired water bodies. It contains elevated alkalinity and high levels of lead, copper, and coliform bacteria, and contributes to the trash loading of the Los Angeles River. These pollutants have degraded the beneficial uses of the creek, and harmed the wildlife habitat in the lower part of Compton Creek and the Los Angeles River. Despite these impairments, Compton Creek supports a small area of riparian in the lower portion of the creek.

In 1992 the City began an effort to clean up and restore Compton Creek. This effort lead to the preparation of the Compton Creek Regional Garden Park Master Plan, which was adopted by the City Council on November 14, 2006. One of the goals of this plan is to promote the ecology and environment of Compton Creek. In order to achieve this goal, the plan recommends construction of devices called Best Management Practices (BMPs), which remove pollutants from runoff. Removing these pollutants will improve the quality of water within Compton Creek, thereby improving the quality of riparian habitat in the soft-bottom portion of the creek.

The Federal government has also mandated that Compton and other cities clean up Compton Creek and other water bodies. This process is managed by the State and Regional Water Quality Control Boards, through a process known as the National Pollutant Discharge Elimination System (NPDES). The Regional Water Quality Control Board is currently preparing limits on pollutants in Compton Creek and the Los Angeles River. These limits are expected to be imposed on Compton and other cities in Los Angeles County in the next NPDES permit, and will be enforced by significant fines for cities that do not meet these limits.

City staff applied for a grant from the State Water Quality Control Board to construct treatment control BMPs on Compton Creek at Artesia Boulevard. The proposed BMPs will filter runoff from the Artesia Boulevard bridge and from an existing pipe which drains part of Alameda Street. The State Water Resources Control Board approved the City's grant application for funding most of the project, and the proposed agreement will provide funding for the project. The amount awarded was $284,750.

Resolution No. 22,192, adopted on December 27, 2006 accepted the funds and authorized the necessary agreement with the State.

STATEMENT OF THE ISSUE

Due to a number of factors, including a freeze on the bonds that were the funding source, the term of the agreement, December 29, 2006 to September 1, 2008, ended without the project being conducted.

However, The State Water Resources Control Board has agreed to extend the work to March 31, 2012, so that the project may be completed. This necessitates Council approval for extending Agreement No. 06-223-554-0.

FISCAL IMPACT:

Funding for grant is from the Proposition 40 Urban Program. The City will provide 15% matching funds as follows:

State Grant	$284,750	(Proposition 40)
City Matching Funds	$50,248	(City Funds)
Total Project Budget	$334,993	

STAFF RECOMMENDATION:

Staff recommends that the City Council adopt the attached resolution.

WENDELL E. JOHNSON, P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

WILLIE NORFLEET
CITY MANAGER

WN/WEJ/AT

RESOLUTION NO._________________

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING AN EXTENSION OF AGREEMENT NO. 06-223-554-0 WITH THE STATE WATER RESOURCES CONTROL BOARD FOR CONSTRUCTING THE ALAMEDA GATEWAY STORMWATER TREATMENT IMPROVEMENTS (CIP #07-12)

WHEREAS, the City of Compton desires to reduce the amount of pollution in Compton Creek in accordance with the Federal Clean Water Act, National Pollutant Discharge Elimination System Permit No. CAS004001, and the Compton Creek Regional Garden Park Master Plan; and

WHEREAS, treatment control Best Management Practices have been found to be effective in removing pollutants from stormwater and receiving waters, thereby promoting the ecology and environment of the receiving waters; and

WHEREAS, promoting the ecology and environment of Compton Creek is a goal of the City's Compton Creek Regional Garden Park Master Plan; and

WHEREAS, the State Water Resources Control Board has awarded the City of Compton a grant in the amount, not-to-exceed Two Hundred Eighty-Four Thousand, Seven Hundred Fifty dollars ($284,750) to install treatment control Best Management Practices on Compton Creek at Artesia Boulevard; and

WHEREAS, the City of Compton is to provide grant matching funds in the amount of Fifty Thousand Two Hundred Forty Eight dollars ($50,248);

WHEREAS, Resolution No. 22,192, adopted on December 27, 2006, accepted the funds and authorized the necessary agreement with the State; and

WHEREAS, the term of Agreement No. 06-223-554-0, December 29, 2006 to September 1, 2008 expired without the project commencing; and

WHEREAS, the State Water Resources Control Board has agreed to extend the project until March 31, 2012, pursuant to the City Council's approval.

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

SECTION 1. That the City Council authorizes an extension of Agreement No. 06-223-554-0 with the State Water Resources Control Board for the Alameda Gateway Stormwater Improvement Project to March 31, 2012.

SECTION 2. That the City Manager is authorized to execute said extension upon the advice and approval of the City Attorney.

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

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

#4.

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:

AYES: **COUNCIL MEMBERS-**
NOES: **COUNCIL MEMBERS-**
ABSENT: **COUNCIL MEMBERS-**
ABSTAINS: **COUNCIL MEMBERS-**

____
CITY CLERK OF THE CITY OF COMPTON

RESOLUTION SIGN-OFF FORM

DEPARTMENT: **Public Works-Engineering**

RESOLUTION TITLE: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING AN EXTENSION OF AGREEMENT NO. 06-223-554-0 WITH THE STATE WATER RESOURCES CONTROL BOARD FOR CONSTRUCTING THE ALAMEDA GATEWAY STORM WATER TREATMENT IMPROVEMENTS (CIP #07-12)**

Wendell Johnson	**4/19/2011 3:55:03 PM**
DEPARTMENT MANAGER'S SIGNATURE	DATE

REVIEW / APPROVAL

Craig Cornwell	**4/21/2011 3:00:36 PM**
CITY ATTORNEY	DATE
Stephen Ajobiewe	**4/21/2011 3:55:30 PM**
CITY CONTROLLER	DATE
Willie Norfleet	**4/21/2011 9:42:15 AM**
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.

April 26, 2011

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY MANAGER

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING THE PAYMENT OF MV TRANSPORTATION, INC., FOR THE OPERATION AND MAINTENANCE OF THE COMPTON RENAISSANCE FIXED ROUTE TRANSIT SYSTEM

SUMMARY

A resolution of the City Council of the City of Compton approving the payment of MV Transportation, Inc. for the operation and maintenance of the Compton Renaissance Transit System.

BACKGROUND

The Compton Renaissance Transit System provides a vital public service to the residents of the City of Compton by providing transit services to allow better access to jobs, local retail establishments, and schools in the City of Compton.

On November 18, 2008, pursuant to Resolution No. 22, 728, the City Council authorized the City Manager to enter into a three year contract with MV Transportation for the operation and maintenance of the City's five (5) Renaissance Transit busses on an annual payment schedule as follows:

1st Year	2nd Year	3rd Year	Total
$853,672	**$876,265**	**910,479**	**$2,640,416**

The City is currently operating in the 3rd year of the contract at a cost of $910,479. MV Transportation bills the City monthly for transit services previously rendered. The monthly cost to operate and maintain the transit system does not include the monthly fuel charges and bus replacement costs (when applicable) incurred if one of the City's busses becomes inoperable.

During the 2010-2011 fiscal year, the Public Works department was allocated $404,259 to MV Transportation for the operation and maintenance of the City busses. This amount was able to pay for the services of MV Transportation up to November 2010.

The City has been invoiced by MV Transportation for services incurred in December 2010, January 2011, February 2011, and March 2011. Therefore, the Public Works department is requesting City Councils authorization to allocate funds for an amount not to exceed $519,231. This amount will enable the department to pay MV Transportation until June 30, 2011.

STATEMENT OF THE ISSUE

Funds to continue to paying for transit services have been depleted. Staff proposes that this shortfall be mitigated with the use of both Measure R and the General Fund. Therefore, inorder for MV Transportation to continue to operate and maintain the City's Fixed Route Transit System, City Council authorization is necessary.

FINANCIAL IMPACT

For the remainder of FY 2010-11, the estimated amount needed should not exceed $519,231. The funding shall come from Account No. 1520-710-0MR-4269 ($279,231) and 1001-610-000-4249 ($240,000).

RECOMMENDATION

Staff recommends the adoption of the attached resolution.

WENDELL E. JOHNSON, P.E.
PUBLIC WORKS DIRECTOR/CITY ENGINEER

WILLIE NORFLEET
CITY MANAGER

WN/WEJ/AT/

Attachment

RESOLUTION NO. ________________

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING THE PAYMENT OF MV TRANSPORTATION, INC., FOR THE OPERATION AND MAINTENANCE OF THE COMPTON RENAISSANCE FIXED ROUTE TRANSIT SYSTEM

WHEREAS, the operation of the Compton Renaissance Transit System provides a vital public service; and

WHEREAS, the City needs the service of an experienced transit services operator to continue operating the transit system; and

WHEREAS, on November 18, 2008, pursuant to Resolution No. 22,728, the City Council authorized the City Manager to enter into a three year contact with MV Transportation to operate the Renaissance Fixed Route Transit System; and

WHEREAS, the City is currently operating in the 3rd year of the contract at a cost of $910.479 which does not include fuel and vehicle replacement costs; and

WHEREAS, during the 2010-2011 fiscal year, the Public Works department was only allocated $404,259 to pay MV Transportation for the operation and maintenance of the City's busses until November 2010; and

WHEREAS, the City has been invoiced by MV Transportation for services incurred in December 2010, January 2011, February 2011, and March 2011; and

WHEREAS, the Public Works department is requesting City Council's authorization to allocate funds for an amount not to exceed $519,231 which would enable the department to pay MV Transportation until June 30, 2011; and

WHEREAS, this action requires City Council's approval.

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

SECTION 1. That the City Manager is authorized to pay MV Transportation Inc. for the operation and maintenance of the Renaissance Fixed Route Transit System for the remainder of the FY 2010-2011.

SECTION 2. That the amount therefore should not exceed Five Hundred Nineteen Thousand Two Hundred Thirty-One Dollars and No Cents ($519,231.00).

SECTION 3. That funds shall come from the following accounts: Account No. 1520-710-0MR-4269, $279,231; Account No. 1001-610-000-4249, $240,000.

SECTION 4. That a copy of this resolution shall be forwarded to the offices of the City Manager, City Controller, City Clerk and the Public Works Department.

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

#5.

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 of the City of Compton, signed by the Mayor and attested by the City Clerk at a regular meeting thereof held on the _____day of __________, 2011.

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

AYES: COUNCIL MEMBERS-
NOES: COUNCIL MEMBERS-
ABSTAINS: COUNCIL MEMBERS-
ABSENT: COUNCIL MEMBERS-

____
CITY CLERK OF THE CITY OF COMPTON

#5.

RESOLUTION SIGN-OFF FORM

DEPARTMENT: **Public Works-Engineering**

RESOLUTION TITLE: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING THE PAYMENT OF MV TRANSPORTATION, INC FOR THE OPERATION AND MAINTENANCE OF THE COMPTON RENAISSANCE FIXED ROUTE TRANSIT SYSTEM**

<ManagersName>	**<ManagersDate>**
DEPARTMENT MANAGER'S SIGNATURE	DATE

REVIEW / APPROVAL

<LegalName>	**<LegalDate>**
CITY ATTORNEY	DATE
<ControllerName>	**<ControllerDate>**
CITY CONTROLLER	DATE
<CityManager>	**<CityManagerDate>**
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.

#6.

April 26, 2011

TO: **MAYOR AND CITY COUNCIL MEMBERS**

FROM: **CITY MANAGER**

SUBJECT: **A RESOULTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO APPROVE A CHANGE ORDER FOR SPIESS CONSTRUCTION COMPANY, INC. FOR ADDITIONAL WORK PERFORMED ON THE REHABILITATION OF FOUR 3-MILLION GALLON WATER STORAGE TANKS.**

SUMMARY

This Resolution will authorize the City Manager to approve a Change Order and issue a purchase order to Spiess Construction Company, Inc. in the amount of One Hundred Fifty Two Thousand Eight Hundred Dollars ($152,800.00), for additional work performed by Spiess ("Speiss") on the rehabilitation of four (4) 3-million gallon water storage tanks located at 18406 South Wilmington Avenue in the City of Compton.

BACKGROUND

Pursuant to Resolution No. 23,028, adopted by the City Council on January 19, 2010, Spiess Construction Company, Inc. was awarded the contract to rehabilitate and retrofit four (4) storage tanks of 3-million gallon capacity to meet earthquake safety standards.

STATEMENT OF THE ISSUE

Subsequent to Speiss commencing the work on this project several unexpected contingencies arose, necessitating a change in the scope of work to be performed to complete the project; to wit: 1) due to the lengthy winter rain season, it became necessary to obtain a dehumidifier to cure the coating on the interior walls of the tanks, and 2) after the work had begun it was discovered that the Cathodic Protection Systems on the storage tanks needed to be replaced to meet compliance standards.

City Council approval of the change order and issuance of the additional purchase order is needed due to the inadvertent omission of a request for a contingency amount of funds in Resolution No. 23,028.

#6.

FISCAL IMPACT

The costs of the dehumidifier is One Hundred Sixteen Thousand Dollars ($116,000.00) and the cathodic protection is Thirty Six Thousand Eight Hundred Dollars ($36,800.00), for a total change order in the amount of One Hundred Fifty Two Thousand Eight Hundred Dollars ($152,800.00). Staff also request that the City Council authorize a contingency in the amount of Thirty Thousand Five Hundred Sixty Dollars ($30,560.00) be added to the purchase order.

Funds are available in the Water Department's 2010-11 Fiscal Year Budget in Account 5000-880-000-4332.

RECOMMENDATION

Staff recommends that the Mayor and City Council approve the change order and authorize the City Manager to issue a purchase order to Spiess Company in the amount of $152,800.00.

KAMBIZ SHOGHI
GENERAL MANAGER,
COMPTON MUNICIPAL WATER DEPARTMENT

WILLIE NORFLEET
CITY MANAGER

KS:TM:tm

#6.

RESOLUTION NO.__________

A RESOULTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO APPROVE A CHANGE ORDER FOR SPIESS CONSTRUCTION COMPANY, INC. FOR ADDITIONAL WORK PERFORMED ON THE REHABILITATION OF FOUR 3-MILLION GALLON WATER STORAGE TANKS

WHEREAS, the Compton Municipal Water Department has 4 (four) storage tanks with 3-million gallon capacity each to store large volumes of water to be used during peak demand cycles; and

WHEREAS, the storage tanks needed to be retrofitted to meet earthquake standards; and

WHEREAS, the Compton Municipal Water Department went out to bid and Resolution No. 23,028 awarded Spiess Construction Company, Inc. the contract to rehabilitate and retrofit the 4 (four) storage tanks; and

WHEREAS, subsequent to Speiss Construction Company, Inc. commencing the work on this project several unexpected contingencies arose, necessitating a change in the scope of work to be performed to complete the project; to wit: 1) due to the lengthy winter rain season, it became necessary to obtain a dehumidifier to cure the coating on the interior walls of the tanks, and 2) after the work had begun it was discovered that the Cathodic Protection Systems on the storage tanks needed to be replaced to meet compliance standards; and

WHEREAS, City Council approval of the change order and issuance of the additional purchase order is needed due to the inadvertent omission of a request for a contingency amount of funds in Resolution No. 23,028; and

WHEREAS, the costs of the dehumidifier is One Hundred Sixteen Thousand Dollars ($116,000.00) and the cathodic protection is Thirty Six Thousand Eight Hundred Dollars ($36,800.00), for a total change order in the amount of One Hundred Fifty Two Thousand Eight Hundred Dollars ($152,800.00); and

WHEREAS, funds are available in the Water Department's 2010-11 Fiscal Year Budget in account 5000-880-000-4332.

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 approve a Change Order and issue a purchase order to Spiess Construction Company, Inc. in the amount of One Hundred Fifty Two Thousand Eight Hundred Dollars ($152,800.00), for additional work performed by Spiess ("Speiss") on the rehabilitation of four (4) 3-million gallon water storage tanks located at 18406 South Wilmington Avenue in the City of Compton.

SECTION 2. That a contingency amount of up to Thirty Thousand Five Hundred Sixty Dollars ($30,560.00) is hereby authorized.

SECTION 3. That funds are available in the Water Department's 2010-11 Fiscal Year Budget in account 5000-880-000-4332.

SECTION 4. That a certified copy of this resolution shall be filed in the offices of the City Manager, City Controller, and Compton Municipal Water Department.

#6.

<u>SECTION 5.</u> 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 to 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

#6.

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 APPROVE A CHANGE ORDER FOR SPIESS CONSTRUTION CO, INC. FOR ADDITIONAL WORK PERFORMED ON THE REHABILITATION OF FOUR 3-MILLION GALLON WATER STORAGE TANKS**

Kambiz Shoghi	**4/18/2011 12:09:36 PM**
DEPARTMENT MANAGER'S SIGNATURE	DATE

REVIEW / APPROVAL

Craig Cornwell	**4/21/2011 3:02:57 PM**
CITY ATTORNEY	DATE
Stephen Ajobiewe	**4/21/2011 3:55:50 PM**
CITY CONTROLLER	DATE
Willie Norfleet	**4/21/2011 1:48:44 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.

WARRANT APPROVED BY COUNCIL

Warrant #	Date	Name	Description	Amount
198688	04/21/11	Administrative Services Co-Op	Dial-A-Taxi Services for Senior Citizens and Disabled Persons	$11,094.75
			Requested by: Recreation	
198689	04/21/11	C.H.A.N.G.E	Graffiti Removal Services	$7,500.00
			Requested by: Public Works	

I hereby certify that the above demands in the amount of $18,594.75 were approved at a regular meeting of the City Council and reject ________________ as of April 26, 2011.

Council Member

Council Member

City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on April 26, 2011, allowed the above demands.

Alita Godwin
City Clerk

April 26, 2011

TO: **HONORABLE MAYOR AND COUNCIL**

FROM: **CITY CLERK**

SUBJECT: **REQUEST TO SCHEDULE THE 2011 FIREWORKS HEARING**

It is requested that your Honorable Body schedule the 2011 Fireworks Hearing for May 24, 2011 at 5:55 PM.

Alita Godwin, CMC
City Clerk

April 26, 2011

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: CITY ATTORNEY

SUBJECT: CITY ATTORNEY REPORT/CLAIM NO. I-8413/LI0000087A

SUMMARY

Council will consider the amended claim of Elena Hernandez (Claim No. I-8413/LI0000087A), presented to the City on March 15, 2011, pursuant to Govt. Code §915, 912.4(a) and 912.6(a).

BACKGROUND

On March 15, 2011, the above claim was presented to the City Controller by a law firm representing, Elena Hernandez for personal injury. Claimant alleges that on August 24, 2010, a Parking Enforcement Officer grabbed Claimant, pushed her against a parked vehicle and caused her to twist her left knee.

Staff has conducted an investigation of the alleged incident. Based upon information provided by the Municipal Law Enforcement Services Department (MLES), it appears a confrontation arose when a MLES Officer was in the process of towing a vehicle owned by Claimant's son. Claimant interjected herself in the confrontation and grabbed the Officer. As a result of this confrontation, the County of Los Angeles Sheriff's Department was called to the scene and the MLES Officer made a citizen's arrest of Claimant.

The factual account supporting this claim is in dispute.

FINANCIAL IMPACT

Unknown at this time.

RECOMMENDATION

Staff recommends that this claim be denied.

/S/

CRAIG J. CORNWELL
CITY ATTORNEY

April 26, 2011

TO: **MAYOR AND CITY COUNCIL MEMBERS**

FROM: **CITY ATTORNEY**

SUBJECT: **CITY ATTORNEY REPORT/CLAIM NO. I-8420/LI0000095A**

SUMMARY

Council will consider the claim of Nancy Lopez (Claim No. I-8420/LI0000095A), presented to the City on March 15, 2011, pursuant to Govt. Code §915, 912.4(a) and 912.6(a).

BACKGROUND

On March 15, 2011, the above claim was presented to the City Controller by Nancy Lopez for personal injury. Claimant alleges that while construction was taking place on the street, where she lives, near 1403 West Caldwell Street in Compton, she stepped into a hole that was prepared by the construction crew over which they placed a metal plate. Claimant alleges the metal plate was an inadequate protection from the hole and this condition caused her to trip and fall. The alleged incident occurred on February 5, 2011 at 10:50 a.m.

Our investigation confirmed that the City contracted with All American Asphalt, an independent contractor, to work on the Northwood Avenue Street and Sewer Project during the stated time near of the alleged incident. Pursuant to our contract with All American Asphalt, the company I obligated to promptly remedy its potential liability at its cost without reimbursement by the City. Consequently, we are referring the claimant to All American Asphalt for resolution and requesting that this claim be denied.

FINANCIAL IMPACT

At least Three Thousand Dollars ($3,000).

RECOMMENDATION

Staff recommends that this claim be denied.

____________/S/__________________
CRAIG J. CORNWELL
CITY ATTORNEY

April 26, 2011

TO: **MAYOR AND COUNCIL MEMBERS**

FROM: **CITY MANAGER**

SUBJECT: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON ADOPTING THE UPDATE TO THE 2005 NATURAL HAZARDS MITIGATION PLAN**

SUMMARY

The attached Resolution authorizes the City Council to approve the City's updated Natural Hazard Mitigation Plan.

BACKGROUND

The Disaster Mitigation Act of 2000 (DMA 2000) required every state, county, city and special district to submit a Natural Hazard Mitigation Plan by November 1, 2004. § 201.6(c)(4)(i) requires that all Natural Hazard Mitigation Plans be reviewed and updated every five years. The City of Compton's Natural Hazard Mitigation Plan was completed in October of 2004. It has been six years since FEMA's final approval and the plan must be updated as soon as possible.

SITUATION

Emergency Planning Consultants was contracted to assist the City in drafting the update to the Natural Hazards Mitigation Plan. A Planning Team was formed consisting of representatives from the following departments: Fire, General Services, Community Development, Public Works, Water, Building and Safety, ITS Housing Authority, Human Relations, Controller's Office, Parks and Recreation, Career Link, City Manager's Office, and Redevelopment.

The update involved revising demographic and land use information, gathering status of mitigation action items identified in the 2005 planning process, identifying new mitigation action items, and informing the public of the planning process. Much of the information required for development of a Natural Hazards Mitigation Plan already exists in City documents. As an example, the City's General Plan and Multi-Hazard Functional Plan were utilized for updating data and information required for the Mitigation Plan.

The Plan identifies more than a hundred mitigation action items, including assigned departments, funding sources, timelines, and priorities. The mitigation action items are a range of activities aimed at minimizing the impact of natural hazards on the community and its vital resources.

A critical component of the planning process is to conduct a public meeting open to all interested members of the community. That public meeting requirement will be met tonight with the meeting of the City Council.

#10.

FINANCIAL IMPACT

Failure to adopt may have a detrimental financial impact on the City. The lack of a current, updated plan may render the City ineligible to receive future FEMA disaster assistance. In addition, all prior funding awarded from FEMA may be rescinded and required to be repaid. Therefore, the Plan needs to be updated as soon as possible to maintain compliance with DMA 2000 and its subsequent addendums.

RECOMMENDATION

Staff recommends that the City Council approve a Resolution adopting the update to the City of Compton Natural Hazards Mitigation Plan and authorizing the City Manager to amend and update the Plan as needed in the future. Adoption legitimizes the plan update and authorizes departments and their staffs to execute their responsibilities.

JON THOMPSON
FIRE CHIEF

WILLIE NORFLEET
CITY MANAGER

RESOLUTION NO _____________

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON ADOPTING THE UPDATE TO THE CITY'S 2005 NATURAL HAZARDS MITIGATION PLAN

WHEREAS, prior to November 1, 2004, every state, county, city and special district must submit a Natural Hazard Mitigation Plan to obviate the consequences of and plan for natural disasters as mandated in the Disaster Mitigation Act of 2000 (DMA 2000); and

WHEREAS, the City of Compton's Natural Hazard Mitigation Plan was completed in 2004, and Local Multi-hazard Mitigation Planning Guidance §201.6(c)(4)(i) requires that all Hazard Mitigation Plans be reviewed and updated every five years; and

WHEREAS, any affected jurisdiction that fails to meet this requirement runs the risk of not being properly reimbursed for natural disasters by FEMA; and

WHEREAS, in an effort to ensure that the City's Natural Hazard Mitigation Plan update is completed in an expeditious manner and results in a document that is acceptable to State and Federal officials, the City hired Emergency Planning Consultants to complete the Plan Update; and

WHEREAS, A Planning Team was formed consisting of representatives from the following departments: Fire, General Services, Community Development, Public Works, Water, Building and Safety, ITS Housing Authority, Human Resources, Controller's Office, Parks and Recreation, Career Link, City Manager's Office, and the Community Redevelopment Agency; and

WHEREAS, The Plan identifies more than a hundred mitigation action items, including assigned departments, funding sources, timelines, and priorities. The mitigation action items are a range of activities aimed at minimizing the impact of natural hazards on the community and its vital resources;

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

<u>SECTION</u> 1. That the Natural Hazard Mitigation Plan Update is adopted.

<u>SECTION</u> 2. The adopted Plan will be submitted to the State's Emergency Management Agency (Cal EMA). The Cal EMA staff will work with FEMA Region IX to review the document for compliance with the DMA 2000 regulations. FEMA has the authority to approve the Plan.

<u>SECTION</u> 3. 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

#10.

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 of the City of Compton, signed by the Mayor, and attested by the City Clerk at a regular meeting thereof held on the _______ day of _____________________, 2011.

That the 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

#10.

RESOLUTION SIGN-OFF FORM

DEPARTMENT: **Fire Department**

RESOLUTION TITLE: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON ADOPTING THE UPDATE TO THE 2005 NATURAL HAZARDS MITIGATION PLAN**

Jon Thompson	**4/11/2011 8:10:20 AM**
DEPARTMENT MANAGER'S SIGNATURE	DATE

REVIEW / APPROVAL

Ruth Rugley	**4/13/2011 7:40:44 PM**
CITY ATTORNEY	DATE
Stephen Ajobiewe	**4/14/2011 3:26:29 PM**
CITY CONTROLLER	DATE
Willie Norfleet	**4/13/2011 2:51:18 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.