NOTICE

COMPTON CITY COUNCIL
AGENDA
Tuesday, November 20, 2012
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. October 23, 2012

REPORTS OF OFFICERS AND COMMISSIONS

PUBLIC WORKS-ENGINEERING

2. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS TO SULLY MILLER CONTRACTING COMPANY, CALMAT COMPANY DBA VULCAN MATERIALS COMPANY AND UNIQUE PAVING MATERIALS FOR ASPHALT MATERIALS

END CONSENT AGENDA

REGULAR AGENDA

REPORTS OF OFFICERS, BOARDS, COMMISSIONS AND COMMITTEES

CITY MANAGER'S REPORT

CLOSED SESSION

3. CITY ATTORNEY'S REPORTS

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Warren/Shandell v. City of Compton - BC389182/TC020285
Hartford Fire Insurance v. City of Compton - CV12-04357
DMG-MRW
CUSD v. City of Compton - BC449037
Pursuant to California Government Code Section 54956.9(a)

UNFINISHED BUSINESS

4. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON CONSOLIDATING THE DEPARTMENTS OF PUBLIC WORKS AND WATER TO ESTABLISH THE DEPARTMENT OF PUBLIC WORKS AND MUNICIPAL UTILITIES **(Second Reading)**

NEW BUSINESS

5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO AMEND THE PUBLIC WORKS FISCAL YEAR 2012-2013 BUDGET, TRANSFER FUNDS BETWEEN ACCOUNTS AND ISSUE A PURCHASE ORDER TO CITY OF COMPTON MUNICIPAL WATER DEPARTMENT

6. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE 2012-2013 FISCAL YEAR BUDGET AND AUTHORIZING THE CITY MANAGER TO ACCEPT THE SETTLEMENT FROM AFFILIATED FM INSURANCE FOR PROPERTY DAMAGES INCURRED AS A RESULT OF THE FIRE AT COMPTON FIRE STATION NO. 1 ON DECEMBER 11, 2011

APPROVAL OF WARRANTS

7. Warrant #212308 - Date - 11/15/12 - Name - PNC Bank NA - Services - Compensate PNC Bank for late charges - city-wide retrofit/revenue program - Amount - $7,216.48 - Requested by : City Manager

COUNCIL COMMENTS

ADJOURNMENT

NEXT REGULAR MEETING: Tuesday, November 27, 2012 @ 5:45 PM.

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#1.

OCTOBER 23, 2012

The City Council meeting was called to order at 6:21 p.m. in the Council Chambers of City Hall by Mayor Eric Perrodin.

ROLL CALL

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

Other Officials Present: **C. Cornwell, A. Godwin, G. H. Duffey**

CITY ATTORNEY'S REPORTS

CLOSED SESSION

7. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Gonzalez v. City of Compton, LASC BC450494
Angulo et al v. City of Compton, TC025388
Pursuant to California Government Code Session 54956.9(a)

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

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

The meeting was recessed to closed session at 6:23 p.m. and reconvened at 7:12 p.m.

REPORT OUT OF CLOSED SESSION

Craig Cornwell, City Attorney, reported out that council met in closed session concerning conference with legal counsel - existing litigation. In the case regarding Gonzales v. City of Compton, LASC BC450494; no action was taken. In the case regarding Angulo et al v. City of Compton, TC025388; settlement authority was given to the city attorney's office pursuant to California Government Code Section 54956.9(a).

5:50 P.M. - PUBLIC HEARING - PROPOSED RE-ALIGNMENT OF ELECTORAL DISTRICTS **(Item #11)**

On motion by Arceneaux, seconded by Dobson, the public hearing was opened at 7:14 p.m., by the following vote on roll call:

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

Douglas Johnson, demographer from National Demographics Corporation (NDC), presented a Power Point presentation regarding plan maps A through D, and plaintiff's plan maps 1-4.

*All maps are available on the City's website at www.comptoncity.org.

The floor was opened to audience comments.

#1.

AUDIENCE COMMENTS ON THE HEARING

Pedro Pallan, spoke in favor of plaintiff plan map Four and modified plan map D, due to a concern for equitable amounts of Latino and African American registered voters and citizens of voting age in each district.

Barbara Calhoun, Compton resident and former councilperson, expressed a concern for District Four extending north adjacent to District Two, and the Martin Luther King Jr. Transit Center moving into the First District.

E. Alvarez, Compton resident and plaintiff, petitioned the City Council to vote in favor of plaintiff plan map Four (modified plan map D), citing a need for equal representation for the Latino community.

Joyce Kelly, Compton resident, stated that the issue of voting reminds her of Medgar Evers murder, black suffrage, and the time when women fought for their right to vote, Susan B. Anthony, and the teenage suffrage during the 1960s. She stated that history is marked with people fighting for their rights and questioned why the City Council did not educate the community on the logistics of this lawsuit, why the City of Compton does not do what Don Knabe did when other elected officials tried to change his district, and what is going to happen if no Latino is elected.

Tomas Carlos, Compton resident, stated that the City was put on notice a year ago that the lawsuit was coming and the reasons why, which had to do with inequality of representation. He clarified that it is not a race thing, but that Latinos need representation either on the City Council or in the school district. He contended that a vote for plan map C would cause another lawsuit and that he would rather use his tax dollars to build a new shopping center in the Gateway Towne Center.

Felicitas Gonzales, Compton resident and plaintiff, spoke in favor of plaintiff's plan map Four and modified Plan D, declaring that Compton has not accepted Latinos, completely.

Joe Cerrado, Labor unions representative, spoke in favor of plaintiff's plan map Four and advised the council to support it for their own political aspirations.

Carolyn Stokes, Compton resident, stated that as a former citizen of Birmingham Alabama, she fought for years for the right to vote. She encouraged the Latino community, that if they really wanted change, to collaborate and get enough people to support them and elect a Latino for council. She concluded that 81% of the City is Latino, but 75% of homeowners are African American.

Lynn Boone, Compton resident, maintained that this City cannot be made to conform to do anything in accordance to the City Charter. She indicated that if 81% of the City is Latino, then this hearing is unnecessary and a Latino will be elected automatically. She affirmed her support for Diane Sanchez because of her character and her willingness to serve the entire citizenship of Compton.

Lorraine Cervantes, Compton resident, petitioned the City Council to vote for plaintiff plan map Four, because it is fair and conforms to the law.

On motion by Dobson, seconded by Arceneaux, the public hearing was closed at 7:50 p.m., by the following vote on roll call:

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

COUNCIL COMMENTS ON THE HEARING

Councilperson Zurita stated that she represents all citizens in the City of Compton and that what is right is not always what is popular; and that she will continue to support the map on the wall.

City Attorney Cornwell referenced Section 501 of the City Charter which cites: "In establishing the boundaries of the districts, council may give consideration to the following factors: typography, geography, cohesiveness, continuity, integrity, compactness of territory and community of interests of the districts." Mr. Cornwell stated that the creation of lines strictly with a racial determining factor is still illegal pursuant to federal and state law; however, race can be a factor among the other factors listed.

City Attorney Cornwell asked the demographer to explain how the northeastern corner of plaintiff plan map Four was established.

Mr. Johnson explained that it was an attempt to not take the area of concern from plan map A and in exchange picking up a different neighborhood, while still meeting their targets for compact districts for minimizing the splits of Compton and Willowbrook and sticking with relatively compact areas.

City Attorney Cornwell also asked if there were issues with the southwestern corner carve out section of District Two. Mr. Johnson stated that there is a common concern for looking at district maps, for example is there a way for people to walk from one side of the district to the other side of the district for precinct walking, organizing, and general neighborhood connections. Unfortunately, the only connections are the borders at Elm Street on the north and Compton Boulevard on the south.

City Attorney Cornwell asked if plaintiff plan map Four meets the criteria for two Latino districts. Mr. Johnson indicated that only plaintiff plan map 2 meet that criteria.

Mayor Perrodin requested the number of maps submitted by the plaintiffs during the course of the hearings. Mr. Johnson stated that three maps were submitted.

Mayor Perrodin requested the number of maps provided by private citizens. Mr. Johnson stated that the plaintiffs are citizens of Compton and outside that group, no additional maps were provided.

Mayor Perrodin inquired about the number of maps submitted by Mr. Pallan. Mr. Johnson cited that all maps came through the demographer for the plaintiff's group.

Mayor Perrodin requested legal counsel.

City Attorney Cornwell stated that Mr. Pallans' map is included in the three maps submitted by plaintiff.

Mayor Perrodin asked if any other citizen or organization, besides Mr. Pallan and the plaintiff's group, submit a plan map. Mr. Johnson indicated that no other plan maps were submitted by any other citizen or organization.

Councilperson Arceneaux indicated that she did not have a problem with plan maps A and D or plaintiff's plan map Four because they did not significantly impact the district she represents, and for that reason she will concede to the second district councilperson's wishes.

8. **<u>MINUTE MOTION</u>**: RECONSIDER SECOND READING FOR REDISTRICING PLAN "C"

On motion by Jones, seconded by Dobson, to reconsider a second reading for redistricting Plan "C", by the following vote on roll call:

#1.

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

9. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON RE-ALIGNING THE BOUNDARIES OF THE CITY COUNCIL DISTRICTS, BASED ON THE 2010 CENSUS, FOR USE AT THE CITY'S APRIL 2013 PRIMARY ELECTION AND SUBSEQUENT ELECTIONS **(Second Reading)**

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

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

On motion by Jones, seconded by Arceneaux, **Ordinance # 2,233** entitled **"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON RE-ALIGNING THE BOUNDARIES OF THE CITY COUNCIL DISTRICTS, BASED ON THE 2010 CENSUS, FOR USE AT THE CITY'S APRIL 2013 PRIMARY ELECTION AND SUBSEQUENT ELECTIONS"** was adopted, by the following vote on roll call:

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

Councilperson Zurita requested that the approved map be posted on behalf of the citizens; and asked if the new lines would be used in the April elections.

City Clerk Godwin replied affirmatively.

Councilperson Zurita asked the city clerk if the new lines would affect the November election polling places. City Clerk Godwin noted that the new district lines would have no effect on the November election.

Mayor Perrodin announced the new district boundaries for candidates wishing to run for office.

Councilperson Zurita questioned how the residents would be educated on the new boundaries. City Clerk Godwin explained that the ordinance would be published in the local newspaper.

Councilperson Zurita asked if notices would be sent out with water bills.

Mayor Perrodin stated that, unless the City Clerk has the expenses already allocated in her budget, a budget amendment would have to be approved.

Councilperson Zurita affirmed that she believes the notices would be worth the money and questioned why anyone on the dais would not want to educate the voters on the boundary changes.

Mayor Perrodin advocated voter education; however he indicated that the city manager would have to specify where the funds would come from.

Councilperson Arceneaux advocated the importance of voter education before the April election; and asked the city manager to begin to formulate education materials for distribution.

City Manager Duffey consented to Councilperson Arceneaux's request.

City Clerk Godwin explained that all voters will receive specific information in their sample ballots regarding the changes and the candidates running for office. Ms. Godwin suggested that information be published on the City's website and mailed in water bills, if the city manager chooses to do so.

Mayor Perrodin cited the possibility of the plaintiffs going to court to get an injunction.

Mr. Johnson noted that candidate qualification signatures for the ballot would need to come from their district.

Mayor Perrodin stated that the city clerk, city treasurer, city attorney and Mayor positions are still citywide elections.

Councilperson Zurita asked if the number of required signatures and fees change with the redistricting. City Clerk Godwin stated that only the city council can change the fees; however, the required number of signatures will not change in accordance to election law.

City Manager Duffey stated that there was no harm done, in terms of diminishing anyone's ability to be elected, if anything, there is a positive impact on the percentages based on certain demographics. Mr. Duffey added that the data behind the maps, map C, did not hinder any specific group from being elected. Therefore, if anyone wants to sue the City it will not be based on that merit.

Mayor Perrodin stated that he was disappointed to hear the racial overtones in some of the speaker's comments. The Mayor advised the members of the Latino community to go to the polls to ensure that the person they believe, is the best qualified person, is elected.

Mayor Perrodin noted that Compton was the only city, thus far, that has been sued, however due to the potential cost of legal fees, this City Council decided to compromise with the plaintiffs by not speaking in opposition to Measure B.

6:00 P.M. - PUBLIC HEARING - TO CONSIDER FINANCING OF THE ACQUISITION AND DEVELOPMENT OF PARK VILLAGE APARTMENTS (708 W. Corregidor Street) - **(Item #12)**

On motion by Arceneaux, seconded by Jones, the public hearing was opened at 8:22 p.m., by the following vote on roll call:

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

Kofi Sefa'boayke, Director of Successor Agency, solicited comments from the public regarding the proposed bond issuance to finance the rehabilitation and acquisition of Park Village apartments in accordance to the Internal Revenue Service (IRS) Tax Equity Fiscal Responsibility Act (TEFRA); to utilize private activity tax exempt bonds to develop a multi-family residence and issue tax credits. The private activity bond will have no fiscal impacts on the City of Compton.

Derek Allen, Director of Development ROEM Corp., presented a Power Point presentation on the proposed rehabilitation and acquisition of Park Village apartment units for the benefit of the Compton community.

AUDIENCE COMMENTS ON THE HEARING

Lorraine Cervantes, Compton resident, questioned how the City can guarantee that the property owner will maintain the property, and what will happen to the tenants who currently live there, and who'll pay the costs if their displaced.

Mr. Allen stated that ROEM will become the new property owners once the property is acquired, all tenants will either be relocated to another temporary unit or their expenses will be paid for, for two weeks while their unit is renovated.

Ms. Cervantes also questioned how the rents will compare to what the tenants are paying now.

Mr. Allen stated that the current restrictions on subsidized rents will continue for anyone who is certified to live there. However, with every single year, HUD and the Local Housing Authority will review the rents and make marginal increases or decreases based upon the economy.

Mike Chattom, National Association for Equal Justice in America (NAEJA), requested the accommodations for the youth to study within the residence, i.e., libraries, classrooms, etc. Mr. Allen cited a 1,800 square foot building specifically designed for after-school programs which includes homework clubs, mentoring and ESL classes.

Lynn Boone, Compton resident, presented copies of agendas that contain promises from housing and Community Redevelopment Agency (CRA). She questioned why the council is considering the proposed development and contended that the Neighborhood Stabilization Program (NSP) could not accept monies for various reasons. She maintained that there were penalties attached to the winding down of CRA which could affect the Successor Agency and the City as well. She requested the new birth of Compton, and asked that the Agency complete one project before venturing onto a new one.

Val Dudley, Compton resident, spoke in favor of the proposed residential development, as long as the City of Compton does not have to pay for it.

Barbara Calhoun, Compton resident, asked if there would be an ongoing maintenance schedule for the property. Mr. Allen indicated that those costs have been included in the upfront financial budget.

Joyce Kelly, Compton resident, questioned what would happen to the existing residents during construction, and if the rents would be increased. Mr. Allen explained that each resident would be relocated into either a temporary unit or off site place for approximately two weeks at the developer's expense.

Ms. Kelly asked if the property would be owned by bond funds. Mr. Allen assured Ms. Kelly that the bonds would be paid for by the revenues generated from the property.

On motion by Arceneaux, seconded by Zurita, the public hearing was closed at 8:59 p.m., by the following vote on roll call:

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

COUNCIL COMMENTS ON THE HEARING

Councilperson Zurita complimented Mr. Allen for his presentation; though she expressed a concern for residents being displaced.

Mr. Allen assured Councilperson Zurita that this would be an efficient rehabilitation process and that no units would be left vacant.

Councilperson Zurita asked if the property would be gated. Mr. Allen replied affirmatively and noted that the jasmine around the property would be enhanced as a green barrier.

Councilperson Zurita requested the date of construction. Mr. Allen stated that renovations are expected to begin during summer 2013.

Councilperson Zurita asked Mr. Allen to confirm that the City is a pass through, and that this development will not have an impact on the City's bonds, or general fund. Mr. Allen conceded that there would be no fiscal impacts to the City.

Councilperson Dobson welcomed the ROEM Corporation to the City of Compton.

Councilperson Jones stated that he is proud of this development and asked the developers to ensure the safety and protection of Compton residents.

Councilperson Arceneaux stated that she is excited about this new edition to the Third District and asked if town hall meetings would be held to explain the process to the residents. Mr. Allen replied affirmatively.

Mayor Perrodin recognized that approximately $50,000 will be spent on each unit and requested the amount of money to be spent in the common areas. Mr. Allen explained that the $50,000 includes three areas: the interior unit, the building itself and the common areas.

Mayor Perrodin requested the value of the bonds to be taken out. Mr. Allen stated that they intend to finance approximately $26 million in bonds for a total of $33 million with the balance made up with tax credits as an incentive.

Mayor Perrodin stated that he understands that the City is a pass through agency; however he indicated that he would feel better if he knew what their profit margins were.

Mr. Allen stated that the business model for affordable housing is fee based; therefore as a developer, they are entitled to a fee which will cap out at $2.5 million.

Mayor Perrodin requested the minimum holding time. Mr. Allen cited an approximate 15-year holding time with options to continue business as usual, refinance the property, or sell.

Mayor Perrodin questioned if tax credits are received for properties located near transportation lines. Mr. Allen stated that the emphasis is based on the proximity to transportation.

Mayor Perrodin notified the residents that they could review the code requirements at Section 147 sub-section F of the Internal Revenue Code of 1986 under the Tax Equity Fiscal Responsibility Act.

Mayor Perrodin complimented Mr. Allen on the Power Point presentation and recognized ROEM Corporation as a reputable company.

Mayor Perrodin asked if a demographics study and consensus of Park Village residents was taken to determine those in favor of this project. Mr. Allen indicated that the majority of the residents are Samoan and stated that a meeting has been scheduled for November 7, 2012.

City Manager Duffey questioned who would be managing the property.

Mr. Allen stated that they partner with a firm called F.P.I., one of the largest housing managers in the state of California.

Councilperson Arceneaux asked Mr. Allen if the purchase has been finalized. Mr. Allen stated that there is a purchase and sale contract in place for them to acquire the property, after which they anticipate closing in spring 2013.

12. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING THE ISSUANCE BY THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY OF MULTIFAMILY HOUSING REVENUE BONDS FOR THE PARK VILLAGE FAMILY APARTMENTS

On motion by Arceneaux, seconded by Jones, **Resolution # 23,629** entitled **"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING THE ISSUANCE BY THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY OF MULTIFAMILY HOUSING REVENUE BONDS FOR THE PARK VILLAGE FAMILY APARTMENTS"** was approved, by the following vote on roll call:

AYES: Council Members – Zurita, Dobson, Arceneaux, Jones, Perrodin
NOES: Council Members – None
ABSENT: Council Members – None

#1.

PUBLIC COMMENTS ON AGENDA ITEMS AND NON-AGENDA MATTERS

Roland Coleman, Compton Worksource Center, thanked the City Council for their continued support of the Worksource Center and announced the upcoming "Job Fair" to be held on November 1, 2012 from 10 a.m. to 2 p.m.

Lorraine Cervantes, Compton resident, stated that she believes the rehabilitation of the Park Village apartments will increase the value of the surrounding residential properties. She indicated that the property owners would have to be diligent in their maintenance of the property to ensure the negative elements go away and once the value of the property has gone up, the rent will increase, existing residents may leave, and new residents that appreciate living there will come.

Charles Strickland, Compton resident, suggested the city manager be given time to show what he can do for the City. Mr. Strickland thanked the members of the City Council that chose him, and contended that the City's problems were man-made and through the grace of God could be remedied.

REQUEST TO EXTEND THE MEETING PAST THE FOUR HOUR MARK

On motion by Arceneaux, seconded by Jones, the meeting was extended past the four-hour mark, by the following vote on roll call:

AYES: Council Members – Zurita, Dobson, Arceneaux, Jones, Perrodin
NOES: Council Members – None
ABSENT:Council Members – None

Carolyn Stokes, Compton resident, requested a copy of the report explaining how the city attorney and city manager collects money owed to the City.

Herbert Arceneaux, Compton resident, stated that the City is in dire need of cooperation and team work to try to save Compton. He encouraged the city manager and city attorney to keep up the good work, and went on to state that there were several members of the City Council in Washington D.C. during the 2008 inauguration of President Obama. He indicated that there were other organizations, besides Pacific Coast Waste & Recycling, involved in the oldest Compton resident contest, such as Cliffs Burritos, Compton Fire Explorers, and Bledsoe's BBQ. He questioned how people could be so negative when there is so much positivity happening in the City of Compton.

Lee Wax, Coalition of Compton Unions, urged a no vote on Proposition 32 because it is an attempt to put unions out of business. He encouraged the citizens to become more astute politically, and asked that Supreme Court appointments be taken seriously.

Barbara Calhoun, Compton resident and former councilperson, petitioned the City Council to vote in favor of Item 13; the proposed resolution for all mail elections. She explained the process and cited it to be an alternative way to avoid voter fraud.

Joyce Kelly, Compton resident, suggested that a measure be placed on the ballot to allow the people a choice whether or not they want an all mail ballot. She referenced Item Number 10 asked if it was legal for the City to continue in the construction of a well at Sebrie Park and if there are qualified people operating in the position; and if the state gave the city time to hire someone with a D4 certification. She affirmed that she was the person who accused the council members of spending 1500 each to go to President Obama's inauguration and to give the people their money back. She reiterated her request to give the people a choice to vote on an all mail ballot and advocated Allen Jackson for district attorney.

Lynn Boone, Compton resident, referenced Items Two and Three and notified council that they voted to approve these items April 6, 2010. She stated that had not a Councilperson asked about the Williams Street alley no one would have known where the money is, or if it is available. She questioned the city manager's assertion that the City's budget is balanced because he did not address projects that took place prior to him coming to Compton in the budget. She stated that she read the statement in the minutes and advised Mr. Arceneaux to look at the minutes where he thanked Pacific Coast Waste & Recycling and asked that their contract be approved because they donated to his event. She stated that she paid to get a copy of everyone's campaign statements and affirmed that she did not make up the information. She asked the Mayor and councilperson Dobson to take their time with Item Number Five because she does not believe the other councilpersons are digesting it tonight. She stated that the well at Sebrie Park is completed and asked if the hiring of a consultant firm would bring someone in with a D4 or D5 certification. She stated that as a citizen, she would like to stop being disrespected by a man who wears his hat inside of council chambers.

CONSENT AGENDA

ITEMS REMOVED FROM THE CONSENT AGENDA – Items 2, 3 and 5 were removed from the Consent Agenda.

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

AYES: Council Members – Zurita, Dobson, Arceneaux, Jones, Perrodin
NOES: Council Members – None
ABSENT:Council Members – None

APPROVAL OF MINUTES

1. OCTOBER 9, 2012 - Approved.

COMPTON CAREERLINK

4. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON RESCINDING RESOLUTION NO. 23,582 AND AUTHORIZING THE CITY MANAGER TO ACCEPT ADDITIONAL FUNDS AND ENTER INTO AN AGREEMENT WITH THE COMMUNITY AND SENIOR SERVICES (CSS) OF LOS ANGELES COUNTY FOR THE WORKFORCE INVESTMENT ACT (WIA) WAIVER YOUTH EMPLOYMENT PROGRAM (WWYEP) FOR FISCAL YEAR 2012-2013 **(Resolution # 23,630)**

RISK MANAGEMENT

6. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS WITH SERVICE PROVIDERS FOR THE SELF-INSURED WORKERS' COMPENSATION PROGRAM **(Resolution # 23,631)**

ITEMS REMOVED FROM THE CONSENT AGENDA

CITY MANAGER/CITY ATTORNEY/CITY TREASURER REPORTS

2. WILLIAMS ALLEY PROGRESS REPORT

Councilperson Zurita requested a brief oral report regarding the Williams' Street Alley project.

City Manager Duffey reported that the project will be funded by Prop 1B monies; going out to bid during the middle of next week; bid openings in mid-November; award contract to council in late November; preconstruction design and project completion estimated in mid-April 2013.

Mayor Perrodin stated that the Williams' Street alley project has been ongoing for approximately eight years and advised the city manager that changes in personnel is what caused the projects to be delayed.

3. ORIS/WINONA ALLEY PROGRESS REPORT

On motion by Arceneaux, seconded by Jones, Items Two and Three were received and filed, by the following vote on roll call:

#1.

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

PUBLIC WORKS-ENGINEERING

5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT AND ISSUE A PURCHASE ORDER TO KATZ, OKITSU & ASSOCIATES (KOA) FOR ENGINEERING AND DESIGN SERVICES FOR THE TRAFFIC SIGNAL UPGRADE PROJECT AND PROVISION OF THE TRAFFIC MANAGEMENT OPERATIONS CENTER (CIP NO. 06-06)

Councilperson Dobson asked the city manager if pedestrian countdown signals were included in the design of the traffic signal upgrade project.

Mr. Williams, Public Works Department, stated that he would bet that the upgrades would include that type of signal; however he could not confirm or deny.

Councilperson Zurita asked Mr. Williams if the City owns a mobile speedometer. Mr. Williams stated that he could not answer that question and asserted that the City could obtain one from the Sheriff's Department or an auto club.

City Manager Duffey stated that he would follow up on this issue.

Councilperson Jones asked the city manager if the much anticipated traffic signal near the intersection of Atlantic and Alondra Boulevard was included into this project.

Mr. Williams stated that he would report back.

Councilperson Jones stated that he was told by the public works department that the traffic signal had to be redesigned due to exceeded time constraints. He stated the need for a turning signal at that location.

Mr. William indicated that the project would be funded by the Department of Transportation.

Councilperson Zurita requested a list of the traffic signals to be changed.

Mayor Perrodin asked Mr. Williams if the City has begun to expend the $5.5 million grant allocated for traffic signals upgrades and the installation of the traffic management and operations center at the Martin Luther King Jr. Transit Center.

City Manager Duffey stated that the balance as of today is approximately $1.9 million.

Mayor Perrodin requested a report regarding the items the monies have been spent on due to a concern for the City potentially repaying the grants; and whether or not the City plans to install the traffic management center with the remaining funds.

Mayor Perrodin referenced a previous one-year contract between the city manager and KOA in 2006 to provide plan and design, and construction documents for this project for over 100 traffic signals, and questioned if this contract expired in 2007.

Mr. Williams explained that this project began in November 2006, but because of various problems and unanticipated staff changes, the project was stalled because staff was afraid to make decisions to move the project forward. In addition, the contractor was not being paid, and the requested $6,000 was to get the project restarted. The project is under construction, but could not go forward because the contractor was not receiving information on his request for information. The City was not paying the designer to deliver and because of in-house financing, instead of completing the project in July the project is before the council now.

Mr. Williams noted that the $6,000 is to pay the past due balance, in addition to providing another $13,000 to ensure that they are available on an as needed basis to answer inquiries as the City move forward with the balance of the construction work.

Mayor Perrodin asked if the contract expired in 2007 with this company.

City Manager Duffey stated that he did not believe so, because the background information indicates that the City continued to use this company.

Mayor Perrodin questioned why the City continued to use this company when it was determined that they had an expired contract since 2007.

Mr. Williams stated that this contract involves the federal department of transportation (DOT); wherein the City has to stay with this contractor, they stopped doing business with the City, because the City stopped paying them and the reason why the city was not paying them is because there was no leadership in the department.

Mayor Perrodin asked Mr. Williams why he continued to use this company when he discovered they did not have a contract.

City Manager Duffey stated that the company is not doing any work for the City presently, because there is no contract, the City cannot pay the bill because there was no contract.

Mayor Perrodin asked the city manager if any monies were allocated for this contract in last year's budget.

City Manager Duffey stated that the remaining $1.9 million grant is the source for this contract.

Councilperson Jones requested the ending date for the use of these funds. Mr. Williams noted that the City must have the designer of record on board to answer requests from the contractor.

Mayor Perrodin asked the city controller, when was the last time he withdrew from the account.

Stephen Ajobiewe, City Controller, stated that no funds have been withdrawn from the account for the past two years.

Mayor Perrodin requested the funding source for the traffic signal projects at Central and Compton Boulevard and Atlantic and Alondra Boulevard.

City Controller Ajobiewe stated that those projects were possibly funded by other reimbursable department of transportation grants.

Mayor Perrodin directed the city controller to report back regarding the funding source for those two projects.

Mayor Perrodin stated that he wanted a report back with the list of the 100 traffic signals that are part of the DOT grant.

Mayor Perrodin requested the report regarding the location of the traffic and management operations center.

Mayor Perrodin asked the city attorney if this item was a budget amendment.

City Attorney Cornwell verified that this item is not a budget amendment, and directed the Mayor to section three and five of the resolution.

#1.

On motion by Zurita, seconded by Arceneaux, **Resolution # 23,632** entitled **"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT AND ISSUE A PURCHASE ORDER TO KATZ, OKITSU & ASSOCIATES (KOA) FOR ENGINEERING AND DESIGN SERVICES FOR THE TRAFFIC SIGNAL UPGRADE PROJECT AND PROVISION OF THE TRAFFIC MANAGEMENT OPERATIONS CENTER (CIP NO. 06-06)"** was approved, by the following vote on roll call:

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

END CONSENT AGENDA

REGULAR AGENDA

UNFINISHED BUSINESS- There was no Unfinished Business.

NEW BUSINESS

10. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON RESCINDING RESOLUTION # 23,546 AND AUTHORIZING THE CITY MANAGER TO ACCEPT THE BID, ENTER INTO A CONTRACT AND ISSUE A PURCHASE ORDER TO CORA CONSTRUCTOR, INC. FOR THE CONSTRUCTION OF WELL #20 AT SEBRIE PARK AND AMEND THE WATER DEPARTMENT 2012/2013 BUDGET

City Clerk Godwin stated the following corrections to the proposed resolution, Section Five account number 2620-850-000-4332 in parentheses (fiscal year 2011) is added; under the same section under 2. Account number 2620-850-000-4332, other structure and improvement in the amount of $843,495.74 has been added; and the amount for account 5003-850-000-4332, other structure and improvement the amount has been changed to $756,812.38.

Mayor Perrodin inquired about why this project was stalled with only ten percent remaining.

Mr. Williams' explained the four phases to this project, wherein staff is requesting to move into phase three with phase four being the refurbishing of the park.

Mayor Perrodin requested the remaining balance of the project budget for the refurbishing of the park, citing concerns for a citizen's complaints regarding the playground equipment being too close to the street.

Stephen Ajobiewe, City Controller, stated that $1.6 million is remaining leaving approximately $300,000 for park improvements.

Mayor Perrodin asked Mr. Williams if he performed an estimate on the costs to refurbish the park. Mr. Williams asserted that staff could do that and added that the item must be approved tonight otherwise the City will be in jeopardy of losing EPA grant money, and repaying what was already spent. The contractor has been out there for almost seven months holding his bid, and he has indicated that if he cannot get his subcontractors to continue to commit to the project, he will have to bow out leaving the city to go back out to bid again and the EPA funds will no longer be available.

City Manager Duffey stated that a one in a half year project has grown into a four in a half year project. The City has requested multiple extensions, and the project manager of EPA has indicated that the last extension was granted for December 2012, and if not completed by December 2012, the EPA could potentially end the project and ask for repayment of monies already expended.

Mr. Williams added that the any repayments would have to come from general fund monies.

Mayor Perrodin went on to cite a concern for the contractor's twenty percent contingency and a lack of funds left over for the refurbishing of the park. Mr. Williams informed the Mayor that the contingency plan was put in place by the design engineer, noting that this is not a change order.

Mr. Williams indicated that the contingency is for unforeseen problems, noting that one of the problems is the well has been sitting dormant and having problems.

City Manager Duffey stated that they could come back to council if the contingency goes above ten percent.

On motion by Arceneaux, seconded by Jones, **Resolution # 23,633** entitled **"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON RESCINDING RESOLUTION # 23,546 AND AUTHORIZING THE CITY MANAGER TO ACCEPT THE BID, ENTER INTO A CONTRACT AND ISSUE A PURCHASE ORDER TO CORA CONSTRUCTOR, INC. FOR THE CONSTRUCTION OF WELL # 20 AT SEBRIE PARK AND AMEND THE WATER DEPARTMENT 2012/2013 BUDGET"** was approved, by the following vote on roll call:

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

11. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON RE-ALIGNING THE BOUNDARIES OF THE CITY COUNCIL DISTRICTS, BASED ON THE 2010 CENSUS, FOR USE AT THE CITY'S APRIL 2013 PRIMARY ELECTION AND SUBSEQUENT ELECTIONS **(FIRST READING)(REMOVED)**

13. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING SECTION VI OF THE COMPTON MUNICIPAL CODE ADDING SECTION 6-22 AUTHORIZING THE CITY TO CONDUCT ALL-MAIL BALLOT ELECTIONS

It was moved by Dobson, and seconded by Jones, to discuss this item.

Councilperson Zurita affirmed that she would never give up her right to go to the polls on Election Day, and that she is teaching her daughter the importance of voting and taking her to the same polling place her mother took her. Ms. Zurita went on to state that it would be a disservice to the voters of Compton to make another change on election day without education, and as it stands now, every voter in the City of Compton has a choice to either vote by mail or go to the polls.

Councilperson Zurita questioned the urgency of the change and cited an increased risk of fraud and suggested the option of electronic. She cited a feeling of value to have the opportunity to get up and go to the polls on Election Day and held that this right would have to be taken away from her because she would never give it away.

Councilperson Arceneaux stated that her and her husband personally vote by mail; however she stated that she has received many calls from seniors asking the council not to do this. Ms. Arceneaux proposed that the matter be put on the ballot and conceded that it is a tradition to go to the polls, and especially with all the changes affecting the districts, this will create a lot of confusion at this time.

Councilperson Arceneaux stated that she believes the citizens should continue to have a choice in the matter, reiterating that the community has stated that they want to continue.

Councilperson Dobson stated that she was a strong proponent to going to the polls; however times bring about change. She indicated that she received no calls resisting the change.
She cited it disgraceful and a waste of money when no one goes to vote at some of the polling places, in addition to finding good people to work the polling places.

#1.

Councilperson Dobson stated that as a person who watches the bottom-line, she believes it will be in the best interest of the city to vote by mail especially when there will be polling places established for those who would like to go to the polls. The city would be able to save money on having a multitude of precincts that no one votes at. She stated that the statistics of people that actually vote at some of the polling place is a disgrace and not enough to even say they were open.

Councilperson Dobson stated that as a person who was initially against it, she is willing to try it.

City Clerk Godwin clarified that voting by mail will actually prevent fraud because every signature is verified, whereas at the polls the signatures are not verified.

City Clerk Godwin stated that she put together a group of citizens in 2010 as a panel to discuss their feelings on voting by mail. She stated that Councilperson Zurita's sister and Councilperson Jones were a part of the panel and their main concern was how the City will educate the citizens on the process.

City Clerk Godwin affirmed that vote by mail elections are legal and can be authorized by the council because Compton is a charter city, or the council can put the matter on the ballot if they chooses to do so. She held that she was charged with a mission to save the City money. Early voting will only increase the costs, because the machines have to be rented and they are expensive.

City Clerk Godwin referenced a report from the Registrars Recorders Office which states that 7,894 citizens are permanent vote by mail voters which is more than the turnout in an entire election.

City Clerk Godwin assured the citizens that it is not her goal to take away anyone's right to vote but to only increase the turnout of the election.

City Clerk Godwin mentioned the statistics from other cities that have vote by mail, noting their turnouts have increased anywhere from 19% to 52%. Ms. Godwin cited the problems that occur on election mornings wherein poll workers do not show up, and then there is the dilemma of finding a replacement. Having an all mail election would eliminate these issues.

City Clerk Godwin maintained that these are facts from a city clerk who has worked in the office for 30 years and whether or not the resolution is approved, she has an election to run.

City Clerk Godwin noted that the 2011 election cost the City over $200,000, however, she is almost certain that the cost could be cut in half if not more.

Mayor Perrodin stated that after reviewing the background information he noticed that there were several states that vote by mail; and that there may be other reasons why the southern states do not vote by mail.

The Mayor read an article regarding the city of Santa Barbara saving another $40,000 by switching to an all mail election with seven drop off locations for voters who want to go to the polls, 23,000 voters participating in the election and two-thirds voting by mail, with a voter turnout at nearly 50%, the highest in 30 years in a city election.

Mayor Perrodin affirmed his support for anyway to increase voter participation, citing that voting by mail would be a big advantage to stopping voter fraud, cost effective, it is easier for election officials to conduct the election, gives the voter a longer opportunity to decide how they want to vote, illness, or emergency.

On motion by Dobson, seconded by Jones, **"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING SECTION VI OF THE COMPTON MUNICIPAL CODE ADDING SECTION 6-22 AUTHORIZING THE CITY TO CONDUCT ALL-MAIL BALLOT ELECTIONS"** failed, by the following vote on roll call:

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

APPROVAL OF WARRANTS

14. Warrant #211117 - 9/17/12 - All Star Interpreting Services - Spanish Interpreting Services - $7,136.80 - Requested by: City Clerk's Office

On motion by Zurita, seconded by Jones, warrant number 211117 was approved, by the following vote on roll call:

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

The meeting was suspended at 10:52 p.m. to open the Successor Agency meeting.

On motion by Arceneaux, seconded by Jones, the meeting was reconvened at 11:28 p.m., by the following vote on roll call:

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

COUNCIL COMMENTS

Councilperson Zurita reminded the citizens to participate in the first annual "Walk for a Cure" event to be held on Saturday, October27, 2012 at 8:30 a.m. at the Greenleaf Parkway.

Councilperson Zurita notified the citizens of the following city hall closure days: Monday, November 12, 2012, Wednesday, November 21, 2012 and Thursday, November 22, 2012.

Councilperson Zurita directed the city manager to enforce the roll-off bin ordinance.

Councilperson Zurita asked that the City's alleys be placed on a maintenance schedule.

Councilperson Zurita congratulated and thanked hip-hop artist Kendrick Lamar for debuting his album at a free concert and autograph signing event at the Compton Best Buy.

***Mayor Perrodin in at 11:31 p.m.**

Councilperson Arceneaux stated that she had the opportunity to attend the Disability Commission's "Look Up and Live" luncheon last Friday, in honor of John Anthony Clark.

Councilperson Arceneaux requested that the meeting be adjourned in the memory of long-time resident and member of Doublerock Missionary Baptist Church Fannie Mae Gray.

Councilperson Jones encouraged the members of the Compton community to attend the "Children's Fall Festival" to be held on Saturday, October 7, 2012at Kelly Park beginning at 10 a.m. Free rides, gifts and food will be provided. For more information, please call Councilperson Jones at (310) 605-5662.

Councilperson Jones stated that he had the opportunity to participate in the Second District's Just Do Good Clean-up event and pleased to represent Compton at the Taste of Soul event in Los Angeles.

Councilperson Dobson announced Congresswoman Laura Richardson's town hall meeting to be held on Wednesday, October 24, 2012 at 6 p.m. hosted by Faith Inspirational Church.

#1.

Councilperson Dobson announced the Compton Community College District Special Trustee Advisory Committee will be hosting a meeting on Tuesday, October 30, 2012 in the Compton Center board room located in the administration building.

Councilperson Dobson urged the community to show their support for breast cancer awareness by wearing pink on October 24, 2012.

Councilperson Dobson announced the "Veterans Day Welcome Home Celebration" to be held on Saturday, November 11, 2012 from 10 a.m. to 3 p.m. at the VA Long Beach Healthcare Center.

Councilperson Dobson announced the Compton Careerlink's recruitment for Macy, Marshalls and TJ Max in various locations. For more information, please visit the Careerlink at 700 North Bullis Road.

If you would like more information regarding employment opportunities, please call Councilperson Dobson's office at (310) 605-5684.

***Councilperson Arceneaux out at 11:48 p.m.**

Councilperson Dobson stated that she had the opportunity to work the Just Do Good organization last weekend and requested that the meeting be adjourned in the memory of Valda Ross.

Councilperson Dobson urged everyone to exercise their right to vote.

Councilperson Zurita requested that the meeting be adjourned in the memory of employee Kathleen Anderson's father Spargine Wesbrooks.

***Councilperson Zurita out at 11:52 p.m.**

Mayor Perrodin requested that the meeting be adjourned in the memory of Mary Ross.

Mayor Perrodin stated that he had an opportunity to speak at the Concerned Citizens meeting, and asked the city manager to address the maintenance of the Compton Creek behind Sunny Cove, opening the gate at the Blue Line Station near the casino, televise the council meetings at least twice a day, declaring the Compton post office a historical landmark, lights are still out on Walnut between Central and Wilmington Boulevard.

As a citizen of Compton, Mayor Perrodin advocated the community to vote for Jackie Lacey for district attorney, and if she wins, she will be the first female and African American to head the district attorney's office in the County of Los Angeles.

ADJOURNMENT

On motion by Dobson, seconded by Jones, the meeting was adjourned at 11:56 p.m. in the memory of **Fannie Mae Gray**, **Valda Ross**, **Spargine Wesbrooks** and **Mary Ross**, by the following vote on roll call:

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

City Clerk of the City of Compton **Mayor of the City of Compton**

#2.

November 20, 2012

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: HAROLD C. WILLIAMS, P.E., INTERIM DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS TO SULLY MILLER CONTRACTING COMPANY, CALMAT COMPANY DBA VULCAN MATERIALS COMPANY AND UNIQUE PAVING MATERIALS FOR ASPHALT MATERIALS

SUMMARY
This resolution authorizes the City Manager to issue purchase orders to Sully Miller and Calmat Company dba Vulcan Materials Company and Unique Paving Materials for the purpose of purchasing asphalt materials.

BACKGROUND
The Public Works Street Maintenance Division is in need of additional materials to fulfill the growing number of pothole requests that exists in the City. In order to continue to fill potholes throughout the City, City Council authorization is needed.

Among the duties of the Public Works Street Maintenance Division, is the maintenance of the City streets and alleyways via skin patching and filling potholes. This requires the use of asphalt and ancillary materials.

The City utilizes three main asphalt vendors for optimal flexibility and the prices charged are the same. Each vendor will be issued a Purchase Order in the amount of $20,000.

STATEMENT OF THE ISSUE
The Public Works Street Maintenance Division would like to continue the ability to purchase needed asphalt materials used for street repairs from Sully Miller Contracting Company (Inglewood, CA), Calmat Company dba Vulcan Materials Company (Los Angeles, CA) and Unique Paving Materials (Cleveland, OH) for the remainder of the 2012-2013 Fiscal Year.

FINANCIAL IMPACT
The funds for these expenditures are in the Public Works Department's 2012-2013 Fiscal Year budget in Account No. 1520-72-00MR-4233 in the amount of $60,000.

#2.

Vendor	Account No.	Description	Amount
Sully Miller Contracting Company	1520-72-00MR-4233	Measure R	$20,000
Calmat Company dba Vulcan Materials Company	1520-72-00MR-4233	Measure R	$20,000
Unique Paving Materials	1520-72-00MR-4233	Measure R	$20,000
Total			**$60,000**

ALTERNATIVE
The alternative is the inability to purchase asphalt materials to address the increasing demand for street repair throughout the City of Compton. The City would have to advertise for bids.

STAFF RECOMMENDATION
Staff recommends the adoption of the attached resolution.

HAROLD C. WILLIAMS, P.E.
INTERIM DIRECTOR OF PUBLIC WORKS

APPROVED FOR FORWARDING:

G. HAROLD DUFFEY
CITY MANAGER

GHD/HCW/RC

RESOLUTION NO. ___________

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS TO SULLY MILLER CONTRACTING COMPANY, CALMAT COMPANY DBA VULCAN MATERIALS COMPANY AND UNIQUE PAVING MATERIALS FOR ASPHALT MATERIALS

WHEREAS, the Public Works Department is requesting the City Manager be authorized to issue purchase orders to Sully Miller Contracting Company, Calmat Company dba Vulcan Materials Company and Unique Paving Materials for asphalt materials; and

WHEREAS, among the duties of the Public Works Street Maintenance Division is the maintenance of the City streets and alleyways via skin patching and filling of potholes; and

WHEREAS, this requires the purchase of asphalt and ancillary materials; and

WHEREAS, the City of Compton Public Works Street Maintenance Division is in need of additional materials to address the growing number of pothole requests that exists in the City of Compton; and

WHEREAS, each vendor will be issues a purchase order in the amount of $20,000 for the remainder of the 2012-2103 Fiscal Year; and

WHEREAS, The Public Street Maintenance Division would like to continue the ability to purchase needed asphalt materials used for street repairs from Sully Miller Contracting Company, Calmat company dba Vulcan Materials Company and Unique Paving Materials; and

WHEREAS, due to the expenditure exceeding the $5,000 threshold, authorization from City Council is required.

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

SECTION 1. That the City Manager is authorized to issue purchase orders to Sully Miller Contracting Company, Calmat Company dba Vulcan Materials Company and Unique Paving Materials in an amount not to exceed $20,000 each:

Vendor	Account No.	Description	Amount
Sully Miller Contracting Company	1520-72-00MR-4233	Measure R	$20,000
Calmat Company dba Vulcan Materials Company	1520-72-00MR-4233	Measure R	$20,000
Unique Paving Materials	1520-72-00MR-4233	Measure R	$20,000
Total			$60,000

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

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

ADOPTED this _________ day of ______________________, 2012.

____
MAYOR OF THE CITY OF COMPTON

#2.

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 ____________________ 2012.

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: **Public Works-Engineering**

RESOLUTION TITLE: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS TO SULLY MILLER CONTRACTING COMPANY, CALMAT COMPANY DBA VULCAN MATERIALS COMPANY AND UNIQUE PAVING MATERIALS FOR ASPHALT MATERIALS**

John Strickland	**10/31/2012 11:14:26 AM**
DEPARTMENT MANAGER'S SIGNATURE	DATE

REVIEW / APPROVAL

Ruth Rugley	**11/6/2012 12:04:12 PM**
CITY ATTORNEY	DATE
Stephen Ajobiewe	**11/7/2012 5:34:20 PM**
CITY CONTROLLER	DATE
G. Harold Duffey	**11/6/2012 12:00:33 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.

#4.

November 20, 2012

TO: **HONORABLE MAYOR AND COUNCIL MEMBERS**

FROM: **TERRANCE DAVIS, ASSISTANT CITY MANAGER**

SUBJECT: **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON CONSOLIDATING THE DEPARTMENTS OF PUBLIC WORKS AND WATER TO ESTABLISH THE DEPARTMENT OF PUBLIC WORKS AND MUNICIPAL UTILITIES**

SUMMARY

The City Manager is requesting that the City Council consider the adoption of an ordinance consolidating the Public Works Department and Municipal Water Department to create the Department of Public Works and Municipal Utilities to provide more integrated and efficient management of the engineering design, construction and maintenance of the City's critical infrastructure.

BACKGROUND

The City of Compton currently has two distinct departments with engineering responsibilities related to the rehabilitation and replacement of the City's above and below ground infrastructure. The Public Works Department is responsible for roadways, traffic signals, street lighting, sewer and storm drainage systems. In distinction, the Water Department is responsible for water distribution system assets, including underground transmission pipes, meters, wells, and pumping stations. Accordingly, the associated engineering responsibilities are segregated, which diminishes the City's ability to manage projects in a strategic manner.

Section 709 of the City of Compton Charter outlines the Powers and Duties of the City Engineer. Specifically, Section 709(a) specifies that the City Engineer is required to … "Supervise and be responsible for all City engineering work." The majority of the City's capital improvement projects (CIPs) are managed by the Public Works Department, which provides engineering design, construction and contractor oversight. Consequently, given the City's present organizational structure, the Director of Public Works fulfills the duties of City Engineer as defined by the Charter.

STATEMENT OF ISSUE

The California Constitution grants charter cities the power to make and enforce all ordinances and regulations with respect to municipal affairs. Section 704 of the Compton City Charter authorizes the City Council to *"…provide by ordinance the creation and abolishment of other appointive officers or department."*

The proposed ordinance seeks to improve the management and operation of the City's Public Works and Water Departments through the creation of the Department of Public Works and Municipal Utilities. For Fiscal Year 2012-2013, these departments manage a combined $15 million in annual CIPs related to roadways, traffic signal, street lighting, sewer, storm drainage and water distribution improvements. The locations and

#4.

functions of these key City assets are integrated and interdependent, which makes it imperative that the engineering design and planning for infrastructure related projects is managed from a singular, strategic perspective.

As mentioned, the City's existing organizational structure is not conducive to this objective, as CIPs are not managed through a broad citywide asset management approach, which is the typical best management practice for the municipal engineering industry. The creation of the Department of Public Works and Municipal Utilities provides the structural and management changes necessary to address this issue.

While the integration of engineering functions is paramount to the proposed new department, the consolidation would also allow for more effective allocation of administrative resources through the centralization of other department functions. Specifically, the combination of administrative functions such as contracts management, budget development and planning and customer service, would provide new opportunities to increase the efficiency of project and service delivery to citizens and businesses. In addition, it also provides cost savings potential by allowing the department to leverage combined project bids and contracts at larger scale. The majority of operations and maintenance staff would remain largely unaffected by the proposed consolidation due to the narrow technical expertise required for those functions.

ALTERNATIVE

The City Council can choose not to adopt this ordinance and direct staff to return at the Fiscal 2012-2013 midyear with additional recommendations on this item.

FINANCIAL IMPACT

Potential savings from improved management and operation of the City's Public Works and Water Departments through consolidation of the overlapping functions; such as more effective allocation of administrative resources by combining of functions like contracts management, budget development, planning, customer service and cost leverage in project bidding processes and contract letting on a larger scale.

RECOMMENDATIONS

It is the recommended that the ordinance be adopted, consolidating of the Public Works and Water Departments to establish the Department of Public Works and Municipal Utilities.

**TERRANCE DAVIS
ASSISTANT CITY MANAGER**

APPROVED FOR FORWARDING:

**G. HAROLD DUFFEY
CITY MANAGER**

ORDINANCE NO. ________

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON CONSOLIDATING THE DEPARTMENTS OF PUBLIC WORKS AND WATER TO ESTABLISH THE DEPARTMENT OF PUBLIC WORKS AND MUNICIPAL UTILITIES.

WHEREAS, the California Constitution grants charter cities the power to make and enforce all ordinances and regulations with respect to municipal affairs; and

WHEREAS, Section 704 of the Compton City Charter authorizes the City Council to *"… provide by ordinance the creation and abolishment of other appointive officers or department"*; and

WHEREAS, the City's organizational structure has two (2) distinct departments; Public Works and Municipal Water Departments; with engineering responsibilities related to the rehabilitation and replacement of the City's above and below ground infrastructure; and

WHEREAS, the Public Works Department is responsible for roadways, traffic signals, street lighting, sewer and storm drainage systems, while in distinction, the Water Department is responsible for water distribution system assets, including underground transmission pipes, meters, wells, and pumping stations; and

WHEREAS, as currently structured, the associated engineering responsibilities of the Public Works and Water Departments are segregated, diminishing the City's ability to manage projects in a strategic manner; and

WHEREAS, Section 709 of the Compton City Charter specifics that the City Engineer is required to *"…Supervise and be responsible for all City engineering work"*; and

WHEREAS, the majority of the City's Capital Improvement Projects (CIPs) are managed by the Public Works Department, which provides engineering design, construction and contract oversight; and

WHEREAS, the management of the locations and functions of the City's CIPs relative to roadways, traffic signals, street lighting, sewer, storm drainage and water distribution improvements should be integrated and interdependent, thus making it imperative that the engineering design and planning for infrastructure related projects be managed from a singular, strategic perspective; and

WHEREAS, the City Manager has reviewed the responsibilities of these two (2) departments and recommends that in order to serve the City's best needs, the Public Works and Municipal Water Departments be consolidated into one department based on commonality of functions, and established as the Department of Public Works and Municipal Utilities.

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

Section 1. That pursuant to Section 704 of the Compton City Charter, the Public Works Department and the Compton Municipal Water Department are hereby abolished as separate departments of the City of Compton, and shall be consolidated to establish the Department of Public Works and Municipal Utilities.

#4.

Section 2. The City Council declares that, should any provision, section, paragraph, sentence or word of this Ordinance hereby adopted be rendered or declared invalid by any final court action in a court of competent jurisdiction, or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences or words of this Ordinance hereby adopted shall remain in full force and effect.

Section 3. That a copy of this Ordinance shall be filed in the offices of the City Clerk and every department of the City.

Section 4. That this Ordinance shall take effect thirty (30) days after its adoption.

Section 5. 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 _____________, 2012.

____
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 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 _______________, 2012.

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

#4.

RESOLUTION SIGN-OFF FORM

DEPARTMENT:	**City Attorney**
RESOLUTION TITLE:	**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON CONSOLIDATING THE DEPARTMENTS OF PUBLIC WORKS AND WATER TO ESTABLISH THE DEPARTMENT OF PUBLIC WORKS AND MUNICIPAL UTILITIES.**

Ruth Rugley	**10/31/2012 11:57:44 AM**
DEPARTMENT MANAGER'S SIGNATURE	DATE

REVIEW / APPROVAL

Ruth Rugley	**11/1/2012 6:02:14 PM**
CITY ATTORNEY	DATE
Stephen Ajobiewe	**11/1/2012 5:36:55 PM**
CITY CONTROLLER	DATE
G. Harold Duffey	**11/1/2012 6:54:01 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.

November 13, 2012

TO: **MAYOR AND CITY COUNCIL MEMBERS**

FROM: **HAROLD C. WILLIAMS, P.E., INTERIM PUBLIC WORKS DIRECTOR / CITY ENGINEER**

SUBJECT: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO AMEND THE PUBLIC WORKS FISCAL YEAR 2012-2013 BUDGET, TRANSFER FUNDS BETWEEN ACCOUNTS AND ISSUE A PURCHASE ORDER TO CITY OF COMPTON MUNICIPAL WATER DEPARTMENT**

SUMMARY

This Resolution authorizes the budget amendment of Fiscal Year 2012-2013 Budget, transfer of funds between accounts and the issuance of a purchase order to Compton Municipal Water Department for the purposes of paying monthly water bills.

BACKGROUND

The City of Compton Public Works Department receives monthly invoicing from the Compton Municipal Water Department. The water services are provided for Public Works Engineering/Street Maintenance Divisions, City Yard, Street Sweeping and rubbish disposal.

Currently, the funds are located in Account Number 1001-72-0000-4269 (Other Contract Services) and needs to be transferred to 1001-72-0000-4259 (Water) to cover the expense of paying for monthly payments for water service to the City of Compton Municipal Water Department. The expenditure request includes prior year 2011-12 invoices in the amount of $83,322.

STATEMENT OF THE ISSUE

Staff wishes to pay outstanding invoices as well as continue the ability to pay monthly costs due to the Compton Municipal Water Department. Due to the expenditure exceeding the $5000 threshold, authorization from City Council is required.

FISCAL IMPACT

In order to expend funds for water services, the Fiscal Year 2012-2013 Budget needs to be amended and funds transferred between accounts as follows:

#5.

From:	Description	Amount
1001-72-0000-4269	Other Contract Services	$300,000

To:	Description	Amount
1001-72-0000-4259	Water	$300,000

After the transfer, funds will be available in the Public Works Department 2012-13 Budget in Account No. 10017200004259 (Water) in an amount not to exceed $300,000.

ALTERNATIVE

The alternative is the inability to pay for water and rubbish services.

RECOMMENDATION

Staff recommends the adoption of the attached resolution

HAROLD C. WILLIAMS, P.E.
INTERIM PUBLIC WORKS DIRECTOR /
CITY ENGINEER

APPROVED FOR FORWARDING:

G. HAROLD DUFFEY
CITY MANAGER

GHD/HCW/RC

#5.

RESOLUTION NO. ___________

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO AMEND THE PUBLIC WORKS FISCAL YEAR 2012-2013 BUDGET, TRANSFER FUNDS BETWEEN ACCOUNTS AND ISSUE A PURCHASE ORDER TO CITY OF COMPTON MUNICIPAL WATER DEPARTMENT

WHEREAS, the Public Works Department is requesting the City Manager be authorized to amend the Fiscal Year 2012-2013 Budget, transfer funds between accounts and issuance of a purchase order to Compton Municipal Water Department for the purposes of paying monthly water bills; and

WHEREAS, the City of Compton Public Works Department receives monthly invoicing from the Compton Municipal Water Department.

WHEREAS, the water services are provided for Public Works Engineering/Street Maintenance Divisions, City Yard, Street Sweeping and rubbish disposal; and

WHEREAS, staff wishes to continue the ability to pay prior year 2011-2012 expenses in the amount of $83,322 as well as current monthly costs due to the Compton Municipal Water Department.

WHEREAS, due to the expenditure exceeding the $5,000 threshold, authorization from City Council is required; and

WHEREAS, staff is requesting that the City Council authorize the City Manager to amend the Fiscal Year 2012-2013 budget and transfer funds as follows:

From:	Description	Amount
1001-72-0000-4269	Other Contract Services	$300,000

To:	Description	Amount
1001-72-0000-4259	Water	$300,000

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

SECTION 1. That the City Manager is authorized to amend Fiscal Year 2012-2013 Budget to transfer funds in the amount of $170,000 and issue a Purchase Order in the amount of $170,000 to Compton Municipal Water Department which includes outstanding expenses for Fiscal Year 2011-12 in the amount of $83,322:

From:	Description	Amount
1001-72-0000-4269	Other Contract Services	$170,000

To:	Description	Amount
1001-72-0000-4259	Water	$170,000

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

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

ADOPTED this _________ day of ______________________, 2012.

#5.

____
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 ____________________ 2012.

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

#5.

RESOLUTION SIGN-OFF FORM

DEPARTMENT: **Public Works-Engineering**

RESOLUTION TITLE: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO AMEND THE PUBLIC WORKS FISCAL YEAR 2012-2013 BUDGET, TRANSFER FUNDS BETWEEN ACCOUNTS AND ISSUE A PURCHASE ORDER TO CITY OF COMPTON MUNICIPAL WATER DEPARTMENT**

Harold C. Williams — **11/05/2012 4:59:35 pM**
DEPARTMENT MANAGER'S SIGNATURE — DATE

REVIEW / APPROVAL

Ruth Rugley — **11/6/2012 11:57:56 AM**
CITY ATTORNEY — DATE

Stephen Ajobiewe — **11/7/2012 11:15:47 AM**
CITY CONTROLLER — DATE

G. Harold Duffey — **11/6/2012 7:09:23 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.

November 20, 2012

TO: **HONORABLE MAYOR AND COUNCIL MEMBERS**

FROM: **CITY ATTORNEY**

SUBJECT: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE 2012-2013 FISCAL YEAR BUDGET AND AUTHORIZING THE CITY MANAGER TO ACCEPT THE SETTLEMENT FROM AFFILIATED FM INSURANCE FOR PROPERTY DAMAGES INCURRED AS A RESULT OF THE FIRE AT COMPTON FIRE STATION NO. 1 ON DECEMBER 11, 2011**

SUMMARY

The City Council will consider adopting a resolution that will amend the 2012 2013 Fiscal Year Budget and authorize the City Manager to accept a settlement offered by the City's property insurance carrier for repair of damaged property from the fire at Compton's Fire Station No. 1 on December 11, 2011, including a depreciation hold back.

BACKGROUND

Compton Fire Station No. 1, located at 201 South Acacia Avenue, was damaged by fire on December 11, 2011. The City's property insurance carrier, Affiliated FM, conducted an investigation to access the damages. This was achieved with the assistance of a technical consultant firm, Werlinger & Associated, Inc., hired by the insurance company. After a complete joint inventory of the damages, including the communications equipment stored at the station, it was agreed upon by the insurance carrier and the consultant that the reasonable replacement cost estimates at the time of loss totaled **$380,632.79.** The actual cash value ("ACV") was calculated to be **$275,869.90.** The assessment for repairs to Fire Station No. 1 total **$41,614.00.** The total due to the City at this time, less the City's $10,000.00 deductible is **$307,483.90.**

STATEMENT OF ISSUE

There is a difference of **$104,762.89** between the replacement value and the actual cash value of the communications equipment. This $104,762.89 is considered depreciation "hold back" or "Repair & Replace Holdback." The insurance company **will reimburse** the City the Repair & Replace Holdback amount of $104,762.89 should the City expend monies greater than or equal to the value of the replacement cost of $380,632.70. This must be spent on any unplanned capital expenditure(s) incurred after the date of loss and related to City property covered by the insurance company. In order for the City to receive the Repair & Replace Holdback amount, the **expenditure(s) must take place within 2 years of the date of loss.**

The City Manager's Office was contacted to determine if there have been unplanned expenditures equaling or totaling $380,632.70, after the date of loss. We have been advised that there have been no such expenditures to date. We will be contacting the City Manager's Office periodically to determine the status of expenditures in order to collect these additional funds.

In summary, the settlement check offered by the City's property insurance carrier for property damage at Fire Station No. 1 is **$275,869.90** for the ACV of the communications equipment and **$41,614.00** for repairs at the fire station, at this time. This equals **$317,483.90 due to the City at this time, less the City's $10,000.00 deductible, for a total of $307,483.90.** The City may also recover the Repair & Replace Holdback amount of **$104,762.89** (the difference between the replacement value and the ACV of the communications equipment) after submitting invoices or receipts to the insurance company for unbudgeted capital expenditures that equal or exceed the replacement value of $380,632.70, within 2 years of the ate of loss.

FISCAL IMPACT

The 2012-2013 Fiscal Year budget will be amended as follows:

Increase Revenue:

Account Number	Description	Amount
6400 000 000 3571	Lease Revenue Bond	**$307,483.90**

Increase Expenditures:

Account Number	Description	Amount
6400 690 000 4269	Other Contract Services (Repairs to Fire Station)	**$ 31,614.00**
6400 000 000 3571	Lease Revenue Bond (Damaged Radio Equipment)	**$275,869.90**
Total:		**$307,483.90**

RECOMMENDATION

Staff recommends that Council adopt the attached Resolution.

MONICA TURNER
RISK MANAGER

CRAIG J. CORNWELL
CITY ATTORNEY

APPROVED FOR FORWARDING:

G. HAROLD DUFFEY
CITY MANAGER

CJC:MT:GHD:RAR:rar

RESOLUTION NO. ___________

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE 2012-2013 FISCAL YEAR BUDGET AND AUTHORIZING THE CITY MANAGER TO ACCEPT THE SETTLEMENT FROM AFFILIATED FM INSURANCE FOR PROPERTY DAMAGES INCURRED AS A RESULT OF THE FIRE AT COMPTON FIRE STATION NO. 1 ON DECEMBER 11, 2011

WHEREAS, on December 11, 2011, there was a fire at Compton Fire Station No. 1 that caused property damages and other related expenses; and

WHEREAS, the City's property insurance carrier, Affiliated FM, has conducted an investigation and assessed the damages to the facility and the communications equipment stored therein; and

WHEREAS, it was determined that the reasonable replacement cost estimated at the time of loss totaled $380,632.79, however the actual cash value totaled $275,869.90 and repair of Fire Station No. 1 has been assessed at $41,614.00, from which the City's $10,000.00 deductible shall be applied; and

WHEREAS, there is a difference, or depreciation hold back, of $104,762.89 between the replacement cost and the actual cash value; and

WHEREAS, the insurance company will reimburse the City the hold back of $104,762.89 once the City shows capital expenditures totaling, or in excess of, $380,632.79 (the replacement value) within 2 years of the date of loss; and

WHEREAS, the City is due a total of $317,483.90 at this time for the communications equipment and facility damages, less a $10,000.00 deductible; and

WHEREAS, once the insurance company receives authorization from the City accepting the settlement, they will issue a check as outlined above; and

WHEREAS, staff recommends Council authorize the City Manager to accept the settlement from Affiliated FM as outlined above.

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

Section 1. That the City Manager is hereby authorized to accept the settlement from the City's property insurance carrier, Affiliated FM, as outlined above.

Section 2. That the 2012-2013 Fiscal Year budget will be amended as follows:

Increase Revenue:

Account Number	**Description**	**Amount**
6400 000 000 3571	Lease Revenue Bond	**$307,483.90**

#6.

Increase Expenditures:

Account Number	Description	Amount
6400 690 000 4269	Other Contract Services (Repairs to Fire Station)	**$ 31,614.00**
6400 000 000 3571	Lease Revenue Bond (Damaged Radio Equipment)	**$275,869.90**
Total:		**$307,483.90**

Section 3. That a certified copy of this Resolution shall be filed in the offices of the City Manager, City Clerk, City Controller, and City Attorney.

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

ADOPTED this ____ day of _______________, 2012.

____
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 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 _______________, 2012.

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

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

____
CITY CLERK OF THE CITY OF COMPTON

#6.

RESOLUTION SIGN-OFF FORM

DEPARTMENT: **City Attorney**

RESOLUTION TITLE: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE 2012-2013 FISCAL YEAR BUDGET AND AUTHORIZING THE CITY MANAGER TO ACCEPT THE SETTLEMENT FROM AFFILIATED FM INSURANCE FOR PROPERTY DAMAGES INCURRED AS A RESULT OF THE FIRE AT COMPTON FIRE STATION NO. 1 ON DECEMBER 11, 2011**

Ruth Rugley	**11/15/2012 12:44:27 PM**
DEPARTMENT MANAGER'S SIGNATURE	DATE

REVIEW / APPROVAL

Ruth Rugley	**11/15/2012 3:20:25 PM**
CITY ATTORNEY	DATE
Stephen Ajobiewe	**11/15/2012 4:25:00 PM**
CITY CONTROLLER	DATE
G. Harold Duffey	**11/15/2012 3:11:02 PM**
CITY MANAGER	DATE

Use when:

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Asst. City Manager/OAS:	All personnel actions.

#7.

WARRANTS APPROVED BY COUNCIL

Warrant #	Date	Name	Services Provided	Amount	Amount Paid Year to Date
212308	11/15/12	PNC Bank N A	Compensate PNC Bank for late charges For the city-wide retrofit/revenue program	$7,216.48	$154,597.23

Requested by City Manager's Office

I hereby certify that the above demand in the amount of $ 7,216.48 was approved at a regular meeting of the City Council and reject ____________________ as of November 20, 2012.

____________________ Council Member

____________________ Council Member

____________________ City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on November 20, 2012 allowed the above demand.

____

Alita Godwin
City Clerk

#7.

PNC
EQUIPMENT FINANCE

995 DALTON AVENUE, CINCINNATI, OH 45203

Return Service Requested

PAGE NUMBER:	1
LEASE NUMBER:	137102000
INVOICE DATE:	09/05/2012
DUE DATE:	07/31/2012

BILL TO:

3652000055 <B>

CITY OF COMPTON-CITY MANAGERS OFFICE
CITY HALL
205 SOUTH WILLOWBROOK AVENUE
COMPTON CA 90220-3134

REMIT TO:

PNC EQUIPMENT FINANCE, LLC
PO BOX 931034
CLEVELAND, OH 44193

INVOICE

BILLING SUMMARY	
LATE CHARGES:	$14,432.96
TOTAL AMOUNT DUE	~~$14,432.96~~ 7216.48

FOR BILLING QUESTIONS PLEASE CALL US @ (800) 559-2755

Controller's Office
2012 ... 13 ... 6:04

Paid By	LW
#	10006535
P.O. #	C00482F
A/C #	00151000004297
A/C #	00151000004282

3790.42
3426.06

Pls Pay

All payments received after the invoice date will be reflected on the next invoice.

27 0000 1 39010307010002000000 04088868 0001443296 3

LEASE NUMBER: 137102000
TOTAL DUE: KP ~~$14,432.96~~ 7216.48

AMOUNT ENCLOSED:

---- BILL TO ----

CITY OF COMPTON-CITY MANAGERS OFFICE
CITY HALL
205 SOUTH WILLOWBROOK AVENUE
COMPTON, CA 90220

--- REMIT TO ---

PNC Equipment Finance
PO Box 931034
Cleveland, OH 44193-0004

☐ NEW ADDRESS OR PHONE NUMBER? PLEASE CHECK BOX AND COMPLETE REVERSE SIDE.

Please return this portion with your payment

#7.

PNC EQUIPMENT FINANCE

995 DALTON AVENUE, CINCINNATI, OH 45203

Return Service Requested

LEASE NUMBER: 137102000
INVOICE DATE: 09/05/2012
DUE DATE: 07/31/2012

Change of Billing Address or Phone:

Change of Equipment Address or Phone:

#7.

PNC
EQUIPMENT FINANCE

995 DALTON AVENUE, CINCINNATI, OH 45203

Return Service Requested

PAGE NUMBER:	3
LEASE NUMBER:	137102000
INVOICE DATE:	09/05/2012
DUE DATE:	07/31/2012

BILLING DETAIL

LEASE #: 137102000 **DESCRIPTION: LEASEHOLD IMPROVEMENTS**

OPEN INVOICES

INVOICE #: 4088868	DUE DATE: 07/31/2012		
		LATE CHARGES:	~~$7,216.48~~ KP
		INVOICE TOTAL:	~~$7,216.48~~
INVOICE #: 3980952	DUE DATE: ~~04/30/2012~~ KP		
		LATE CHARGES:	$7,216.48
		INVOICE TOTAL:	$7,216.48
		LEASE TOTAL:	~~**$14,432.96**~~ KP
		TOTAL DUE:	~~**$14,432.96**~~ 7,216.48

#7.