

CITY OF LOMA LINDA
CITY COUNCIL AGENDA

REGULAR MEETING OF AUGUST 25, 2015

A regular meeting of the City Council of the City of Loma Linda is scheduled to be held Tuesday, August 25, 2015 in the City Council Chamber, 25541 Barton Road, Loma Linda, California. *Pursuant to Municipal Code Section 2.08.010, study session or closed session items may begin at 5:30 p.m. or as soon thereafter as possible. The public meeting begins at 7:00 p.m.*

Reports and Documents relating to each agenda item are on file in the Office of the City Clerk and are available for public inspection during normal business hours. The Loma Linda Branch Library is also provided an agenda packet for your convenience. The agenda and reports are also located on the City's Website at www.lomalinda-ca.gov.

Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, 25541 Barton Road, Loma Linda, CA during normal business hours. Such documents are also available on the City's website at www.lomalinda-ca.gov subject to staff's ability to post the documents before the meeting.

Persons wishing to speak on an agenda item, including any closed session items, are asked to complete an information card and present it to the City Clerk prior to consideration of the item. When the item is to be considered, please step forward to the podium, the Chair will recognize you and you may offer your comments. The City Council meeting is recorded to assist in the preparation of the Minutes, and you are therefore asked to give your name and address prior to offering testimony.

The Oral Reports/Public Participation portion of the agenda pertains to items NOT on the agenda and is limited to 30 minutes; 3 minutes allotted for each speaker. Pursuant to the Brown Act, no action may be taken by the City Council at this time; however, the City Council may refer your comments/concerns to staff or request that the item be placed on a future agenda.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk at (909) 799-2819. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. Later requests will be accommodated to the extent feasible.

A recess may be called at the discretion of the City Council.

Agenda item requests for the SEPTEMBER 8 , 2015 meeting must be submitted in writing to the City Clerk no later than NOON, MONDAY, AUGUST 31, 2015

A. Call To Order

B. Roll Call

C. Invocation and Pledge of Allegiance – Councilman Lenart (In keeping with long-standing traditions of legislative invocations, this City Council meeting may include a brief, non-sectarian invocation. Such invocations are not intended to proselytize or advance any one, or to disparage any other, faith or belief. Neither the City nor the City Council endorses any particular religious belief or form of invocation.)

D. Items To Be Added Or Deleted

E. **Oral Reports/Public Participation - Non-Agenda Items** (Limited to 30 minutes; 3 minutes allotted for each speaker)

F. **Conflict of Interest** Disclosure - Note agenda item that may require member abstentions due to possible conflicts of interest

G. **Scheduled And Related Items**

H. **Consent Calendar**

1. Demands Register
2. Minutes of July 28, 2015
3. July 2015 Treasurer's Report
4. July 2015 Fire Department Report
5. 2013 and 2014 Miscellaneous Compensation Plans as amended to include the Emergency Services Coordinator position [**City Manager**]
6. Accept as complete and authorize recordation of a Notice of Completion for Mountain View Well No. 3 Rehabilitation, Legend Pump and Well Service, Inc., contractor [**Public Works**]
7. Council Bill #R-2015-31 – Adopting the Measure I Five-Year Capital Project Needs Analysis [**Public Works**]
8. Declare equipment and miscellaneous items surplus and authorize disposal [**Public Works**]

I. **Old Business**

J. **New Business**

9. Joint meeting of the Successor Agency and City Council regarding approval and ratification of an agreement entitled “Agreement Concerning Certain Expenses Implementing Dissolution” and independently ratifying certain expenses as made and authorizing the inclusion of such expenditures on the Recognized Obligations Payment Schedules (ROPS) of the Successor Agency [**Finance**]
 - a. Successor Agency Bill #R-2015-32
 - b. Council Bill #R-2015-33

K. **Reports of Councilmen** (This portion of the agenda provides City Council Members an opportunity to provide information relating to other boards/commissions/committees to which City Council Members have been appointed).

L. **Reports Of Officers** (This portion of the agenda provides Staff the opportunity to provide informational items that are of general interest as well as information that has been requested by the City Council).

M. **Adjournment**



City of Loma Linda Official Report

Rhodes Rigsby, Mayor
Phillip Dupper, Mayor pro tempore
Ovidiu Popescu, Councilman
Ronald Dailey, Councilman
John Lenart, Councilman

COUNCIL AGENDA: August 25, 2015

TO: City Council

VIA: T. Jarb Thaipejr, City Manager

FROM: Pamela Byrnes-O'Camb, City Clerk

SUBJECT: Minutes of July 28, 2015

Approved/Continued/Denied By City Council Date _____
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RECOMMENDATION

It is recommended that the City Council approve the minutes of July 28, 2015.

City of Loma Linda

City Council Minutes

Regular Meeting of July 28, 2015

A regular meeting of the City Council was called to order by Mayor Rigsby at 7:04 p.m., Tuesday, July 28, 2015, in the Council Chamber, 25541 Barton Road, Loma Linda, California.

Councilmen Present:

Mayor Rhodes Rigsby
Mayor pro tempore Phill Dupper
Ovidiu Popescu
Ron Dailey

Councilmen Absent:

John Lenart

Others Present:

City Manager T. Jarb Thaipejr
City Attorney Richard Holdaway

Councilman Dailey led the invocation and Pledge of Allegiance. No items were added or deleted and no conflicts of interest were noted.

Oral Reports/Public Participation

Assemblyman Marc Steinorth stressed the importance of communication and dialogue with constituents and City Council Members so that he could effectively represent the City in Sacramento. He indicated that the recent Coffee event was very successful and that he proposed a bill to extend licenses for optometry in order to provide screening at no charge to those within the low-income category. He also indicated that either he or his representative would be attending each City Council meeting, and expressed appreciation to Mayor Rigsby for providing information as a health professional to him as a member of the Health Committee.

Scheduled and Related Items

CC-2015-061 - Proclamation declaring September 2015 Childhood Cancer Awareness Month

Mayor Rigsby summarized the proclamation and indicated it would be forwarded for inclusion in the September event.

CC-2015-062 - Presentations

- a. **Ronald Espalin, PE of Willdan Engineering on the occasion of his retirement, in recognition of his services to the City as Director, Building and Safety Services**

Mayor Rigsby called Mr. Espalin forward, stating that he had extensive background in engineering and building and safety; that he serviced as the City's building official since 1985. He congratulated him on his service to the City and presented him with a plaque in recognition of 30 years of service to the City.

Mr. Espalin acknowledged each Council Member and spoke briefly, noting that no one accomplishes anything alone; that he had a good team, including Rick Shields who served the City as a Building Inspector for a period of time. He then introduced Patrick Johnson, a Certified Building Official and Licensed Engineer, who would be taking over his duties.

- b. **Gordon E. Hewes in recognition of his service as a member of the Budget Committee (2007-2015)**

Mayor Rigsby indicated that Mr. Hewes could not be present; acknowledged his service to the community; and indicated the plaque would be forwarded to him.

- c. **Carolyn Palmieri in recognition of her service as a member of the Planning Commission (2009-2015)**

Mayor Rigsby called Mrs. Palmieri forward and presented her with a plaque in recognition of her service on the Planning Commission.

CC-2015-063 - Presentation by Allied Telesys and direction to Staff regarding options to operate and expand the Loma Linda Connected Community Program (LLCCP)

Assistant City Manager Bolowich introduced the item, stating that Allied Telesys has been a long-time partner with the City relating to the LLCCP, and evolved into a provider and operator organization. In that capacity, Allied Telesys proposed to operate and manage the City's Program; the City would retain ownership of the infrastructure.

Allied Telesys representatives presented background, stating that the organization was established in 1976, has over 2,000 employees in 66 countries, and are a global service company in that they established their

own network, operate the U. S. Military Network, and contract with the Pentagon for more than 14,000 residential housing units for military personnel and their families on four U.S. Military installations. The company's headquarters is in Tokyo, Japan and also services 36 institutions of higher education and extensive city transportation systems, over 3,000 governments, 5,000 education and health care facilities and are HIPPA compliant.

Representatives then presented videos of their various operations and responded to questions.

Mr. Bolowich asked that the City Council provide direction to negotiate with Allied Telesys for the drafting of a formal agreement to operate and manage the LLCCP. He noted that the infrastructure was in place; that it was being extended to the San Bernardino International Airport, to the Cities of Redlands and Grand Terrace and expertise was needed to provide service to residents and businesses.

Motion by Popescu, seconded by Dailey, and unanimously carried to authorize staff to negotiate a formal agreement with Allied Telesys to be presented for City Council action at a later date. Councilman Lenart absent.

CC-2015-064 - Public Hearing – Council Bill #R-2015-29 - Determine costs related to the Spring 2015 Weed Abatement Program

The public hearing was opened and Fire Marshal Gray presented the report into evidence, stating that the Spring Program began on March 24 with an inspection of about 440 parcels; on March 31, 248 Notices to Clean Property were sent to the owners of record; follow-up inspections began on April 16 and if abatement had not been accomplished or a time extension had not been granted, the parcels were placed on an abatement list for the City's contractor to complete the abatement work. The City's contractor abated 33 parcels. Property owners were mailed invoices and were given until this date to pay. Those who didn't pay were included on the exhibit to the resolution so a lien could be placed on the parcel and the parcel could be included on the tax bills for payment.

No other public comment was offered and the public hearing was closed.

Motion by Popescu, seconded by Dupper and unanimously carried to adopt Council Bill #R-2015-29. Councilman Lenart absent.

Resolution No. 2861

A Resolution of the City Council of the City of Loma Linda adopting a Report and Statement of Expenses for the Spring 2015 Weed Abatement Program and imposing a lien upon property for payment therefor

CC-2015-065 - Public Hearing – Time Extension Request – Precise Plan of Design (PPD) No. 13-07 to construct an 87-unit multi-family project, Tentative Parcel Map No. 13-32 (TPM 19452) to consolidate seven parcels into one parcel, and Variance No. 13-067 to reduce the rear yard setback and to allow a wall that exceeds six feet in height along the rear property line for 25259-25303 Van Leuven Street in an R-3 (Multi-Family Residence Zone)

The public hearing was opened and Assistant City Manager Bolowich presented the report into evidence, stating that the time extension request was related to a proposed 76-unit apartment complex on the south side of Van Leuven Street. He explained that the project was for sale, that escrow had been opened, and it was hoped that a developer would build the project as designed. He added that typically extensions were approved as long as there were no changes in the original approval. No changes had been submitted.

No other public testimony was offered and the public hearing was closed.

Motion by Popescu, seconded by Dupper and unanimously carried to approve a one-year time extension for Precise Plan of Design No. 13-07, Tentative Parcel Map No. 13-32, and Variance No. 13-067. Councilman Lenart absent.

CC-2015-066 - Consent Calendar

Motion by Popescu, seconded by Dailey and unanimously carried to approve the following items. Councilman Lenart absent.

The Demands Register dated July 28, 2015 for fiscal year 2014-2015 with commercial demands totaling \$1,609,913.04.

The Demands Register dated July 28, 2015 for fiscal year 2015-2016 with commercial demands totaling \$379,381.16.

The Minutes of July 14, 2015 as presented.

The June 2015 Treasurer's Report for filing.

The June 2015 Fire Department Report for filing.

Award of contracts:

- a. Pavement Rehabilitation by Slurry Seal Method at Lawton Avenue, Whittier Avenue, Bryn Mawr Avenue, Hinckley Street and Mountain View Avenue to All American Asphalt South, Inc. of Fontana for \$232,494.34 and authorized a contingency allocation of \$23,000.00.
- b. Traffic Signal Maintenance Services to Siemens Industry Inc. of Orange for \$2,156.00 per month for a total annual amount of \$25,872.00 and approved a contingency amount of \$2,600.00; City staff to provide inspection and administration services.
- c. Janitorial Services for Loma Linda Civic Center, including Library, Community Room, Emergency Operations Center, Corporation Yard, Senior Center, and Fire Station to Pristine Environments of San Diego for \$73,344.00 per year.

Award contract to Dennis Grubb and Associates, LLC for Professional Services for Fire Plan Check and Inspection Services for Loma Linda University Adventist Health Science Center 2020 Vision Campus Transformation Project for \$9,612.00, subject to City Attorney approval as to form

Appropriation of \$10,100.00 and award contract to Revenue & Cost Specialists of Fullerton to prepare a User Fee Study.

Declare vehicles, IS equipment and miscellaneous items surplus and authorize disposal.

Agreement with CompuCom for Microsoft software licensing for three years for a total amount of \$78,904.26.

Old Business

CC-2015-067 - Committee/Commission Appointments

- a. Budget Committee (1)
- b. Planning Commission (1)

Motion by Popescu, seconded by Dupper and unanimously carried to appoint Jim Walling to the Budget Committee for a four-year term to expire June 30, 2019. Councilman Lenart absent.

Applications from Scott Stockdale and Doree Morgan were reviewed and each candidate was interviewed by Members of the City Council. Mayor Rigsby supported the appointment of Stockdale; Popescu supported the appointment of a female because a female commissioner had resigned; Dailey, and Dupper supported the appointment of Morgan because of the length of her residency and involvement in the City as a member of the Parks, Recreation, and Beautification Committee.

Motion by Dailey, seconded by Dupper and carried to appoint Doree Morgan to the Planning Commission for a three-year term to expire June 30, 2018. Mayor Rigsby did not vote; Councilman Lenart absent.

New Business

CC-2015-068 - Council Bill #R-2015-30 – Measure I Five-Year Capital Improvement Program

City Manager Thaipejr presented the report, stating that Measure I funds over a five-year period was estimated to be \$2,160,684 and expenditures over the same period were estimated to be \$2,299,294 with the difference of \$138,610 being covered by the existing carryover of Measure I funding. He then reviewed the proposed projects as well as the completed projects, noting that for the past two years, the emphasis was on the Stewart Street undercrossing and pedestrian bridge with some streets being rehabilitated and sidewalks and traffic signals being installed. He then responded to questions.

Motion by Dupper, seconded by Popescu and unanimously carried to adopt Council Bill #R-2015-30. Councilman Lenart absent.

Resolution No. 2862

A Resolution of the City Council of the City of Loma Linda, State of California, adopting the Measure I Five Year Capital Improvement Program

CC-2015-069 - Designation of Voting Delegates and Alternates for League of California Cities Annual Conference – September 30/October 2, San Jose

Mayor pro tempore Dupper indicated that he was recently appointed Vice President of the local chapter and that he planned to attend the annual conference.

By common consent, Mayor pro tempore Dupper was designated the Voting Delegate and Assistant City Manager Bolowich was designated the Alternate. Councilman Lenart absent.

Reports of Councilmen

Mayor pro tempore Dupper reported that as a representative of the League of California Cities, he would be meeting with Senator Mike Morrell concerning issues related to funding transportation and indicated that the current proposal involved an increase in taxes. Discussion ensued with the consensus that there was no support for an increase in taxes to support transportation.

Reports Of Officers

CC-2015-070 - Oral report pertaining to Quaid Harley Davidson charity events at Quaid site on Redlands Boulevard

Assistant City Manager Bolowich stated that in June, there was a hotrod show and charity event; in July there was also a charity event. The events were family oriented and there were no problems. It was Staff's opinion that the events should be limited to a period of time, such as once a month. Quaid Harley Davidson was receptive to having law enforcement present at their cost.

The meeting adjourned at 9:03 p.m.

Approved at the meeting of

City Clerk



City of Loma Linda Official Report

Rhodes Rigsby, Mayor
Phillip Dupper, Mayor pro tempore
Ovidiu Popescu, Councilman
Ronald Dailey, Councilman
John Lenart, Councilman

COUNCIL AGENDA: August 25, 2015
TO: City Council
VIA: Konrad Bolowich, Assistant City Manager
FROM: Diana De Anda, Finance Director/City Treasurer 
SUBJECT: July 2015 Treasurer's Reports

Approved/Continued/Denied By City Council Date _____
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RECOMMENDATION

It is recommended that the City Council receive the report for filing.

CITY OF LOMA LINDA
COMPOSITION OF CASH
JULY 2015

DEMAND DEPOSIT ACCOUNTS

CITY - BANK OF AMERICA - MAIN CHECKING ACCOUNT	\$	1,437,903.69
Outstanding Checks as of month-end		(1,245,574.45)
CITY - MAIN CHECKING ACCOUNT AVAILABLE BALANCE	\$	192,329.24
 BANK OF AMERICA - PAYROLL	 \$	 19,413.56
 HOUSING AUTHORITY - BANK OF AMERICA - CHECKING ACCOUNT		 168,022.83
Outstanding Checks as of month-end		(13,214.69)
HOUSING AUTHORITY - CHECKING ACCOUNT AVAILABLE BALANCE	\$	154,808.14
 SUCCESSOR AGENCY - BANK OF AMERICA - CHECKING ACCOUNT		 144,709.28
Outstanding Checks as of month-end		(83.12)
SUCCESSOR AGENCY - CHECKING ACCOUNT AVAILABLE BALANCE	\$	144,626.16

DEMAND DEPOSIT ACCOUNTS - TOTAL **\$ 511,177.10**

INVESTMENTS	YIELD		
LOCAL AGENCY INVESTMENT FUND (LAIF)			
CITY	0.320%	\$	18,374,509.18
SUCCESSOR RDA	0.320%	282,855.62	
SUCCESSOR RDA -Bond Proceeds		4,624,258.46	
SUCCESSOR RDA -Total			4,907,114.08
HOUSING AUTHORIT	0.320%		371,252.96
INVESTMENTS TOTALS		\$	<u>23,652,876.22</u>

OTHER CASH

IMPREST ACCOUNT	\$	500.00
CASH ON HAND		1,350.00
OTHER CASH TOTAL	\$	<u>1,850.00</u>

CASH AND INVESTMENTS - GRAND TOTAL **24,165,903.32**

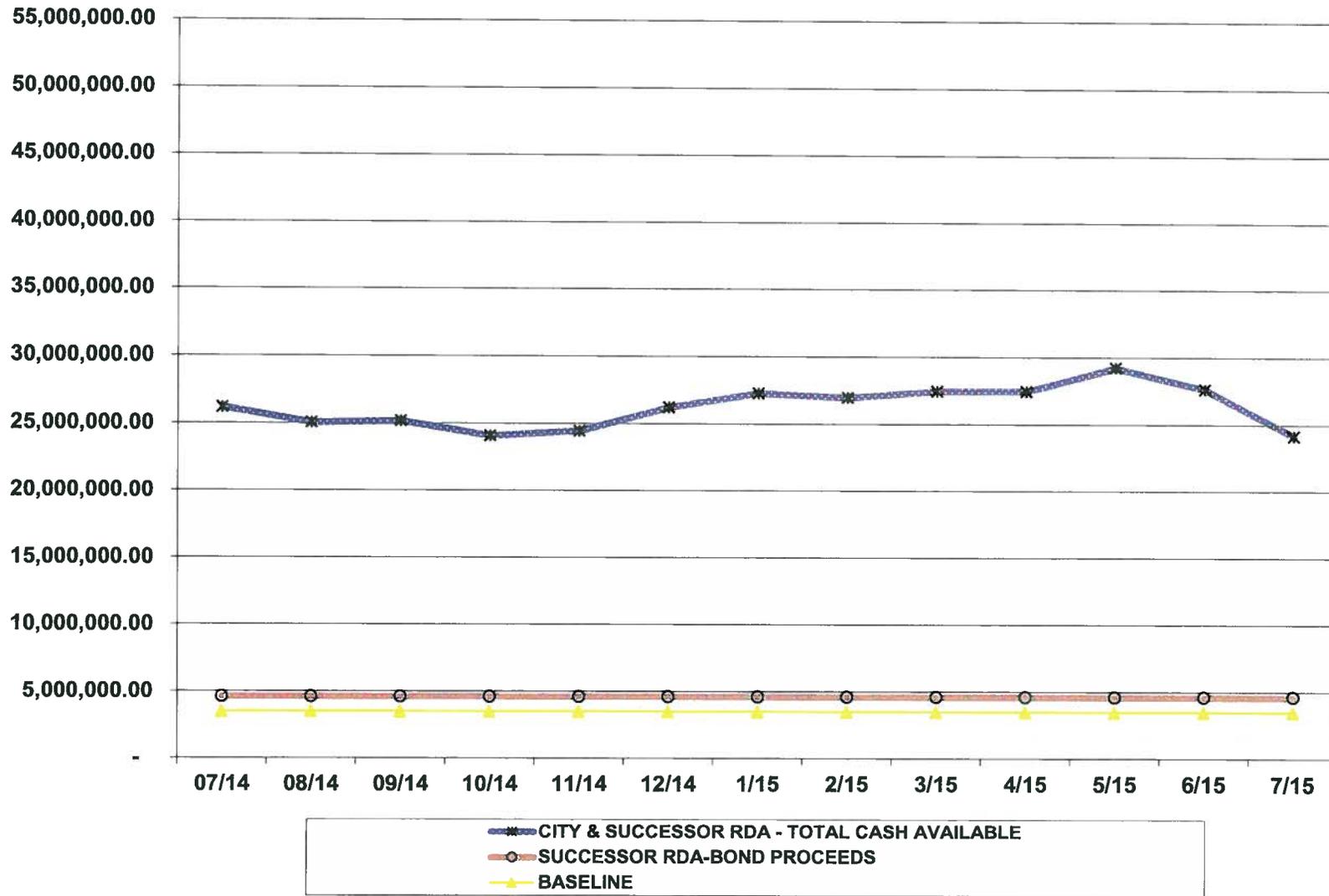
PREVIOUS MONTH **27,644,506.56**

CHANGE +/- **\$ (3,478,603.24)**

All investments are in accordance with the City Investment Policy, and as such, sufficient funds are available to meet the cash flow requirements of Loma Linda, including the next thirty days' obligations. City and Agency funds are pooled.


Treasurer

CITY OF LOMA LINDA
MONTHLY TREASURER'S REPORT 7/14 - 7/15





City of Loma Linda Official Report

Rhodes Rigsby, Mayor
Phillip Dupper, Mayor pro tempore
Ovidiu Popescu, Councilmember
Ronald Dailey, Councilmember
John Lenart, Councilmember

COUNCIL AGENDA: August 18, 2015
TO: City Council
VIA: T. Jarb Thaipejr, City Manager
FROM: Jeff Bender, Fire Chief *JB*
SUBJECT: July Fire Department Activity Report

Approved/Continued/Denied
By City Council
Date _____

Operations Division

The Fire Department's Operations Division responded to 370 incidents in July 2015.

The alarm types are broken down as follows:

Fire & Rescue	Month		YTD	
Medical Aid (MA)	196	53.0%	1384	56.3%
Traffic Collision (TC)	15	4.1%	102	4.1%
<i>MA + TC</i>	211	57.0%	1486	60.4%
Hazardous Conditions	6	1.6%	24	1.0%
Hazardous Material	0	0.0%	0	0.0%
Mutual/Automatic Aid	40	10.8%	331	13.5%
Public Assistance	31	8.4%	164	6.7%
Rescue	5	1.4%	18	0.7%
Structure Fire	4	1.1%	24	1.0%
Cooking	0	0.0%	7	0.3%
Vegetation Fire	7	1.9%	30	1.2%
Vehicle Fire	3	0.8%	10	0.4%
Refuse Fire	2	0.5%	12	0.5%
<i>All Fires</i>	16	4.3%	83	3.4%
Other	29	7.8%	121	4.9%
Fire Alarm Activation*	32	8.6%	232	9.4%

*Note: Includes accidental activation, burnt food, good intent, system malfunction, malicious, etc.

Training Division Highlights:

- Monthly Emergency Medical Services (EMS) Training
 - Monthly EMS Training, CQI
 - Safe Surrender Training
 - Communicable Disease Update Training
- Multi-Agency Down Link Training with San Bernardino County Sherriff's Aviation Division
- Arson Investigator Training
- Company Performance Standard (CPS) Testing completed for all companies

Public Education/Relations Detail:

- Attended the St. Baldrick's "Brave the Shave" Event at Loma Linda Children's Hospital
- Attended a Fire Safety Event at Loma Linda's Indonesian SDA Church

SUBJECT: July 2015 Fire Department Activity Report Continued

Fire Prevention Division:

The Fire Departments Prevention Division monthly activity report is as follows:

Certificate Of Occupancy Inspection	
Commercial UL-300 Hood Inspections	9
Construction Site Inspection	8
Fire Alarm System Test & Inspection (# of trips)	6
Fire Building Final Inspection	3
Fire Flow Test (Hydrant Testing)	16
Fire Sprinkler Final – Commercial	4
Fire Sprinkler Final – Residential	
Fire Sprinkler Rough – Commercial	2
Fire Sprinkler Rough – Residential	
Fire Underground – Inspection, test, flush	
Five Year FS System Certification – Observe Flush	
Knox Box Placement/Inspection	2
New Tenant Inspection	3
Over-Head Hydro – Commercial	
Over-Head Hydro – Residential	
Plan Check Review / Project Review (hours)	35.5
Smoke Alarm Check	1
Solar Panel Inspection	11
Underground Flam. Liquid Tank Inspection	
EOC Training or Activation (hours)	
Evacuation / Fire Drills, LLUMC, Schools	
Fire Code Research (hours)	26.5
Meetings	6
Public Education (hours)	
Public Hearings / Council Meetings	
Training Classes (hours)	8.5
Annual Fire Inspections	1
Engine Co. Computer / RMS (Hours)	
Engine Company Follow-up Inspection (hours)	6.5
Field Investigation / Inquiries	5
Fire / Arson / Illegal Burn Investigation	
Special Events – July 4 th Fireworks Patrol	
State Fire Marshal Permits Issued	
State Fire Marshal Title 19 Inspections: RCF's	12
Weed Abatement Administrative Time (hours)	5.5
Weed Abatement, Parcels Inspected	



City of Loma Linda Official Report

Rhodes Rigsby, Mayor
Phillip Dupper, Mayor pro tempore
Ovidiu Popescu, Councilman
Ronald Dailey, Councilman
John Lenart, Councilman

COUNCIL AGENDA: August 25, 2015

TO: City Council

FROM: Barbara Nicholson, HR Analyst/Deputy City Clerk *BN*

VIA: T. Jarb Thaipejr, City Manager *T.J.T.*

SUBJECT: 2013 and 2014 Miscellaneous Compensation Plans as amended to include the
Emergency Services Coordinator Position

Approved/Continued/Denied
By City Council
Date _____

RECOMMENDATION

It is recommended that the City Council adopt the attached 2013 and 2014 Miscellaneous Compensation Plans as amended to include the Emergency Services Coordinator position.

BACKGROUND

The position of Emergency Services Coordinator was established in 2013 and the job description was formally approved by the City Council in January 2014. A recent review by CalPERS indicated that the position was not listed in the City's publically available Compensation Plan for the years 2013 and 2014 and CalPERS is requiring amended Compensation Plans for those years. The attached Compensation Plans for 2013 and 2014 have been amended to include the position.

FINANCIAL IMPACT

None.

**Compensation Plan
Miscellaneous Employees
July 1, 2013
(as amended)**

<u>POSITION TITLE</u>	<u>PAY GRADE</u>	<u>Annual Minimum</u>	<u>Annual Maximum</u>
STUDENT INTERN	12	\$13.00/hourly	\$17.01/hourly
ADMINISTRATIVE SPECIALIST I	13	\$29,209.62	\$37,279.70
ACCOUNTING TECHNICIAN I	14	\$31,546.39	\$40,262.09
ADMINISTRATIVE SPECIALIST II	14	\$31,546.39	\$40,262.09
FIELD MAINTENANCE TECH I	15	\$34,070.11	\$43,483.04
UTILITIES AIDE	15	\$34,070.11	\$43,483.04
ACCOUNTING TECHNICIAN II	16	\$36,795.71	\$46,961.69
PARKING CONTROL OFFICER-SPECIAL EVENTS COORDINATOR	16	\$36,795.71	\$46,961.69
UTILITIES MAINTENANCE TECH I	16	\$36,795.71	\$46,961.69
ACCOUNTING SPECIALIST	17	\$39,739.37	\$50,718.62
ADMINISTRATIVE SPECIALIST III	17	\$39,739.37	\$50,718.62
TREATMENT PLANT OPERATOR I	17	\$39,739.37	\$50,718.62
CUSTOMER SERVICE/METER TECH	18	\$42,918.52	\$51,775.12
FIELD MAINTENANCE TECH II	18	\$42,918.52	\$51,775.12
STORMWATER INSPECTOR	18	\$42,918.52	\$51,775.12
CODE COMPLIANCE/ANIMAL CONTROL OFFICER	18	\$42,918.52	\$51,775.12
ENGINEERING TECHNICIAN	19	\$46,352.00	\$59,158.20
EXECUTIVE AIDE	19	\$46,352.00	\$59,158.20
FACILITY MAINTENANCE COORDINATOR	19	\$46,352.00	\$59,158.20
FIELD MAINTENANCE TECH III	19	\$46,352.00	\$59,158.20
PLANNING TECHNICIAN	19	\$46,352.00	\$59,158.20
SUPERVISING ACCOUNTING TECHNICIAN	19	\$46,352.00	\$59,158.20
TREATMENT PLANT OPERATOR II	19	\$46,352.00	\$59,158.20
UTILITIES MAINTENANCE TECH II	19	\$46,352.00	\$59,158.20
ASSISTANT PLANNER	20	\$50,060.16	\$63,848.45
EXECUTIVE ASSISTANT	20	\$50,060.16	\$63,848.45
HUMAN RESOURCES ANALYST-DEPUTY CITY CLERK	20	\$50,060.16	\$63,848.45
INFORMATION SYSTEMS ANALYST I	20	\$50,060.16	\$63,848.45
SENIOR CODE ENFORCEMENT OFFICER	20	\$50,060.16	\$63,848.45
TREATMENT PLANT OPERATOR III	20	\$50,060.16	\$63,848.45
UTILITIES MAINTENANCE TECH III	20	\$50,060.16	\$63,848.45
ASSOCIATE PLANNER	21	\$54,064.97	\$69,002.13
FIRE PREVENTION INSPECTOR	21	\$54,064.97	\$69,002.13
INFORMATION SYSTEMS ANALYST II	21	\$54,064.97	\$69,002.13
SENIOR CENTER MANAGER (P/T)	21	\$25.99/hourly	\$33.17/hourly

**Compensation Plan
Miscellaneous Employees
July 1, 2013
(as amended)**

<u>POSITION TITLE</u>	<u>PAY GRADE</u>	<u>Annual Minimum</u>	<u>Annual Maximum</u>
EMERGENCY SERVICES COORDINATOR	22	\$58,390.17	\$74,522.30
INFORMATION SYSTEMS ANALYST III	22	\$58,390.17	\$74,522.30
COMMUNICATIONS INFRASTRUCTURE INSPECTOR	23	\$63,061.38	\$80,484.08
FLEET SERVICES COORDINATOR	23	\$63,061.38	\$80,484.08
ACCOUNTING MANAGER	24	\$68,106.29	\$86,922.80
FIELD SERVICES SUPERINTENDENT	25	\$73,554.79	\$93,876.63
INFORMATION SYSTEMS ANALYST IV	25	\$73,554.79	\$93,876.63
SENIOR PLANNER	25	\$73,554.79	\$93,876.63
UTILITY SERVICES SUPERINTENDENT	25	\$73,554.79	\$93,876.63
ASSOCIATE ENGINEER	26	\$79,439.17	\$101,386.75
CITY CLERK-AGENCY SECRETARY- HOUSING COORDINATOR	27	\$85,794.30	\$109,497.69
ASSISTANT CITY MANAGER	30	\$108,076.11	\$137,935.56
COMMUNITY DEVELOPMENT DIRECTOR	30	\$108,076.11	\$137,935.56
FINANCE DIRECTOR	30	\$108,076.11	\$137,935.56
PUBLIC WORKS DIRECTOR/CITY ENGINEER	31	\$116,722.20	\$148,970.40
FIRE CHIEF	33	\$136,144.78	\$173,103.05
CITY MANAGER	Contract		\$200,000.00
CITY COUNCIL	LLMC 2.12.020		\$711.13/monthly
Amended: August 25, 2015			

**Compensation Plan
Miscellaneous Employees
July 1, 2014
(as amended)**

<u>POSITION TITLE</u>	<u>PAY GRADE</u>	<u>Annual Minimum</u>	<u>Annual Maximum</u>
STUDENT INTERN	12	\$13.26/hourly	\$17.35/hourly
ADMINISTRATIVE SPECIALIST I	13	\$29,793.81	\$38,025.29
ACCOUNTING TECHNICIAN I	14	\$32,177.32	\$41,067.33
ADMINISTRATIVE SPECIALIST II	14	\$32,177.32	\$41,067.33
FIELD MAINTENANCE TECH I	15	\$34,751.51	\$44,352.70
UTILITIES AIDE	15	\$34,751.51	\$44,352.70
ACCOUNTING TECHNICIAN II	16	\$37,531.63	\$47,900.93
PARKING CONTROL OFFICER-SPECIAL EVENTS COORDINATOR	16	\$37,531.63	\$47,900.93
UTILITIES MAINTENANCE TECH I	16	\$37,531.63	\$47,900.93
ACCOUNTING SPECIALIST	17	\$40,534.16	\$51,733.01
ADMINISTRATIVE SPECIALIST III	17	\$40,534.16	\$51,733.01
TREATMENT PLANT OPERATOR I	17	\$40,534.16	\$51,733.01
CUSTOMER SERVICE/METER TECH	18	\$43,776.89	\$55,871.63
FIELD MAINTENANCE TECH II	18	\$43,776.89	\$55,871.63
STORMWATER INSPECTOR	18	\$43,776.89	\$55,871.63
CODE COMPLIANCE/ANIMAL CONTROL OFFICER	18	\$43,776.89	\$55,871.63
ENGINEERING TECHNICIAN	19	\$47,279.04	\$60,341.37
EXECUTIVE AIDE	19	\$47,279.04	\$60,341.37
FACILITY MAINTENANCE COORDINATOR	19	\$47,279.04	\$60,341.37
FIELD MAINTENANCE TECH III	19	\$47,279.04	\$60,341.37
PLANNING TECHNICIAN	19	\$47,279.04	\$60,341.37
SUPERVISING ACCOUNTING TECHNICIAN	19	\$47,279.04	\$60,341.37
TREATMENT PLANT OPERATOR II	19	\$47,279.04	\$60,341.37
UTILITIES MAINTENANCE TECH II	19	\$47,279.04	\$60,341.37
ASSISTANT PLANNER	20	\$51,061.36	\$65,168.68
EXECUTIVE ASSISTANT	20	\$51,061.36	\$65,168.68
HUMAN RESOURCES ANALYST-DEPUTY CITY CLERK	20	\$51,061.36	\$65,168.68
INFORMATION SYSTEMS ANALYST I	20	\$51,061.36	\$65,168.68
SENIOR CODE ENFORCEMENT OFFICER	20	\$51,061.36	\$65,168.68
TREATMENT PLANT OPERATOR III	20	\$51,061.36	\$65,168.68
UTILITIES MAINTENANCE TECH III	20	\$51,061.36	\$65,168.68
ASSOCIATE PLANNER	21	\$55,146.27	\$70,382.17
FIRE PREVENTION INSPECTOR	21	\$55,146.27	\$70,382.17
INFORMATION SYSTEMS ANALYST II	21	\$55,146.27	\$70,382.17

**Compensation Plan
Miscellaneous Employees
July 1, 2014
(as amended)**

<u>POSITION TITLE</u>	<u>PAY GRADE</u>	<u>Annual Minimum</u>	<u>Annual Maximum</u>
SENIOR CENTER MANAGER (P/T)	21	\$26.51/hourly	\$33.84/hourly
INFORMATION SYSTEMS ANALYST III	22	\$59,557.97	\$76,012.73
EMERGENCY SERVICES COORDINATOR	22	\$59,557.97	\$76,012.73
COMMUNICATIONS INFRASTRUCTURE INSPECTOR	23	\$64,322.61	\$82,093.76
FLEET SERVICES COORDINATOR	23	\$64,322.61	\$82,093.76
ACCOUNTING MANAGER	24	\$69,468.42	\$88,661.27
FIELD SERVICES SUPERINTENDENT	25	\$75,025.89	\$95,754.15
INFORMATION SYSTEMS ANALYST IV	25	\$75,025.89	\$95,754.15
SENIOR PLANNER	25	\$75,025.89	\$95,754.15
UTILITY SERVICES SUPERINTENDENT	25	\$75,025.89	\$95,754.15
ASSOCIATE ENGINEER	26	\$81,027.96	\$103,414.50
CITY CLERK-AGENCY SECRETARY- HOUSING COORDINATOR	27	\$87,510.20	\$111,687.66
ASSISTANT CITY MANAGER	30	\$110,237.65	\$140,694.28
COMMUNITY DEVELOPMENT DIRECTOR	30	\$110,237.65	\$140,694.28
FINANCE DIRECTOR	30	\$110,237.65	\$140,694.28
PUBLIC WORKS DIRECTOR/CITY ENGINEER	31	\$119,056.66	\$151,949.82
FIRE CHIEF	33	\$138,867.69	\$181,665.13
CITY MANAGER	Contract		\$192,474.00
CITY COUNCIL	LLMC 2.12.020		\$711.13/monthly
Amended: 8/25/2015			



City of Loma Linda Official Report

Rhodes Rigsby, Mayor
Phillip Dupper, Mayor pro tempore
Ronald Dailey, Councilman
Ovidiu Popescu, Councilman
John Lenart, Councilman

COUNCIL AGENDA: August 25, 2015
TO: City Council
FROM: T. Jarb Thaipejr, City Manager/Public Works Director 
SUBJECT: Notice of Completion of the Mountain View Well No. 3
Rehabilitation (CIP 15-642)

Approved/Continued/Denied
By City Council
Date _____

RECOMMENDATION

It is recommended that the City Council accept this project as substantially complete and authorize the City Clerk to file the Notice of Completion.

BACKGROUND

On April 14, 2015, City Council awarded the contract for Mountain View Well No. 3 rehabilitation to Legend Pump & Well Service, Inc. of San Bernardino in the amount of \$71,566. City staff provided the construction management services and inspections.

As the project commenced, it was discovered that the work was more extensive than anticipated. On July 14, 2015, City Council approved \$26,000 for the additional work. The final project cost was \$95,180. Contractor stayed within authorized budget. All work was completed satisfactorily. Due to the efficiency of the new motor, this site should qualify for an SCE energy rebate.

Attached is the Notice of Completion for the subject project. Upon City Council authorization, the City Clerk will submit the Notice of Completion for recordation. The one (1) year warranty provided by the contractor will commence from the date of recordation.

FINANCIAL IMPACT

Funding for the project is from Account No. 65-7010-8500.

I:\Public Works Admin\Staff Reports\Notice of Completion\Mt View 3 Rehab.08-25-15.doc

<p>RECORDING REQUESTED BY:</p> <p style="text-align: center;">AND</p> <p>WHEN RECORDED MAIL TO:</p> <p>CITY CLERK CITY OF LOMA LINDA 25541 BARTON ROAD LOMA LINDA CA 92354</p>	
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SPACE ABOVE THIS LINE FOR RECORDER'S USE
EXEMPT FROM FILING FEES, GOVERNMENT CODE SECTION 6103

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN THAT:

1. The undersigned is OWNER or agent of the OWNER of the interest or estate stated below in the property hereinafter described:
2. The FULL NAME of the OWNER is City of Loma Linda
3. The FULL ADDRESS of the OWNER is 25541 Barton Road, Loma Linda, CA 92354
4. The NATURE OF THE INTEREST or ESTATE of the undersigned is: In fee.

(If other than fee, strike "in fee" and insert, for example "purchaser under contract of purchase" or "lessee.")

5. The FULL NAMES and FULL ADDRESSES of ALL PERSONS, if any, WHO HOLD SUCH INTEREST or ESTATE with the undersigned as JOINT TENANTS or as TENANTS IN COMMON are:

Names	Addresses

6. The full names and full addresses of the predecessors in interest of the undersigned if the property was transferred subsequent to the commencement of the work of improvement herein referred to:

Names	Addresses

7. A work of improvement on the property hereinafter described was COMPLETED July 23, 2015
8. The work of improvement completed is described as follows: Rehabilitation of Mt. View Well No. 3
9. The NAME OF THE ORIGINAL CONTRACTOR, if any, for such work of improvement is Legend Pump & Well Service, Inc., 1324 W. Rialto Ave., San Bernardino, CA 92410
10. The street address of said property is Mt. View Well No. 3, 1917 Cooley Ave., San Bernardino, CA 92408
11. The property on which said work of improvement was completed is in the City of Loma Linda County of San Bernardino, State of California, and is described as follows: Rehabilitation of Mt. View Well No. 3

Signature of Owner or Agent Owner _____ Date: _____

Verification of INDIVIDUAL owner _____: I, the undersigned, declare under penalty of perjury under the laws of the State of California that I am the owner of the aforesaid interest or estate in the property described in the above notice; that I have read said notice, that I know and understand the contents thereof, and that the facts stated therein are true and correct.

Date and Place

(Signature of owner named in paragraph 2)

Verification for NON-INDIVIDUAL owner: I, the undersigned, declare under penalty of perjury under the laws of the State of California that I am the _____ of the aforesaid interest or "PRESIDENT, PARTNER, MANAGER, AGENT, ETC."

in the above notice; that I have read the said notice, that I know and understand the contents thereof, and that the facts stated therein are true and correct.

Date and Place

(Signature of person signing on behalf of owner)



City of Loma Linda Official Report

Rhodes Rigsby, Mayor
Phillip Dupper, Mayor pro tempore
John Lenart, Councilman
Ronald Dailey, Councilman
Ovidiu Popescu, Councilman

COUNCIL AGENDA: August 25, 2015

TO: City Council

FROM: T. Jarb Thaipejr, City Manager/Public Works Director *TJT*

SUBJECT: Council Bill #R-2015-31 - Adopting Five-Year Capital Project Needs Analysis, 2016/17 through 2020/21.

Approved/Continued/Denied By City Council Date _____
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RECOMMENDATION

It is recommended that the City Council adopt Council Bill #R-2015-31, approving the five-year Capital Project Needs Analysis (CPNA) as required by the Measure I Strategic Plan.

BACKGROUND

San Bernardino Associated Governments (SANBAG) administers Measure I funding for the State. In order to maintain current project status each agency must submit certain periodic documents. Among those is the CPNA. This information is needed to support decisions made by SANBAG concerning project funding. SANBAG focuses their efforts on projects of regional significance. The Strategic Plan provides a set of policies to govern the use of Measure I funds.

ANALYSIS

SANBAG requires each agency to submit two (2) specific documents under the Measure I Strategic Plan. The documents are: 1) CPNA for FY 2016/17 through 2020/21; and 2) Signed copy of Resolution adopting CPNA. City Council may change the Measure I Plan at any time to re-prioritize projects; however, matching funds must be identified and committed.

FINANCIAL IMPACT

There is no fiscal impact as projects are not required to be constructed. This projection allows for funding opportunities. Any required matching funds must be earmarked.

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMA LINDA,
COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, ADOPTING
THE FIVE YEAR CAPITAL PROJECT NEEDS ANALYSIS

WHEREAS, San Bernardino County voters approved passage of Measure I in November 2004 authorizing San Bernardino Associated Governments, acting as the San Bernardino County Transportation Authority, to impose a one-half of one percent retail transactions and use tax applicable in the incorporated and unincorporated territory of the County of San Bernardino, and

WHEREAS, revenue from the tax can only be used for transportation improvement and traffic management programs authorized in the Expenditure Plans set forth in Ordinance No. 04-1 of the Authority, and

WHEREAS, the Strategic Plan requires each local jurisdiction applying for revenue from the Valley Major Street and Freeway Interchange Programs to annually adopt and update a Five-Year Capital Project Needs Analysis,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Loma Linda, County of San Bernardino, State of California, hereby adopts the Measure I Five Year Capital Project Needs Analysis, a copy of which is attached to this resolution.

PASSED AND ADOPTED this 25th day of August 2015 by the following vote:

AYES:

NOES:

ABSENT:

Rhodes Rigsby, Mayor

ATTEST:

Pamela Byrnes-O'Camb, City Clerk

**Capital Project Needs Analysis
City of Loma Linda
Valley Freeway Interchange Program**

(Actual Fiscal Year 2014/2015 dollars - SANBAG will apply escalation factors, by year)

Public Share: 61.2%

Dev. Share: 38.80%

Project Information	Phase	Funding	PRIOR*	FY 15/16	FY 16/17	FY 17/18	FY 18/19	FY 19/20	FUTURE
Reconstruct I-10 Tippecanoe Interchange, phase II.	PA&ED								
	Total Cost:	\$0.00							
	Fund Type:	MI MAJ ST	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Other:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Total Project Cost (FY 15/16 - 19/20): \$1,234.00	PS&E								
	Total Cost:	\$0.00							
	Fund Type:	MI MAJ ST	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Other:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Total Measure I Request (FY 15/16 - 19/20): \$0.00 (Summation of MI MAJ ST)	ROW								
	Total Cost:	\$0.00							
	Fund Type:	MI MAJ ST	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Other:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Total Project Cost (All phases): \$0.00	CONST								
	Total Cost:	\$1,234.00							
	Fund Type:	MI MAJ ST	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		DEV FEE	\$ -	\$ 1,234.00	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
	- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
	Other:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Comments:	CONST								
	Total Cost:	\$1,234.00							
	Fund Type:	MI MAJ ST	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		DEV FEE	\$ -	\$ 1,234.00	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
	- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
	Other:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	

*Prior should identify any expenses incurred in prior years that have not yet been reimbursed by SANBAG including FY 2014/2015 expenses.

**Capital Project Needs Analysis
City of Loma Linda
Valley Arterial Sub-Program**

(Actual Fiscal Year 2014/2015 dollars - SANBAG will apply escalation factors, by year)

Public Share: 61.2%

Dev. Share: 38.80%

Project Information	Phase	Funding	PRIOR*	FY 15/16	FY 16/17	FY 17/18	FY 18/19	FY 19/20	FUTURE
Widen Intersection of Redlands Boulevard and California Street.	PA&ED								
	Total Cost:	\$20.00							
	Fund Type:	MI MAJ ST	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		DEV FEE	\$ -	\$ 20.00	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Other:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Total Project Cost (FY 15/16 - 19/20): \$7,475.00	PS&E								
	Total Cost:	\$100.00							
	Fund Type:	MI MAJ ST	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		MI LOCAL ST	\$ -	\$ -	\$ 100.00	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Other:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Total Measure I Request (FY 15/16 - 19/20): \$400.00 (Summation of MI MAJ ST)	ROW								
	Total Cost:	\$200.00							
	Fund Type:	MI MAJ ST	\$ -	\$ -	\$ 100.00	\$ -	\$ -	\$ -	\$ -
		MI LOCAL ST	\$ -	\$ -	\$ 100.00	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Other:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Total Project Cost (All phases): \$0.00	CONST								
	Total Cost:	\$7,155.00							
	Fund Type:	MI MAJ ST	\$ -	\$ -	\$ -	\$ 100.00	\$ 100.00	\$ 100.00	\$ -
		DEV FEE	\$ -	\$ -	\$ -	\$ 1,000.00	\$ 700.00	\$ 700.00	\$ -
		MI LOCAL ST	\$ -	\$ -	\$ -	\$ 455.00	\$ 500.00	\$ 500.00	\$ -
		- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
	- Select Fund -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
	Other:	\$ -	\$ -	\$ -	\$ -	\$ 1,500.00	\$ 1,500.00	\$ -	
Comments:									

*Prior should identify any expenses incurred in prior years that have not yet been reimbursed by SANBAG including FY 2014/2015 expenses.



City of Loma Linda Official Report

Rhodes Rigsby, Mayor
Phillip Dupper, Mayor pro tempore
Ronald Dailey, Councilman
Ovidiu Popescu, Councilman
John Lenart, Councilman

COUNCIL AGENDA: August 25, 2015

TO: City Council

FROM: T. Jarb Thaipejr, City Manager

SUBJECT: Declare Equipment and Miscellaneous Items Surplus and Authorize Disposal

Approved/Continued/Denied
By City Council
Date _____

RECOMMENDATION

It is recommended that the City Council declare the attached list of vehicles, equipment and miscellaneous items surplus and authorize the items be appropriately disposed and the remaining items auctioned off as surplus.

BACKGROUND

On July 28, 2015, City Council declared a list of vehicles, equipment and miscellaneous items as surplus. Following the meeting, several more equipment and miscellaneous items that are no longer in use or in normal operations of the Public Works, Information Technology and/or Fire Departments were discovered and should be deemed surplus. The attached list of items has become a maintenance liability rather than an asset due to the limited useful life and present worth of each item.

ANALYSIS

Staff selected a vendor, US Auctions, who will provide the auction service at no cost to the City. US Auctions provides the auction site, advertising, equipment pick up, documentation and sales. They are paid through a buyer's fee.

FINANCIAL IMPACT

Income from auctioned items not determined at this time.

Attachment: Proposed Surplus List

SURPLUS LIST - AUGUST 25, 2015

	Model Year	Make/Model	Description	Serial Number	City ID	Asset #	Dept.
1	1995	FORD	ASPHALT TRUCK	1FDLF47G2SEA69084	ST954	N/A	
2	NA	TOOL	WHEEL DOLLY	NA	NA	00183	
3	NA	TOOL	PARTS WASHER	NA	NA	204	
4	NA	TOOL	PROPANE HEATER	NA	NA	NA	
5	NA	MAC TOOLS BCH4	BATTERY LOAD TESTER	NA	NA	NA	
6	NA	MC LANE	EDGER	596554	E409	NA	
7	NA	MC LANE	EDGER	566996	NA	NA	
8	NA	NEARY	BLADE BALANCER GRINDER	S55NTZ-7328	NA	NA	
9	NA	KOHLER	GENERATOR	280151X	NA	NA	
10	NA	CHRISTIE	BATTERY CHARGER	NA	NA	NA	
11	NA	HANNAY	ELECTRIC CORD REEL	H96	NA	NA	
12	NA	MILE HIGH EQUIPMENT	ICE MACHINE	R41Z01566W	NA	NA	SR CTR
13	N/A	SHARP SOLAR MODULE NE17OU1	SOLAR PANELS	N/A	N/A	N/A	IS
14	N/A	EQUIPMENT	SAN SWITCH	USB626R1PK	N/A	3214	IS
15	N/A	EQUIPMENT	SAN SWITCH	USB626R1PP	N/A	3213	IS
16	N/A	SHORTEL	CLL-SV-VOICE/SERVER	USM63201ZE	N/A	2286	IS
17	N/A	HP/PROLIANT DL585	EQUIPMENT	EN21PGK171	N/A	2294	IS
18	N/A	DELL	SERVER	8LS7Z61	N/A	3137	IS

CITY COUNCIL AND SUCCESSOR AGENCY
MEETING DATE: August 25, 2015

ITEM TITLE: Consideration of a Resolution Approving and Ratifying an agreement entitled “Agreement Concerning Certain Expenses Implementing Dissolution” and independently ratifying certain expenses as made and authorizing the inclusion of such expenditures on the Recognized Obligations Payment Schedules of the Successor Agency.

RECOMMENDATION:

Adopt a Resolution Approving and Ratifying an agreement entitled “Agreement Concerning Certain Expenses Implementing Dissolution” and independently ratifying certain expenses as made and authorizing the inclusion of such expenditures on the Recognized Obligations Payment Schedules of the Successor Agency.

BACKGROUND AND OVERVIEW:

A. The City of Loma Linda (“City”) formerly activated the Loma Linda Redevelopment Agency (“Former Agency”); the latter performed as a redevelopment pursuant to Part 1 of Division 24 of the California Health & Safety Code. The Former Agency, as well as all redevelopment agencies in the State of California, was eliminated by ABx1 26 (“AB26”) as enacted in 2011. AB26 contained provisions concerning the conduct of dissolution of redevelopment agencies. AB26 was modified in certain respects by AB 1484, Chapter 26, Statutes of 2012 (“AB1484” and, together with AB26 as modified thereby, the “Dissolution Law”). The Dissolution Law provides, in part that advances made by a city to a successor agency in furtherance of the process of dissolution are payable from moneys in the redevelopment property tax trust fund (“RPTTF”) subject to approval by the oversight board to the corresponding successor agency; see, for example, Health and Safety Code Sections 34173(h), 34171(d)(1)(F) and 34177.3(b). Section 34177.3(b) provides: “Successor agencies may create enforceable obligations to conduct the work of winding down the redevelopment agency, including hiring staff, acquiring necessary professional administrative services and legal counsel, and procuring insurance.”

B. The City and the governing board of the successor agency to the Former Agency (the “Successor Agency”) previously entered into an agreement under which moneys paid by the City on behalf of the Successor Agency would be repaid by the Successor Agency from RPTTF moneys under the process for Recognized Obligation Payment Schedules (“ROPS”); that agreement was considered by and ratified by the oversight board to the Successor Agency (the “Oversight Board”). The City has expended certain amounts in connection with the furtherance of dissolution activities, including but not limited to the expenditure of the sum of One Hundred Fifty Seven Thousand Seven Hundred Eighty Eight Dollars and Seventy Two Cents (\$157,788.72)(the “Defined Expenditures”), which amount was expended for legal services in connection with the dissolution of the Former Agency and related activities in connection therewith. The matters with respect to which the Defined Expenditures were made culminated in a settlement approved by the California Department of Finance (“DOF”).

C. City staff and Successor Agency staff recommend that the City and Successor Agency approve the accompanying resolutions; these recognize the “Defined Expenditures” as enforceable obligations, subject to repayment on future ROPS; should the City and Successor Agency adopt the accompanying resolutions and approve and execute the Agreement, such Agreement and actions will be forwarded to the Oversight Board. At such point, the City and Successor Agency would request that the Oversight Board ratify the Defined Expenditures as “enforceable obligations” and approve and authorize the payment to City, through the ROPS process, of the amount of the Defined Expenditures together with interest thereon at the rate established from time to time for the Local Agency Investment Fund (“LAIF”).

D. The Successor Agency has received a finding of completion from DOF.

Upon approval by the Oversight Board, the Successor Agency would include the Defined Expenditures as enforceable obligations on future ROPS.

Staff for the City and the Successor Agency request approval of the accompanying resolutions (by the City Council and by the Successor Agency, respectively).

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMA LINDA RATIFYING CERTAIN PAYMENTS AS IMPLEMENTING DISSOLUTION OF THE FORMER LOMA LINDA REDEVELOPMENT AGENCY, AUTHORIZING EXECUTION OF AN AGREEMENT AND AUTHORIZING PAYMENT OF CERTAIN PAYMENTS

WHEREAS, the Loma Linda Redevelopment Agency (“Former Agency”) was established as a redevelopment agency that was previously organized and existing under the California Community Redevelopment Law, Health & Safety Code Section 33000, et seq. (“CRL”), and previously authorized to transact business and exercise powers of a redevelopment agency pursuant to action of the City Council of the City of Loma Linda (“City”); and

WHEREAS, Assembly Bill ABx1 26 (Chapter 5, Statutes of 2011) added Parts 1.8 and 1.85 to Division 24 of the California Health & Safety Code, which laws cause the dissolution and wind down of all redevelopment agencies (“AB26”), which enactment was amended in certain respects by AB 1484 (Chapter 26, Statutes of 2012; “AB 1484” and together with AB26 as amended thereby the “Dissolution Act”); and

WHEREAS, on December 29, 2011, in connection with *California Redevelopment Association v. Matosantos*, Case No. S194861, the California Supreme Court upheld AB26 and thereby all redevelopment agencies in California were dissolved as of and on February 1, 2012 under the dates in AB26 that were reformed and extended thereby; and

WHEREAS, commencing as of February 1, 2012, the City has served and continues to serve as the successor agency to the Former Agency (in such capacity, the “Successor Agency”) and will perform its functions as the successor agency under the Dissolution Act to administer the enforceable obligations of the Former Agency and otherwise unwind the Former Agency's affairs, all subject to the review and approval by an oversight board established pursuant to Health & Safety Code Section 34179 (“Oversight Board”); and

WHEREAS, the California Department of Finance has recently issued to the Successor Agency a finding of completion (“Finding of Completion”) based upon the progress made by the Successor Agency toward dissolution and in recognition of the settlement of certain litigation which had occurred; and

WHEREAS, the Dissolution Act provides that while new agreements generally may not be entered into by a successor agency, per Health and Safety Code sections 34177.3(b), 34173(h) and Section 34171(d)(1)(F), agreements are authorized and moneys advanced by the host city shall be repaid from moneys in the redevelopment property tax trust fund (“RPTTF”) where they pertain to the provision by the host city of moneys as advances to assist in defraying ongoing costs of the successor agency in implementing dissolution of the corresponding redevelopment agency. The expenditures which are enumerated in the accompanying staff report (and which are referred to therein and herein as the “Defined Expenditures”) have previously been approved by the City Council of the City and the governing board of the Successor Agency. The expenditures all were for the implementation of dissolution of the Former Agency; and

WHEREAS, the City and Successor Agency earlier approved an agreement, entitled “Successor Agency Cooperative Agreement”, dated as of April 10, 2012 (the “2012 Agreement”)

under which the City agreed to expend moneys on behalf of the Successor Agency in connection with the activities of the Successor Agency to implement dissolution activities with respect to the Former Agency. Such expenses by the City on behalf of the Successor Agency are, as indicated by the 2012 Agreement, loans by the City to the Successor Agency, and, in addition, shall be, upon approval by the Oversight Board, independently authorized by that certain "Agreement Concerning Certain Expenses Implementing Dissolution" as presented herewith (the "Agreement") as well as the aforementioned provisions of the Dissolution Act; and

WHEREAS, by the Agreement, the City and Successor Agency have memorialized and ratified certain expenditures which were made as a loan to the Successor Agency for the purpose of furthering the dissolution activities of the Successor Agency with respect to the winding up of affairs of the Former Agency; and

WHEREAS, the City Council has reviewed the documentation and testimony concerning each of the Defined Expenditures and the Agreement and hereby finds and determines that the Defined Expenditures were previously authorized, were made for legitimate redevelopment purposes, constitute enforceable obligations under Health and Safety Code section 34177.3 incurred in connection with the winding down of the Former Agency, and are enforceable obligations and shall be recognized as payable from RPTTF moneys in connection with ROPS processes; and

NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL OF THE CITY OF LOMA LINDA AS FOLLOWS:

SECTION 1. The foregoing recitals are incorporated into this Resolution by this reference, and constitute a material part of this Resolution.

SECTION 2. The City Council finds and determines that the Defined Expenditures were previously authorized, were made for legitimate redevelopment purposes, were incurred in connection with the winding down of the Former Agency, and shall hereafter be payable from RPTTF moneys on ROPS as filed from time to time by the Successor Agency.

SECTION 3. The City Council authorizes and directs the City Manager to execute the Agreement and to transmit the Agreement to each of the Successor Agency and the Oversight Board.

SECTION 4. The City Council approves and ratifies and approves the Agreement and authorizes and approves the inclusion of the Agreement and the Defined Expenditures on ROPS.

SECTION 5. This Resolution shall be effective immediately upon its approval.

SECTION 6. The City Clerk shall maintain on file as a public record this Resolution.

PASSED, APPROVED, AND ADOPTED at a regular meeting of the City Council of the City of Loma Linda, held on this the __th day of _____, 2015 by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Rhodes Rigsby, Mayor

ATTEST:

City Clerk

EXHIBIT "A"
AGREEMENT

AGREEMENT CONCERNING CERTAIN EXPENSES IMPLEMENTING DISSOLUTION

THIS AGREEMENT CONCERNING CERTAIN EXPENSES IMPLEMENTING DISSOLUTION (the "Agreement") is entered into as of August __, 2015, by and between the **CITY OF LOMA LINDA**, a municipal corporation (herein the "City") and the **CITY OF LOMA LINDA, ACTING SOLELY IN THE CAPACITY AS THE SUCCESSOR AGENCY TO THE LOMA LINDA REDEVELOPMENT AGENCY** (herein the "Successor Agency").

RECITALS

A. Pursuant to the provisions of the California Redevelopment Law (Health and Safety Code Section 33000 et seq.[the "Redevelopment Law"]), the City Council of the City of Loma Linda, activated the Loma Linda Redevelopment Agency (the "Former Agency").

B. By legislation enacted in 2011 (ABx1 26, Chapter 1, Statutes of 2011 ["AB26"]), redevelopment agencies throughout California were dissolved, which dissolution was effective February 1, 2012. Under AB26, administration of activities of the Former Agency were to be conducted by a successor agency, as prescribed under Part 1.85, Chapter 3 as approved by AB26. The City was designated as the Successor Agency for such purposes. Additional legislation concerning the dissolution of redevelopment agencies was enacted by the California Legislature as AB 1484, Chapter 26, Statutes of 2012 ("AB1484" and, together with AB 26 as amended thereby, the "Dissolution Act").

C. The Successor Agency has been performing and will continue to perform certain activities, including without limitation the administration of certain moneys and properties formerly held by the Former Agency, the provision of information, submittal of reports and interacting with an oversight board as established pursuant to the Dissolution Act with respect to the Former Agency (the "Oversight Board"). The Successor Agency is performing a public function.

D. The Dissolution Act provides that while new agreements generally may not be entered into by a successor agency, per Health and Safety Code sections 34177.3(b), 34173(h) and Section 34171(d)(1)(F), agreements are authorized and moneys advanced by the host city shall be repaid from moneys in the redevelopment property tax trust fund ("RPTTF") where they pertain to the provision by the host city of moneys as advances to assist in defraying ongoing costs of the successor agency in implementing dissolution of the corresponding redevelopment agency. The expenditures which are enumerated in Exhibit "A" hereto (the "Defined Expenditures") have previously been approved by the City Council of the City and the governing board of the Successor Agency. The expenditures all were for the implementation of dissolution of the Former Agency.

E. The City and Successor Agency earlier approved an agreement, entitled "Successor Agency Cooperative Agreement", dated as of April 10, 2012 (the "2012 Agreement") under which the City agreed to expend moneys on behalf of the Successor Agency in connection with the activities of the Successor Agency to implement dissolution activities with respect to the Former Agency. Such expenses by the City on behalf of the Successor Agency are, as indicated by the 2012 Agreement, loans by the City to the Successor Agency, and, in addition, are independently authorized by this Agreement as well as the aforementioned provisions of the Dissolution Act.

F. The City and the Successor Agency desire to enter into this Agreement, which Agreement has been or shall be duly presented to the Oversight Board. By this Agreement, the City and Successor Agency memorialize and ratify certain expenditures which were made as a loan to the

Successor Agency for the purpose of furthering the dissolution activities of the Successor Agency with respect to the winding up of affairs of the Former Agency.

AGREEMENTS

1. The City has advanced to the Successor Agency the Defined Expenditures for those items delineated in Exhibit "A" hereto.

2. The Successor Agency agrees to include the Defined Expenditures, including interest at the rates from time to time established for moneys on deposit in the Local Agency Investment Fund (LAIF), on each recognized obligation payment schedule ("ROPS") of the Successor Agency until such Defined Expenditures have been fully remitted by the Successor Agency, from RPTTF moneys. The Successor Agency shall cause to be forwarded to the oversight board for the Successor Agency (the "Oversight Board") a copy of this Agreement, together with a request that the Defined Expenditures be included in all future ROPS of the Successor Agency until an amount equal to the Defined Expenditures has been fully remitted to the Successor Agency from RPTTF moneys.

3. This Agreement does not constitute a novation and does not prejudice any claims which the City may have to payments. This Agreement does not modify or supersede any prior agreements of the Successor Agency or any agreements of the Former Agency.

4. If any term, provision, condition or covenant of this Agreement or its application to any party or circumstances shall be held, to any extent, invalid or unenforceable, the remainder of this Agreement, or the application of the term, provision, condition or covenant to persons or circumstances other than those as to whom or which it is held invalid or unenforceable, shall not be affected, and shall be valid and enforceable to the fullest extent permitted by law.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.

CITY OF LOMA LINDA

By: _____
Rhodes Rigsby, Mayor

ATTEST:

Pamela Byrnes-O'Camb, City Clerk

CITY OF LOMA LINDA SOLELY IN ITS
CAPACITY AS SUCCESSOR AGENCY TO THE
LOMA LINDA REDEVELOPMENT AGENCY

By: _____
T. Jarb Thaipejr, Executive Director

ATTEST:

Pamela Byrnes-O'Camb, Successor Agency Secretary

EXHIBIT "A"

DEFINED EXPENDITURES

The amount of One Hundred Fifty Seven Thousand Seven Hundred Eighty Eight Dollars and Seventy Two Cents (\$157,788.72) for legal services rendered by Rutan & Tucker, LLP, a limited liability partnership including professional corporations.

CITY COUNCIL AND SUCCESSOR AGENCY

MEETING DATE: August 25, 2015

ITEM TITLE: Consideration of a Resolution Approving and Ratifying an agreement entitled “Agreement Concerning Certain Expenses Implementing Dissolution” and independently ratifying certain expenses as made and authorizing the inclusion of such expenditures on the Recognized Obligations Payment Schedules of the Successor Agency.

RECOMMENDATION:

Adopt a Resolution Approving and Ratifying an agreement entitled “Agreement Concerning Certain Expenses Implementing Dissolution” and independently ratifying certain expenses as made and authorizing the inclusion of such expenditures on the Recognized Obligations Payment Schedules of the Successor Agency.

BACKGROUND AND OVERVIEW:

A. The City of Loma Linda (“City”) formerly activated the Loma Linda Redevelopment Agency (“Former Agency”); the latter performed as a redevelopment pursuant to Part 1 of Division 24 of the California Health & Safety Code. The Former Agency, as well as all redevelopment agencies in the State of California, was eliminated by ABx1 26 (“AB26”) as enacted in 2011. AB26 contained provisions concerning the conduct of dissolution of redevelopment agencies. AB26 was modified in certain respects by AB 1484, Chapter 26, Statutes of 2012 (“AB1484” and, together with AB26 as modified thereby, the “Dissolution Law”). The Dissolution Law provides, in part that advances made by a city to a successor agency in furtherance of the process of dissolution are payable from moneys in the redevelopment property tax trust fund (“RPTTF”) subject to approval by the oversight board to the corresponding successor agency; see, for example, Health and Safety Code Sections 34173(h), 34171(d)(1)(F) and 34177.3(b). Section 34177.3(b) provides: “Successor agencies may create enforceable obligations to conduct the work of winding down the redevelopment agency, including hiring staff, acquiring necessary professional administrative services and legal counsel, and procuring insurance.”

B. The City and the governing board of the successor agency to the Former Agency (the “Successor Agency”) previously entered into an agreement under which moneys paid by the City on behalf of the Successor Agency would be repaid by the Successor Agency from RPTTF moneys under the process for Recognized Obligation Payment Schedules (“ROPS”); that agreement was considered by and ratified by the oversight board to the Successor Agency (the “Oversight Board”). The City has expended certain amounts in connection with the furtherance of dissolution activities, including but not limited to the expenditure of the sum of One Hundred Fifty Seven Thousand Seven Hundred Eighty Eight Dollars and Seventy Two Cents (\$157,788.72)(the “Defined Expenditures”), which amount was expended for legal services in connection with the dissolution of the Former Agency and related activities in connection therewith. The matters with respect to which the Defined Expenditures were made culminated in a settlement approved by the California Department of

Finance (“DOF”). The Defined Expenditures are not subject to the limitation set forth in section 34171(b).

C. City staff and Successor Agency staff recommend that the City and Successor Agency approve the accompanying resolutions; these recognize the “Defined Expenditures” as enforceable obligations, subject to repayment on future ROPS; should the City and Successor Agency adopt the accompanying resolutions and approve and execute the Agreement, such Agreement and actions will be forwarded to the Oversight Board. At such point, the City and Successor Agency would request that the Oversight Board ratify the Defined Expenditures as “enforceable obligations” and approve and authorize the payment to City, through the ROPS process, of the amount of the Defined Expenditures together with interest thereon at the rate established from time to time for the Local Agency Investment Fund (“LAIF”).

D. The Successor Agency has received a finding of completion from DOF.

Upon approval by the Oversight Board, the Successor Agency would include the Defined Expenditures as enforceable obligations on future ROPS.

Staff for the City and the Successor Agency request approval of the accompanying resolutions (by the City Council and by the Successor Agency, respectively).

RESOLUTION NO. 2015-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMA LINDA RATIFYING CERTAIN PAYMENTS AS IMPLEMENTING DISSOLUTION OF THE FORMER LOMA LINDA REDEVELOPMENT AGENCY, AUTHORIZING EXECUTION OF AN AGREEMENT AND AUTHORIZING PAYMENT OF CERTAIN PAYMENTS

WHEREAS, the Loma Linda Redevelopment Agency (“Former Agency”) was established as a redevelopment agency that was previously organized and existing under the California Community Redevelopment Law, Health & Safety Code Section 33000, et seq. (“CRL”), and previously authorized to transact business and exercise powers of a redevelopment agency pursuant to action of the City Council of the City of Loma Linda (“City”); and

WHEREAS, Assembly Bill ABx1 26 (Chapter 5, Statutes of 2011) added Parts 1.8 and 1.85 to Division 24 of the California Health & Safety Code, which laws cause the dissolution and wind down of all redevelopment agencies (“AB26”), which enactment was amended in certain respects by AB 1484 (Chapter 26, Statutes of 2012; “AB 1484” and together with AB26 as amended thereby the “Dissolution Act”); and

WHEREAS, on December 29, 2011, in connection with *California Redevelopment Association v. Matosantos*, Case No. S194861, the California Supreme Court upheld AB26 and thereby all redevelopment agencies in California were dissolved as of and on February 1, 2012 under the dates in AB26 that were reformed and extended thereby; and

WHEREAS, commencing as of February 1, 2012, the City has served and continues to serve as the successor agency to the Former Agency (in such capacity, the “Successor Agency”) and will perform its functions as the successor agency under the Dissolution Act to administer the enforceable obligations of the Former Agency and otherwise unwind the Former Agency's affairs, all subject to the review and approval by an oversight board established pursuant to Health & Safety Code Section 34179 (“Oversight Board”); and

WHEREAS, the California Department of Finance has recently issued to the Successor Agency a finding of completion (“Finding of Completion”) based upon the progress made by the Successor Agency toward dissolution and in recognition of the settlement of certain litigation which had occurred; and

WHEREAS, the Dissolution Act provides that while new agreements generally may not be entered into by a successor agency, per Health and Safety Code sections 34177.3(b), 34173(h) and Section 34171(d)(1)(F), agreements are authorized and moneys advanced by the host city shall be repaid from moneys in the redevelopment property tax trust fund (“RPTTF”) where they pertain to the provision by the host city of moneys as advances to assist in defraying ongoing costs of the successor agency in implementing dissolution of the corresponding redevelopment agency. The expenditures which are enumerated in the accompanying staff report (and which are referred to therein and herein as the “Defined Expenditures”) have previously been approved by the City Council of the City and the governing board of the Successor Agency. The expenditures all were for the implementation of dissolution of the Former Agency; and

WHEREAS, the City and Successor Agency earlier approved an agreement, entitled “Successor Agency Cooperative Agreement”, dated as of April 10, 2012 (the “2012 Agreement”)

under which the City agreed to expend moneys on behalf of the Successor Agency in connection with the activities of the Successor Agency to implement dissolution activities with respect to the Former Agency. Such expenses by the City on behalf of the Successor Agency are, as indicated by the 2012 Agreement, loans by the City to the Successor Agency, and, in addition, shall be, upon approval by the Oversight Board, independently authorized by that certain "Agreement Concerning Certain Expenses Implementing Dissolution" as presented herewith (the "Agreement") as well as the aforementioned provisions of the Dissolution Act; and

WHEREAS, by the Agreement, the City and Successor Agency have memorialized and ratified certain expenditures which were made as a loan to the Successor Agency for the purpose of furthering the dissolution activities of the Successor Agency with respect to the winding up of affairs of the Former Agency; and

WHEREAS, the City Council has reviewed the documentation and testimony concerning each of the Defined Expenditures and the Agreement and hereby finds and determines that the Defined Expenditures were previously authorized, were made for legitimate redevelopment purposes, constitute enforceable obligations under Health and Safety Code section 34177.3 incurred in connection with the winding down of the Former Agency, and are enforceable obligations and shall be recognized as payable from RPTTF moneys in connection with ROPS processes; and

NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL OF THE CITY OF LOMA LINDA AS FOLLOWS:

SECTION 1. The foregoing recitals are incorporated into this Resolution by this reference, and constitute a material part of this Resolution.

SECTION 2. The City Council finds and determines that the Defined Expenditures were previously authorized, were made for legitimate redevelopment purposes, were incurred in connection with the winding down of the Former Agency, and shall hereafter be payable from RPTTF moneys on ROPS as filed from time to time by the Successor Agency. The Defined Expenditures are not subject to the limitation set forth in section 34171(b)

SECTION 3. The City Council authorizes and directs the City Manager to execute the Agreement and to transmit the Agreement to each of the Successor Agency and the Oversight Board.

SECTION 4. The City Council approves and ratifies and approves the Agreement and authorizes and approves the inclusion of the Agreement and the Defined Expenditures on ROPS.

SECTION 5. This Resolution shall be effective immediately upon its approval.

SECTION 6. The City Clerk shall maintain on file as a public record this Resolution.

PASSED, APPROVED, AND ADOPTED at a regular meeting of the City Council of the City of Loma Linda, held on this the __th day of _____, 2015 by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Rhodes Rigsby, Mayor

ATTEST:

City Clerk

EXHIBIT "A"
AGREEMENT

AGREEMENT CONCERNING CERTAIN EXPENSES IMPLEMENTING DISSOLUTION

THIS AGREEMENT CONCERNING CERTAIN EXPENSES IMPLEMENTING DISSOLUTION (the “Agreement”) is entered into as of September __, 2015, by and between the **CITY OF LOMA LINDA**, a municipal corporation (herein the “City”) and the **CITY OF LOMA LINDA, ACTING SOLELY IN THE CAPACITY AS THE SUCCESSOR AGENCY TO THE LOMA LINDA REDEVELOPMENT AGENCY** (herein the “Successor Agency”).

RECITALS

A. Pursuant to the provisions of the California Redevelopment Law (Health and Safety Code Section 33000 et seq.[the “Redevelopment Law”]), the City Council of the City of Loma Linda, activated the Loma Linda Redevelopment Agency (the “Former Agency”).

B. By legislation enacted in 2011 (ABx1 26, Chapter 1, Statutes of 2011 [“AB26”]), redevelopment agencies throughout California were dissolved, which dissolution was effective February 1, 2012. Under AB26, administration of activities of the Former Agency were to be conducted by a successor agency, as prescribed under Part 1.85, Chapter 3 as approved by AB26. The City was designated as the Successor Agency for such purposes. Additional legislation concerning the dissolution of redevelopment agencies was enacted by the California Legislature as AB 1484, Chapter 26, Statutes of 2012 (“AB1484” and, together with AB 26 as amended thereby, the “Dissolution Act”).

C. The Successor Agency has been performing and will continue to perform certain activities, including without limitation the administration of certain moneys and properties formerly held by the Former Agency, the provision of information, submittal of reports and interacting with an oversight board as established pursuant to the Dissolution Act with respect to the Former Agency (the “Oversight Board”). The Successor Agency is performing a public function.

D. The Dissolution Act provides that while new agreements generally may not be entered into by a successor agency, per Health and Safety Code sections 34177.3(b), 34173(h) and Section 34171(d)(1)(F), agreements are authorized and moneys advanced by the host city shall be repaid from moneys in the redevelopment property tax trust fund (“RPTTF”) where they pertain to the provision by the host city of moneys as advances to assist in defraying ongoing costs of the successor agency in implementing dissolution of the corresponding redevelopment agency. The expenditures which are enumerated in Exhibit “A” hereto (the “Defined Expenditures”) have previously been approved by the City Council of the City and the governing board of the Successor Agency. The expenditures all were for the implementation of dissolution of the Former Agency and are not subject to the limitation set forth in section 34171(b).

E. The City and Successor Agency earlier approved an agreement, entitled “Successor Agency Cooperative Agreement”, dated as of April 10, 2012 (the “2012 Agreement”) under which the City agreed to expend moneys on behalf of the Successor Agency in connection with the activities of the Successor Agency to implement dissolution activities with respect to the Former Agency. Such expenses by the City on behalf of the Successor Agency are, as indicated by the 2012 Agreement, loans by the City to the Successor Agency, and, in addition, are independently authorized by this Agreement as well as the aforementioned provisions of the Dissolution Act.

F. The City and the Successor Agency desire to enter into this Agreement, which Agreement has been or shall be duly presented to the Oversight Board. By this Agreement, the City and Successor Agency memorialize and ratify certain expenditures which were made as a loan to the Successor Agency for the purpose of furthering the dissolution activities of the Successor Agency with respect to the winding up of affairs of the Former Agency.

AGREEMENTS

1. The City has advanced to the Successor Agency the Defined Expenditures for those items delineated in Exhibit "A" hereto.

2. The Successor Agency agrees to include the Defined Expenditures, including interest at the rates from time to time established for moneys on deposit in the Local Agency Investment Fund (LAIF), on each recognized obligation payment schedule ("ROPS") of the Successor Agency until such Defined Expenditures have been fully remitted by the Successor Agency, from RPTTF moneys. The Successor Agency shall cause to be forwarded to the oversight board for the Successor Agency (the "Oversight Board") a copy of this Agreement, together with a request that the Defined Expenditures be included in all future ROPS of the Successor Agency until an amount equal to the Defined Expenditures has been fully remitted to the Successor Agency from RPTTF moneys. The Defined Expenditures are not subject to the limitation set forth in section 34171(b).

3. This Agreement does not constitute a novation and does not prejudice any claims which the City may have to payments. This Agreement does not modify or supersede any prior agreements of the Successor Agency or any agreements of the Former Agency.

4. If any term, provision, condition or covenant of this Agreement or its application to any party or circumstances shall be held, to any extent, invalid or unenforceable, the remainder of this Agreement, or the application of the term, provision, condition or covenant to persons or circumstances other than those as to whom or which it is held invalid or unenforceable, shall not be affected, and shall be valid and enforceable to the fullest extent permitted by law.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.

(signatures appear on following page)

CITY OF LOMA LINDA

By: _____
Rhodes Rigsby, Mayor

ATTEST:

Pamela Byrnes-O'Camb, City Clerk

CITY OF LOMA LINDA SOLELY IN ITS
CAPACITY AS SUCCESSOR AGENCY TO THE
LOMA LINDA REDEVELOPMENT AGENCY

By: _____
T. Jarb Thaipejr, Executive Director

ATTEST:

Pamela Byrnes-O'Camb
Successor Agency Secretary

EXHIBIT "A"

DEFINED EXPENDITURES

The amount of One Hundred Fifty Seven Thousand Seven Hundred Eighty Eight Dollars and Seventy Two Cents (\$157,788.72) for legal services rendered by Rutan & Tucker, LLP, a limited liability partnership including professional corporations.