

CITY OF LOMA LINDA
CITY COUNCIL AGENDA

REGULAR MEETING OF MARCH 22, 2016

A regular meeting of the City Council of the City of Loma Linda is scheduled to be held Tuesday, March 22, 2016 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 APRIL 12, 2016 meeting must be submitted in writing to the City Clerk no later than NOON, MONDAY, MARCH 21, 2016

A. Call To Order

B. Roll Call

C. Invocation and Pledge of Allegiance –Mayor pro tempore Dupper (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. **Consent Calendar**

1. Demands Register
2. Minutes of March 8, 2016

H. **Old Business**

I **New Business**

3. Council Bill #R-2016-11 – Cancelling the June 7, 2016 General Municipal Election and appointing to the office the persons who have been nominated – Elections Code §10229
[City Clerk]

J. **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).

4. Discussion and direction to staff regarding City Council Salary

K. **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).

L. **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: March 22, 2016

TO: City Council

VIA: T. Jarb Thaipejr, City Manager

FROM: Pamela Byrnes-O'Camb, City Clerk

SUBJECT: Minutes of March 8, 2016

Approved/Continued/Denied By City Council Date _____
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RECOMMENDATION

It is recommended that the City Council approve the minutes of March 8, 2016

City of Loma Linda

City Council Minutes

Regular Meeting of March 8, 2016

A regular meeting of the City Council was called to order by Mayor Rigsby at 7:10 p.m., Tuesday, March 8, 2016, in the Council Chamber, 25541 Barton Road, Loma Linda, California.

Councilmen Present: Mayor Rhodes Rigsby
Mayor pro tempore Phil Dupper
Ovidiu Popescu
Ron Dailey

Councilmen Absent: John Lenart

Others Present: City Manager T. Jarb Thaipejr
City Attorney Richard Holdaway

Mayor Rigsby led the Invocation and Pledge of Allegiance. No items were added or deleted and no conflicts of interest were noted.

Oral Reports/Public Participation

Dr. Eduardo Gonzaga Jr. addressed the City Council relating to the grand opening of FC Revelation Financial, 1200 California Avenue, Redlands, to assist veterans and others in addressing retirement issues.

Scheduled And Related Items

CC-2016-022 - Proclamation "Ronald McDonald House Charities of Southern California Walk for Kids Month"- April 2016

Mayor Rigsby summarized the proclamation and indicated it would be sent to representatives of the Ronald McDonald House Charities.

CC-2016-023 - Presentation of 2015 Crime Statistics Summary

Lt. O'Brine of the Sheriff's Department presented the report which provided comparisons over the years of 2011 through 2015 relating to staffing levels, Part I and Part II crimes, calls for service as well as calls for service requiring a response, response times, adult bookings, deputy reports, traffic collisions, total arrests and the impacts of Proposition 47. These statistics showed that regionally, larceny, shoplifting, and vehicle theft increased while Part II crimes decreased. He noted that 2015 staffing levels were closest to staffing levels in 2011.

He then reviewed hours spent on investigating burglaries, mental illness, domestic violence, traffic collision investigations, assisting other departments, checking the welfare of our community and burglary alarms.

A question-and answer period followed with extensive discussion. No action was required.

CC-2016-024 - Consent Calendar

City Attorney Holdaway recommended that if the consulting services and support agreement with Allied Telesis, Inc. was to be approved, approval be subject to final review and re-drafting of the agreement by the City Attorney's office.

Motion by Dupper, seconded by Dailey and unanimously carried to approve the following item, including the recommendation of the City Attorney. Councilman Lenart absent.

The Demands Register dated February 29, 2016 with commercial demands totaling \$454,979.17.

The Demands Register dated March 8, 2016 with commercial demands totaling \$425,171.82.

The Minutes of February 23, 2016 as presented.

Council Bill #R-2016-10.

Resolution No. 2882

Designation of applicant's agent resolution for non-state agencies to the California Emergency Management Agency

Consulting Services and Support Agreement between City and Allied Telesis, Inc. for one fulltime onsite desktop support specialist, subject to final review and re-drafting by the City Attorney's office.

Old Business

CC-2016-025 - Appropriate \$85,000 for additional law enforcement personnel for the remainder of fiscal year 2015-16 and approve the addition of one deputy for fiscal year 2016-17

City Manager Thaipr presented the report, stating that an added deputy position for the remainder of Fiscal Year 2015-2016 was estimated to cost \$94,000; the cost of an additional deputy for Fiscal Year 2016-2017 was estimated to be \$256,000 which included equipment, support and backfill coverage and would require an amendment to the existing contract. He added that in addition to healthy reserves, increase in revenue was anticipated due to new development, a new auto dealership and transient occupancy tax.

Extensive discussion ensued.

By common consent, the City Council approved the addition of one deputy for fiscal year 2016-17 and declined additional law enforcement personnel for the remainder of fiscal year 2015-2016. Councilman Lenart absent.

Reports of Councilmen

Councilman Dailey stated that exiting the Meridian complex on the south side of Barton Road, east of Mt. View Avenue was difficult due to limited visibility because of parked cars on Barton Road. The item was referred to the City Manager.

Reports Of

CC-2016-026 - Report pertaining to recent outbreak of disease affecting citrus

Assistant City Manager Bolowich presented an oral report on the Citrus Green Disease caused by the Asian psyllid which attacks citrus, offering tips to prevent the spread of the disease and noting that at the present time, there was no remedy, other than removal of affected trees.

CC-2016-027 - Mission Historic District

James Shipp, Chairman of the Historical Commission presented a PowerPoint review of the Historic Mission Overlay District established in 2002 to preserve the cultural resources within the District and to establish development standards for future construction within the District.

He then drew attention to recent construction of the Heart and Surgical Hospital, commercial development at Barton Road and California Street (replicating the 1915 Loma Linda Hospital, Loma Linda Foods Factory, and an historic packing shed), Mission School revitalization and the VA Medical Clinic on Redlands Boulevard, all of which carried architectural features of former historic sites.

Mr. Shipp reviewed the history of the area beginning in the 1800's and the various actions taken by the City Council, the Historic Commission, and the Community to preserve the heritage of Loma Linda into the future with unique homes and the development of Heritage Park for the siting of the Cole and Curtis-Fisk houses and perhaps others.

Mr. Shipp was thanked for his presentation. No action required.

The meeting adjourned at 8:52 p.m.

Approved at the meeting of _____.

City Clerk



City of Loma Linda Official Report

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

COUNCIL AGENDA: March 22, 2016
TO: City Council
FROM: Pamela Byrnes-O'Camb, City Clerk *PBO*
VIA: T. Jarb Thaipejr, City Manager *TJT*
SUBJECT: Council Bill #R-2016-11 – Cancelling the June 7, 2016 General Municipal Election and appointing to the office the persons who have been nominated – Elections Code §10229

Approved/Continued/Denied By City Council Date _____
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RECOMMENDATION

It is recommended that the City Council adopt Council Bill #R-2016-11.

BACKGROUND

In May 1995, the City Council adopted Ordinance 513 which consolidated the City's General Municipal Election to elect Members of the City Council with the Primary Election in June of even-numbered years as a cost-savings measure. Prior to 1995, the City held its own elections in April of even-numbered years with assistance from the County of San Bernardino Registrar of Voters.

The number of candidates has varied widely through the years with the largest number of candidates (15) for the initial City election of 5 members in 1970 to as few as two for two seats and now three for three seats.

Three seats were available for the June 7, 2016 General Municipal Election: Rhodes Rigsby, Ovidiu Popescu, and John Lenart. At the close of the nomination period, March 11, only the incumbents Rigsby Popescu and Lenart had filed. Nomination Paper signatures were verified.

California Election Code §10229 provides that if there are no more candidates than offices to be elected, the City Council has three courses of action to consider:

1. Appoint to the office the person who has been nominated.
2. Appoint to the office any eligible voter if no one has been nominated.
3. Hold the election if either no one or only one person has been nominated.

If the City Council appoints to the office the persons nominated, then the election is cancelled and the City Clerk is not to accept any further nominations.

Notice of subject meeting and that there are not more candidates than offices to be elected was published on March 16, pursuant to California Election Code §10229.

ANALYSIS

Cancelling the election and appointing the three candidates for the three seats available will save the City approximately \$10,000. About \$1,000 has been expended to publish the required notices.

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMA LINDA, CALIFORNIA, PROVIDING FOR THE APPOINTMENT TO THE OFFICES OF THIS CITY THE PERSONS THAT WERE TO BE ELECTED ON TUESDAY, JUNE 7, 2016.

WHEREAS, pursuant to §10229 of the Elections Code of the State of California, as of the close of the nomination period on March 11, 2016, there are not more candidates than offices to be elected and that §10229 of the Elections Code allows one of the following courses of action to be taken by the City Council:

1. Appoint to the office the person who has been nominated.
2. Appoint to the office any eligible voter if no one has been nominated.
3. Hold the election if either no one or only one person has been nominated.

WHEREAS, a notice was published on March 16, 2016 in a newspaper of general circulation pursuant to law;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LOMA LINDA, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That pursuant to §10229 of the Elections Code of the State of California, the following action is being taken:

The following persons are being appointed to the office to which they were nominated:

<u>NAME</u>	<u>OFFICE</u>	<u>TERM</u>
Rhodes Rigsby	Member of the City Council	Four Years
Ovidiu Popescu	Member of the City Council	Four Years
John Lenart	Member of the City Council	Four Years

Section 2. The election scheduled to be held on Tuesday, June 7, 2016 is now canceled.

Section 3. The persons appointed, if any, shall qualify and take office and serve exactly as if elected at a municipal election for the office.

Section 4. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED this 22nd day of March 2016 by the following vote:

Ayes:
Noes:
Absent:
Abstain:

Rhodes Rigsby, Mayor

ATTEST:

Pamela Byrnes-O'Camb, City Clerk

CITY CLERK'S CERTIFICATION THAT THERE ARE NOT MORE CANDIDATES THAN
OFFICES TO BE ELECTED

I, Pamela Byrnes-O'Camb, City Clerk of the City of Loma Linda, do hereby certify that pursuant to §10229, Elections Code of the State of California, to the following facts relating to the General Municipal Election to be held on Tuesday, June 7, 2016:

As of the close of the nomination period on March 11, 2016, there are not more candidates than offices to be elected.

The persons so nominated are:

Rhodes Rigsby
Ovidiu Popescu
John Lenart

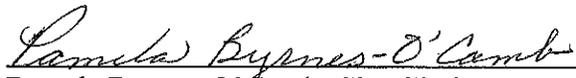
That §10229 of the Elections Code allows one of the following courses of action to be taken by the City Council:

1. Appoint to the office the persons who have been nominated.
2. Appoint to the office any eligible voter if no one has been nominated.
3. Hold the election if either no one or only one person has been nominated.

A notice of these facts will be published on March 16, 2016 in a newspaper of general circulation in the city pursuant to § 6061 of the Government Code. After the fifth day following the date of publication, the City Council will meet to either make the appointments or direct an election to be held. The persons appointed, if any, shall qualify and take office and serve exactly as if elected at a municipal election for the office.

If by the 75th day before the municipal election, no person has been appointed to the offices pursuant to (1) or (2) above, the election shall be held.

If the City Council makes an appointment pursuant to §10229 Elections Code, the City Clerk shall not accept for filing any statement of write-in candidacy which is submitted after the appointment is made.


Pamela Byrnes-O'Camb, City Clerk
City of Loma Linda, California



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: March 22, 2016
TO: City Council
FROM: Pamela Byrnes-O'Camb, City Clerk *PBO*
VIA: T. Jarb Thaipejr, City Manager *T.J.T.*
SUBJECT: City Council Salary

Approved/Continued/Denied By City Council Date _____
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RECOMMENDATION

It is recommended that the City Council provide guidance to staff relating to amount of salary increase.

BACKGROUND

In 1990 the City Council increased its salary from \$377.13 to \$415.19 to be effective upon the seating of the new Council in 1992, as allowed by the Government Code. Due to budget constraints, the City Council temporarily reduced its salary in 1993 to the former \$377.13. Then on February 28, 2006, City Council adopted Ordinance No. 652 increasing its salary from \$377.13 to \$711.13 effective upon the seating of the new Council.

Government Code §36516(a)(4) allows a 5 percent increase per year (not compounded) for each calendar year since the operative date of the last adjustment.

Applying the 5 percent each year since 2006, the maximum new salary allowed is \$1,066.73. (5% per year x \$711.13 = \$35.56 per year, times 10 years = \$355.60 total allowable increase, + current salary of \$711.13 = \$1,066.73 maximum increased salary.)

Any amount between \$711.13 and the maximum of \$1,066.73 may be selected, understanding that the new rate becomes the new base salary.

ANALYSIS

Pursuant to the Government Code, any salary increase cannot go into effect until after the June 7, 2016 General Municipal Election and only upon the seating of Council Members. Seating of new Council Members is scheduled for June 14, 2016.

FINANCIAL IMPACT

The full amount of the increase would cost the City an additional \$21,336.00 per year, plus employer's share of taxes, etc.