

CITY OF LOMA LINDA

CITY COUNCIL AGENDA

ADJOURNED REGULAR MEETING OF MARCH 20, 2014

An adjourned regular meeting of the City Council of the City of Loma Linda is scheduled to be held at **Thursday, March 20, 2014** at 7:00 p.m. in the City Council Chamber, 25541 Barton Road, Loma Linda, California.

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.

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. Call To Order

B. Roll Call

C. Items To Be Added Or Deleted

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

E. New Business

1. Council Bill #R-2014-11 – Cancelling the June 3, 2014 General Municipal Election and appointing to the office the persons who have been nominated – Elections Code §10229 [City Clerk]

F. 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).

G. 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).

H. Adjournment



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 20, 2014

TO: City Council

FROM: Pamela Byrnes-O'Camb, City Clerk *PBO*

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

SUBJECT: Council Bill #R-2014-11 – Cancelling the June 3, 2014 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-2014-11.

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 3 for 3 seats and now 2 for 2 seats.

Two seats were available for the June 3, 2014 General Municipal Election: Ron Dailey and Phil Dupper. At the close of the nomination period, March 7, Ron Dailey and Phil Dupper, incumbents, had filed and 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 15, pursuant to California Election Code §10229.

ANALYSIS

Cancelling the election and appointing the two candidates for the two seats available will save the City approximately \$10,000. About \$1,200 has been expended to publish the required notices.

FINANCIAL IMPACT

Approximately \$1,200 expended; approximately \$10,000 saved.

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 3, 2014.

WHEREAS, pursuant to §10229 of the Elections Code of the State of California, as of the close of the nomination period on March 7, 2014, 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 15, 2014 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>
Ron Dailey	Member of the City Council	Four Years
Phill Dupper	Member of the City Council	Four Years

Section 2. The election scheduled to be held on Tuesday, June 3, 2014 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 20th day of March 2014 by the following vote:

Ayes:
Noes:
Absent:
Abstain:

Rhodes Rigsby, Mayor

ATTEST:

Pamela Byrnes-O'Camb, City Clerk