

CITY OF LOMA LINDA  
CITY COUNCIL AGENDA  
SPECIAL MEETING OF MARCH 17, 2020

A special meeting of the City Council of the City of Loma Linda is scheduled to be held Tuesday, March 17, 2020 at 6:00 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](http://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](http://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.

- 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.     Council Bill #R-2020-08 - Confirming the City Manager/Director of Emergency Services' Proclamation of existence of a Local Emergency [**City Manager**]**
- L.     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).**
- M.     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).**
- N.     Adjournment**



# City of Loma Linda

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## NOTICE OF SPECIAL MEETING

NOTICE IS GIVEN that the presiding officer of the City Council of the City of Loma Linda, pursuant to Government Code Section 54956, has directed me to call a Special Meeting of the City Council on **Tuesday, March 17, 2020 at 6:00 p.m. or as soon thereafter as possible** in the Council Chamber, 25541 Barton Road, Loma Linda, California, as outlined on the attached agenda.

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Barbara Nicholson, City Clerk

Dated: March 16, 2020  
Mayor Rigsby  
Mayor pro tempore Lenart  
Councilman Popescu  
Councilman Dupper  
Councilman Dailey  
City Attorney  
City Manager



# City of Loma Linda Official Report

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

COUNCIL AGENDA: March 17, 2020  
TO: City Council  
FROM: T. Jarb Thaipejr City Manager TJT.  
SUBJECT: Council Bill #R-2020-08 - Confirming the City Manager/Director of  
Emergency Services' Proclamation of existence of a Local Emergency

Approved/Continued/Denied By City Council Date _____
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## RECOMMENDATION

It is recommended that the City Council adopt Council Bill #R-2020-08 - Confirming the City Manager/Director of Emergency Services' Proclamation of existence of a Local Emergency.

## BACKGROUND

Pursuant to California Government Code Section 8630 and Loma Linda Municipal Code Section 2.28.060, on March 16, 2020 the City Manager, in his capacity as Director of Emergency Services, proclaimed an Emergency due to conditions of extreme peril to the safety of persons and property within the City as a consequence of the global spread of a severe acute respiratory illness caused by a novel (new) coronavirus ("COVID-19), including confirmed cases in the State of California and in San Bernardino County prompting the State of California and the County of San Bernardino to declare a local health emergency. On March 15, 2020, San Bernardino County Department of Public Health reported its first confirmed case of novel coronavirus.

This item requests the City Council review and ratify a Resolution confirming the Proclamation of Local Emergency issued on March 16, 2020 which empowered the Director of Emergency Services to make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such local emergency.

## FINANCIAL IMPACT

To be determined.

## ATTACHMENT

Resolution  
Proclamation

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMA LINDA,  
CONFIRMING THE CITY MANAGER/DIRECTOR OF EMERGENCY SERVICES'  
PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY

WHEREAS, the California Emergency Services Act, Government Code Sections 85589(c) and 8630 authorize the proclamation of a local emergency when conditions of a disaster or extreme peril to the safety of persons and property within the territorial limits of a city exist; and

WHEREAS, pursuant to Government Code Section 8630 such an emergency may be proclaimed by the governing body or by an official designated by ordinance adopted by the governing body; and

WHEREAS, Section 2.28.060 of the Loma Linda Municipal Code empowers the Director of Emergency Services/City Manager to proclaim a local emergency if the City council is not in session and requires that the City Council act to ratify the proclamation within seven days thereafter; and

WHEREAS, under provision of local law, if the City Council cannot be convened and, in the judgement of the Director of Emergency Services, the circumstances warrant it, he may issue a proclamation of local emergency which much be ratified or nullified by the City Council within seven days of issuance; and

WHEREAS, conditions of extreme peril to the safety of persons and property in the City of Loma Linda caused by epidemic in the form of the global spread of a severe acute respiratory illness caused by a novel (new) coronavirus ("COVID-19), including confirmed cases in the State of California and in San Bernardino County prompting the State of California and the County of San Bernardino to declare a local health emergency; and

WHEREAS, on March 4, 2020, California Governor Gavin Newsom issued a proclamation declaring a State of Emergency to prepare for, contain, and respond to mitigating the effects of, and recovery from, the spread of the COVID-19 virus (novel coronavirus 2019) in the state of California. The proclamation was introduced as the number of deaths and positive COVID-19 cases in California increased; and

WHEREAS, other provisions in the Governor's proclamation include the following:

- The 30-day time period in Health and Safety Code section 101080, within which a local governing authority must renew a local health emergency, is waived for the duration of the statewide emergency, and will remain in effect until each local governing authority terminates its respective local health emergency;
- The 60-day time period in Government Code Section 8630, within which local government authorities must renew a local emergency, is waived for the duration of the state emergency, and will remain in effect until each local governing authority terminates it respective local emergency; and

WHEREAS, the City Council does hereby find that the above described conditions of extreme peril did warrant and necessitate the proclamation of the existence of a local emergency; and

WHEREAS, the City Manager acting as the Director of Emergency Services did proclaim the existence of a local emergency within the City on the 16<sup>th</sup> day of March 2020; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Loma Linda that the Proclamation of Existence of a Local Emergency, as issued by the City Manager/Director of Emergency Services and attached hereto, is hereby ratified and confirmed; and

BE IT FURTHER RESOLVED, that this Resolution and the subject Proclamation shall remain in force and effect until the City Council of the City of Loma Linda terminates the local health emergency.

Resolution No.

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Adopted by the City Council of the City of Loma Linda at a regular meeting of said City Council held on the \_\_\_day of March, 2020 by the following vote:

Ayes:

Noes:

Absent:

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Rhodes Rigsby, Mayor

Attest:

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Barbara Nicholson, City Clerk



## **PROCLAMATION OF THE EXISTENCE OF A LOCAL EMERGENCY**

WHEREAS, the California Emergency Services Act, Government Code Sections 85589(c) and 8630 authorize the proclamation of a local emergency when conditions of a disaster or extreme peril to the safety of persons and property within the territorial limits of a city exist; and

WHEREAS, pursuant to Government Code Section 8630 such an emergency may be proclaimed by the governing body or by an official designated by ordinance adopted by the governing body; and

WHEREAS, Chapter 2.28, Section 2.28.060 of the Loma Linda Municipal Code empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when the city is affected or likely to be affected by a public calamity and the City council is not in session; and

WHEREAS, under provision of local law, if the City Council cannot be convened and, in the judgement of the Director of Emergency Services, the circumstances warrant it, he may issue a proclamation of local emergency which much be ratified or nullified by the City Council within seven days of issuance; and

WHEREAS, the City Manager, as Director of Emergency Services of the City of Loma Linda, in accordance with the authority provided under the above provisions of state and local law, does hereby find:

1, That the proclamation of a local emergency is warranted by virtue of the extreme peril to the safety of persons and property in the City caused by epidemic in the form of the global spread of a severe acute respiratory illness caused by a novel (new) coronavirus ("COVID-19), including confirmed cases in the State of California and in San Bernardino County prompting the State of California and the County of San Bernardino to declare a local health emergency.

2. That the City of Loma Linda officers and employees take all steps as requested by the City Manager and in accordance with the guidelines as prescribed by the Federal, State and County governments to prevent the spread of COVID-19 and to prevent or alleviate illness or death due to the virus.

3. That the City Council of the City of Loma Linda is not in session and cannot immediately be called into session.


4. That this proclamation shall be in effect for a period of seven days by which time it must be ratified by the City Council of the City of Loma Linda, pursuant to Government Code Section 8630.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that a local emergency now exists throughout the City; and

BE IT FURTHER PROCLAIMED AND ORDERED that during the existence of said local emergency, the powers, functions, and duties of the emergency organization of this City shall be those prescribed by state law, ordinances, and resolutions of this City, and by the City of Loma Linda Emergency Plan.

BE IT FURTHER PROCLAIMED AND ORDERED that all City officers and employees take all steps requested by the City Manager to qualify the City for reimbursement from the Federal Emergency Management Agency and for other state and federal relief as may be available to reimburse the City for the expenses it incurs in addressing this emergency.

Signed this 16<sup>th</sup> day of March 2020  
Time: 1:00 p.m.

  
\_\_\_\_\_  
T. Jarb Thaipejr, Director of Emergency Services