



**City Council
Redevelopment Successor Agency
Housing Authority
Financing Authority**

AGENDA

Wednesday

Special

**Closed Session 11:30 PM
Regular Session 12:00 PM**

June 27, 2012

**City Hall
100 West California Avenue
Ridgecrest CA 93555**

(760) 499-5000

**Ronald H. Carter, Mayor
Marshall G. Holloway, Mayor Pro Tempore
Jerry D. Taylor, Vice Mayor
Steven P. Morgan, Council Member
Jason Patin, Council Member**

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LAST ORDINANCE NO. 12-xx
LAST RESOLUTION CITY COUNCIL NO. 12-XX
LAST RESOLUTION FINANCING AUTHORITY NO. 12-xx
LAST RESOLUTION OF THE HOUSING AUTHORITY NO. 12-xx
LAST RESOLUTION OF THE SUCCESSOR REDEVELOPMENT AGENCY NO. 12-xx

CITY OF RIDGECREST

CITY COUNCIL REDEVELOPMENT SUCCESSOR AGENCY HOUSING AUTHORITY FINANCING AUTHORITY

AGENDA

Special Council
Wednesday June 27, 2012

CITY COUNCIL CHAMBERS CITY HALL
100 West California Avenue
Ridgecrest, CA 93555

Closed Session – 11:30 a.m.
Special Session – 12:00 p.m.

This meeting room is wheelchair accessible. Accommodations and access to City meetings for people with other handicaps may be requested of the City Clerk (499-5002) five working days in advance of the meeting.

In compliance with SB 343. City Council Agenda and corresponding writings of open session items are available for public inspection at the following locations:

1. City of Ridgecrest City Hall, 100 W. California Ave., Ridgecrest, CA 93555
2. Kern County Library – Ridgecrest Branch, 131 E. Las Flores Avenue, Ridgecrest, CA 93555
3. City of Ridgecrest official website at <http://ci.ridgecrest.ca.us>

CALL TO ORDER

ROLL CALL

APPROVAL OF AGENDA

PUBLIC COMMENT – CLOSED SESSION

AGENDA - CITY COUNCIL - REGULAR

June 6, 2012

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CLOSED SESSION

GC54957.6 Labor Negotiations – United Food and Commercial Workers Golden State 8 (UFCW); Police Employee Association of Ridgecrest (PEAR); Management; Mid-Management; Confidential; Part-Time Employees. Agency Negotiator City Manager Kurt Wilson

CITY ATTORNEY REPORT

- Closed Session

PUBLIC COMMENT

DISCUSSION AND OTHER ACTION ITEMS

1. Approve A Resolution Of The Ridgecrest City Council Reciting The Fact Of The Consolidated General Municipal Election Held On June 5, 2012 Declaring The Result And Such Other Matters As Provided By Law Ford
2. Approve A Resolution Of Intention To Approve An Amendment To Contract Between The Board Of Administration Of The California Public Employees' Retirement System And The City Council Of The City Of Ridgecrest Wilson

ADJOURNMENT

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**CITY COUNCIL/SUCCESSOR REDEVELOPMENT AGENCY/HOUSING
AUTHORITY/FINANCING AUTHORITY AGENDA ITEM**

Subject:

Approve A Resolution Of The City Council Of City Of Ridgecrest Reciting The Fact Of The Consolidated General Municipal Election Held On June 5, 2012 Declaring The Result And Such Other Matters As Provided By Law

PRESENTED BY:

Rachel J. Ford – City Clerk

SUMMARY:

A General Municipal Election was held on June 5, 2012. City of Ridgecrest had the following five (5) measures on the ballot:

- Measure 'H' imposing term limits of eight (8) consecutive years on city council members and mayor, and two (2) year bar before holding either office thereafter.
- Measure 'I' an ordinance enacting new section 2-2.105 of the Ridgecrest Municipal Code to allow electors to directly elect a mayor and four city councilmen.
- Measure 'J' establishing term of office of the mayor be two (2) years.
- Measure 'K' establishing term of office of the mayor be four (4) years.
- Measure 'L' Ridgecrest Public Safety/Essential City Services Measure enacting a ¾ cent sales tax for five (5) years.

The election was duly called and noticed in Resolution Nos. 11-94; 11-95; and 12-10 and the City consolidated with Kern County for election services.

Kern County has been actively verifying the ballots cast and at the time of assembling this agenda item it is anticipated that the County will provide certification of the election results prior to the meeting date. Should the certification be received, the attached resolution will be amended to include the official election results and a copy of the County Clerk Certification will be added as Attachment A.

This Resolution recites the facts of the consolidated General Municipal Election of June 5, 2012 and declares the results. Action requested is approval and adoption of the resolution.

FISCAL IMPACT:

No Fiscal Impact

Reviewed by Finance Director

ACTION REQUESTED:

Approve Resolution Reciting The Facts Of The Consolidated Municipal Election Held On June 5, 2012 And Declaring The Result And Such Other Matters As Provided By Law.

CITY MANAGER / EXECUTIVE DIRECTOR RECOMMENDATION:

Action as requested: Approve the resolution as amended to include election results and County Clerk Certification

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RESOLUTION NO. 12-XX

A RESOLUTION OF THE RIDGECREST CITY COUNCIL RECITING THE FACT OF THE CONSOLIDATED GENERAL MUNICIPAL ELECTION HELD ON JUNE 5, 2012 DECLARING THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW

WHEREAS, a Consolidated General Election was held and conducted in the City of Ridgecrest, California on Tuesday, June 5, 2012 as required by law; and

WHEREAS, notice of the election was given in time, form and manner as provided by law, that voting precincts were properly established; that election officers were appointed and that in all respects the election was held and conducted and the votes were cast, received and canvassed and the returns made and declared in time, form and manner as required by the provisions of the Elections code of the State of California for the voting of elections in general law cities; and

WHEREAS, pursuant to Resolution Nos. 11-94; 11-95; and 12-10, the County election Department canvassed the returns of the election and has certified the results to this City Council, the results are received, attached and made a part hereof as Exhibit A.

NOW THEREFORE, THE RIDGECREST CITY COUNCIL DOES HEREBY DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the whole number of ballots cast in the City except absent voter ballots was _____

Section 2. That the whole number of absent voter ballots cast in the City as _____ making a total of 104,330 ballots cast in the City.

Section 3. That the names of the Measures voted for at the election are as follows:

1. Measure "H"
2. Measure "I"
3. Measure "J"
4. Measure "K"
5. Measure "L"

Section 4. That the number of votes given at each precinct and the number of votes given in the City to each of the measures above named were as listed in Exhibit A attached.

Section 5. The City Council does declare and determine Measure "H" passed with a majority vote; Measure "I" passed with a majority vote; Measure "J"

passed with a majority vote; Measure “K” did not pass with a majority vote; and Measure “L” passed with a majority vote.

Section 6. The City Clerk shall enter on the records of the City Council of the City, a statement of the result of the election showing: (1) The whole number of ballots cast in the City; (2) The names of the measures voted for; (3) The number of votes given at each precinct to each measure; (4) The total number of votes given to each measure.

APPROVED AND ADOPTED THIS 27th day of June, 2012, by the following vote:

AYES:

NAYS:

ABSTAIN:

ABSENT:

Ronald H. Carter, Mayor

ATTEST:

Rachel J. Ford, CMC
City Clerk



Ann K. Barnett
Auditor-Controller-County Clerk

KERN COUNTY AUDITOR-CONTROLLER-COUNTY CLERK
1115 Truxtun Avenue, 1st and 2nd Floor • Bakersfield, CA 93301-4639

June 26, 2012

C
O
P
Y

Rachel Ford, City Clerk
CITY OF RIDGECREST
100 W. California Avenue
Ridgecrest, CA 93555

Dear City Clerk:

Enclosed herewith is the County Clerk's Certificate's of the Results of the Consolidated Presidential Primary Election held in the CITY OF RIDGECREST June 5, 2012. To obtain a copy of the Statement of Vote for your City, please visit our website at www.co.kern.ca.us/elections/.

Sincerely,

A handwritten signature in cursive script that reads "Ann K. Barnett".

Ann K. Barnett
Auditor-Controller-County Clerk

AKB/as

Attachments

Election Summary Report
Consolidated Presidential Primary Election
 Summary For Jurisdiction Wide, All Counters, Without shadow races
 June 5, 2012
Official Final Results

Date:06/26/12
 Time:08:49:54
 Page:1 of 4

Registered Voters 325125 - Cards Cast 104344 32.09%

Num. Report Precinct 406 - Num. Reporting 406 100.00%

| PRESIDENT DEM | DEM | Total |
|---------------------|-----|--------------|
| Number of Precincts | | 406 |
| Precincts Reporting | | 406 100.0 % |
| Vote For | | 1 |
| Total Votes | | 30596 |
| BARACK OBAMA | | 26779 87.52% |

| PRESIDENT LIB | LIB | Total |
|---------------------|-----|-------------|
| Number of Precincts | | 406 |
| Precincts Reporting | | 406 100.0 % |
| Vote For | | 1 |
| Total Votes | | 395 |
| GARY JOHNSON | | 144 36.46% |
| BARBARA WAYMIRE | | 53 13.42% |
| BILL STILL | | 18 4.56% |
| R. J. HARRIS | | 15 3.80% |
| CARL PERSON | | 15 3.80% |
| SCOTT KELLER | | 14 3.54% |
| JAMES OGLE | | 12 3.04% |
| LEE WRIGHTS | | 7 1.77% |
| ROGER GARY | | 7 1.77% |

| PRESIDENT AIP | AIP | Total |
|---------------------|-----|-------------|
| Number of Precincts | | 406 |
| Precincts Reporting | | 406 100.0 % |
| Vote For | | 1 |
| Total Votes | | 2172 |
| EDWARD C. NOONAN | | 434 19.98% |
| LAURIE ROTH | | 363 16.71% |
| MAD MAX RIEKSE | | 282 12.98% |

| PRESIDENT PF | PF | Total |
|---------------------|----|-------------|
| Number of Precincts | | 406 |
| Precincts Reporting | | 406 100.0 % |
| Vote For | | 1 |
| Total Votes | | 75 |
| ROSS C. ANDERSON | | 24 32.00% |
| STEWART ALEXANDER | | 20 26.67% |
| STEPHEN DURHAM | | 8 10.67% |

| PRESIDENTIAL REP | REP | Total |
|---------------------|-----|--------------|
| Number of Precincts | | 406 |
| Precincts Reporting | | 406 100.0 % |
| Vote For | | 1 |
| Total Votes | | 54758 |
| MITT ROMNEY | | 43816 80.02% |
| RON PAUL | | 3929 7.18% |
| RICK SANTORUM | | 3515 6.42% |
| NEWT GINGRICH | | 2232 4.08% |
| CHARLES ROEMER, III | | 316 0.58% |
| FRED KARGER | | 173 0.32% |

| Republican Central Committee 1st District | REP | Total |
|---|-----|-------------|
| Number of Precincts | | 83 |
| Precincts Reporting | | 83 100.0 % |
| Vote For | | 5 |
| Total Votes | | 36261 |
| FRED STARRH, II | | 7580 20.90% |
| KEN WEIR | | 6786 18.71% |
| BILL FARRIS | | 6529 18.01% |
| CHAD LOUIE | | 5844 16.12% |
| MARTIN B. ALLEN | | 4973 13.71% |
| MIKE DOYLE | | 4401 12.14% |

| PRESIDENT GRN | GRN | Total |
|---------------------|-----|-------------|
| Number of Precincts | | 406 |
| Precincts Reporting | | 406 100.0 % |
| Vote For | | 1 |
| Total Votes | | 149 |
| ROSEANNE BARR | | 56 37.58% |
| JILL STEIN | | 53 35.57% |
| KENT MESPLAY | | 14 9.40% |

| Republican Central Committee 5th District | REP | Total |
|---|-----|-------------|
| Number of Precincts | | 70 |
| Precincts Reporting | | 70 100.0 % |
| Vote For | | 2 |
| Total Votes | | 4223 |
| BRYAN WILLIAMS | | 1756 41.58% |
| FRED W. PORTER | | 1252 29.65% |
| ROGER HOWLETT | | 1174 27.80% |

Election Summary Report
Consolidated Presidential Primary Election
Summary For Jurisdiction Wide, All Counters, Without shadow races
June 5, 2012
Official Final Results

Date:06/26/12
Time:08:49:54
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Registered Voters 325125 - Cards Cast 104344 32.09%

Num. Report Precinct 406 - Num. Reporting 406 100.00%

| UNITED STATES SENATOR | | | | |
|-----------------------|-----|-------|---------|--|
| | | Total | | |
| Number of Precincts | | 406 | | |
| Precincts Reporting | | 406 | 100.0 % | |
| Vote For | | 1 | | |
| Total Votes | | 97778 | | |
| DIANNE FEINSTEIN | DEM | 27206 | 27.82% | |
| ELIZABETH EMKEN | REP | 14502 | 14.83% | |
| DAN HUGHES | REP | 9858 | 10.08% | |
| AL RAMIREZ | REP | 7946 | 8.13% | |
| DENNIS JACKSON | REP | 5163 | 5.28% | |
| GREG CONLON | REP | 4102 | 4.20% | |
| RICK WILLIAMS | REP | 3794 | 3.88% | |
| DIANE STEWART | DEM | 2940 | 3.01% | |
| MIKE STRIMLING | DEM | 2846 | 2.91% | |
| ORLY TAITZ | REP | 2771 | 2.83% | |
| OSCAR BRAU | REP | 2657 | 2.72% | |
| GAIL K. LIGHTFOOT | LIB | 2458 | 2.51% | |
| DONALD KRAMPE | REP | 2448 | 2.50% | |
| DIRK ALLEN KONOPIK | REP | 1635 | 1.67% | |
| DAVID ALEX LEVITT | DEM | 1233 | 1.26% | |
| MARSHA FEINLAND | PF | 1053 | 1.08% | |
| DON J. GRUNDMANN | AIP | 865 | 0.88% | |
| COLLEEN FERNALD | DEM | 829 | 0.85% | |
| ROBERT LAUTEN | REP | 773 | 0.79% | |
| JOHN BORUFF | REP | 643 | 0.66% | |
| NAK SHAH | DEM | 575 | 0.59% | |
| NACHUM SHIFREN | REP | 572 | 0.58% | |
| ROGELIO T. GLORIA | REP | 348 | 0.36% | |
| KABIRUDDIN K. ALI | PF | 162 | 0.17% | |

| MEMBER OF THE ASSEMBLY 26TH DISTRICT | | | | |
|---|-----|-------|---------|--|
| | | Total | | |
| Number of Precincts | | 13 | | |
| Precincts Reporting | | 13 | 100.0 % | |
| Vote For | | 1 | | |
| Total Votes | | 4101 | | |
| CONNIE CONWAY | REP | 2889 | 70.45% | |
| JONATHON LOUIS SOSA | DEM | 1186 | 28.92% | |

| MEMBER OF THE ASSEMBLY 32ND DISTRICT | | | | |
|---|-----|-------|---------|--|
| | | Total | | |
| Number of Precincts | | 128 | | |
| Precincts Reporting | | 128 | 100.0 % | |
| Vote For | | 1 | | |
| Total Votes | | 17113 | | |
| RUDY SALAS | DEM | 8962 | 52.37% | |
| PEDRO A. RIOS | REP | 3392 | 19.82% | |
| JON MCQUISTON | REP | 2755 | 16.10% | |
| DAVID THOMAS | REP | 1947 | 11.38% | |

| MEMBER OF THE ASSEMBLY 34TH DISTRICT | | | | |
|---|-----|-------|---------|--|
| | | Total | | |
| Number of Precincts | | 241 | | |
| Precincts Reporting | | 241 | 100.0 % | |
| Vote For | | 1 | | |
| Total Votes | | 73998 | | |
| SHANNON GROVE | REP | 54345 | 73.44% | |
| MARI GOODMAN | DEM | 19369 | 26.18% | |

| U.S. REPRESENTATIVE 21ST CD | | | | |
|-----------------------------|-----|-------|---------|--|
| | | Total | | |
| Number of Precincts | | 127 | | |
| Precincts Reporting | | 127 | 100.0 % | |
| Vote For | | 1 | | |
| Total Votes | | 16764 | | |
| DAVID G. VALADAO | REP | 7354 | 43.87% | |
| JOHN HERNANDEZ | DEM | 5581 | 33.29% | |
| BLONG XIONG | DEM | 3769 | 22.48% | |

| MEMBER OF THE ASSEMBLY 36TH DISTRICT | | | | |
|---|-----|-------|---------|--|
| | | Total | | |
| Number of Precincts | | 24 | | |
| Precincts Reporting | | 24 | 100.0 % | |
| Vote For | | 1 | | |
| Total Votes | | 5028 | | |
| RON SMITH | REP | 1824 | 36.28% | |
| TOM LACKEY | REP | 1741 | 34.63% | |
| STEVE FOX | DEM | 1446 | 28.76% | |

| U.S. REPRESENTATIVE 23RD CD | | | | |
|-----------------------------|-----|-------|---------|--|
| | | Total | | |
| Number of Precincts | | 279 | | |
| Precincts Reporting | | 279 | 100.0 % | |
| Vote For | | 1 | | |
| Total Votes | | 82502 | | |
| KEVIN MC CARTHY | REP | 60806 | 73.70% | |
| TERRY PHILLIPS | N-P | 13610 | 16.50% | |
| ERIC PARKER | REP | 7435 | 9.01% | |

| JUDGE, SUPERIOR COURT OFFICE # 15 | | | | |
|--------------------------------------|--|-------|---------|--|
| | | Total | | |
| Number of Precincts | | 406 | | |
| Precincts Reporting | | 406 | 100.0 % | |
| Vote For | | 1 | | |
| Total Votes | | 79790 | | |
| KENNETH G PRITCHARD | | 77753 | 97.45% | |

Election Summary Report
Consolidated Presidential Primary Election
Summary For Jurisdiction Wide, All Counters, Without shadow races
June 5, 2012
Official Final Results

Date:06/26/12
Time:08:49:54
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Registered Voters 325125 - Cards Cast 104344 32.09%

Num. Report Precinct 406 - Num. Reporting 406 100.00%

| SUPERVISOR, 1ST DISTRICT | | |
|--------------------------|-------|---------|
| | Total | |
| Number of Precincts | 83 | |
| Precincts Reporting | 83 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 22693 | |
| MICK GLEASON | 6929 | 30.53% |
| ROY ASHBURN | 3786 | 16.68% |
| DAURES STEPHENS | 3142 | 13.85% |
| SAM RAMIREZ | 2551 | 11.24% |
| DAVE FREELAND | 2548 | 11.23% |
| MARSHALL HOLLOWAY | 1764 | 7.77% |
| H. CARTER ESCUDERO | 1009 | 4.45% |
| DEBORAH HESS | 908 | 4.00% |

| PROPOSITION 29 ADDITIONAL TAX ON CIGARETTES | | |
|---|--------|---------|
| | Total | |
| Number of Precincts | 406 | |
| Precincts Reporting | 406 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 102758 | |
| No | 67872 | 66.05% |
| Yes | 34886 | 33.95% |

| SUPERVISOR, 4TH DISTRICT | | |
|--------------------------|-------|---------|
| | Total | |
| Number of Precincts | 80 | |
| Precincts Reporting | 80 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 23258 | |
| DAVID COUCH | 13191 | 56.72% |
| HARLEY PINSON | 9919 | 42.65% |

| Bond Measure B 55% NORRIS SCHOOL DISTRICT | | |
|---|-------|---------|
| | Total | |
| Number of Precincts | 16 | |
| Precincts Reporting | 16 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 5475 | |
| Bonds Yes | 3017 | 55.11% |
| Bonds No | 2458 | 44.89% |

| SUPERVISOR, 5TH DISTRICT | | |
|--------------------------|-------|---------|
| | Total | |
| Number of Precincts | 70 | |
| Precincts Reporting | 70 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 10919 | |
| LETICIA PEREZ | 5722 | 52.40% |
| KAREN GOH | 3954 | 36.21% |
| TIM TARVER | 1205 | 11.04% |

| Bond Measure C 55% TAFT CITY SCHOOL DISTRICT | | |
|--|-------|---------|
| | Total | |
| Number of Precincts | 7 | |
| Precincts Reporting | 7 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 2027 | |
| Bonds Yes | 1132 | 55.85% |
| Bonds No | 895 | 44.15% |

| CITY OF BAKERSFIELD MAYOR | | |
|---------------------------|-------|---------|
| | Total | |
| Number of Precincts | 149 | |
| Precincts Reporting | 149 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 37326 | |
| HARVEY L. HALL | 34776 | 93.17% |

| Measure D - Rule of Seven - Majority County of Kern | | |
|---|-------|---------|
| | Total | |
| Number of Precincts | 406 | |
| Precincts Reporting | 406 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 97105 | |
| Yes | 56968 | 58.67% |
| No | 40137 | 41.33% |

| PROPOSITION 28 LIMITS ON LEGISLATORS' TERMS OF | | |
|--|--------|---------|
| | Total | |
| Number of Precincts | 406 | |
| Precincts Reporting | 406 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 100661 | |
| Yes | 58187 | 57.80% |
| No | 42474 | 42.20% |

| Measure E Probationary Period - Majority County of Kern | | |
|---|-------|---------|
| | Total | |
| Number of Precincts | 406 | |
| Precincts Reporting | 406 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 97090 | |
| Yes | 62414 | 64.28% |
| No | 34676 | 35.72% |

Election Summary Report
Consolidated Presidential Primary Election
Summary For Jurisdiction Wide, All Counters, Without shadow races
June 5, 2012
Official Final Results

Date:06/26/12
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Registered Voters 325125 - Cards Cast 104344 32.09%

Num. Report Precinct 406 - Num. Reporting 406 100.00%

| Measure F Appeals - Majority County of Kern | | |
|---|-------|---------|
| | Total | |
| Number of Precincts | 406 | |
| Precincts Reporting | 406 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 99404 | |
| Yes | 65546 | 65.94% |
| No | 33858 | 34.06% |

| Measure K Mayor/4 yr term - Majority City of Ridgecrest | | |
|---|-------|---------|
| | Total | |
| Number of Precincts | 12 | |
| Precincts Reporting | 12 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 5758 | |
| No | 3832 | 66.55% |
| Yes | 1926 | 33.45% |

| Measure G Medical Marijuana - Majority County of Kern | | |
|---|--------|---------|
| | Total | |
| Number of Precincts | 406 | |
| Precincts Reporting | 406 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 100698 | |
| Yes | 69530 | 69.05% |
| No | 31168 | 30.95% |

| Measure L Sales Tax - Majority City of Ridgecrest | | |
|---|-------|---------|
| | Total | |
| Number of Precincts | 12 | |
| Precincts Reporting | 12 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 5999 | |
| Yes | 3331 | 55.53% |
| No | 2668 | 44.47% |

| Measure H Term Limits - Majority City of Ridgecrest | | |
|---|-------|---------|
| | Total | |
| Number of Precincts | 12 | |
| Precincts Reporting | 12 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 5873 | |
| Yes | 4346 | 74.00% |
| No | 1527 | 26.00% |

| Measure I Election of Mayor/Councilmembers - Majority | | |
|---|-------|---------|
| | Total | |
| Number of Precincts | 12 | |
| Precincts Reporting | 12 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 5835 | |
| Yes | 3822 | 65.50% |
| No | 2013 | 34.50% |

| Measure J Mayor/2 yr term - Majority City of Ridgecrest | | |
|---|-------|---------|
| | Total | |
| Number of Precincts | 12 | |
| Precincts Reporting | 12 | 100.0 % |
| Vote For | 1 | |
| Total Votes | 5810 | |
| Yes | 3492 | 60.10% |
| No | 2318 | 39.90% |

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**CITY COUNCIL/REDEVELOPMENT SUCCESSOR AGENCY/
FINANCING AUTHORITY/HOUSING AUTHORITY AGENDA ITEM**

SUBJECT:

Approve A Resolution Of Intention To Approve An Amendment To Contract Between The Board Of Administration Of The California Public Employees' Retirement System And The City Council Of The City Of Ridgecrest

PRESENTED BY:

Kurt Wilson – City Manager

SUMMARY:

This is a Resolution Of Intention to amend the current CalPERS contract for Safety employees enhancing the retirement benefit formula from 2%@50 to 3%@55. This enhancement to the Safety retirement formula is part of an agreement approved in the Memorandum of Understand adopted by Council and ratified by both parties on September 12, 2011.

Safety employees include sworn members of Police Employees Association of Ridgecrest (PEAR).

Members negotiated with management in 2011 to modify the retirement and a portion of the additional cost would be paid directly by the employees. This amendment will go into effect the date the final amendment is completed with CalPERS, projected to be August 6, 2012.

An employee election by secret ballot is scheduled on or shortly after June 28, 2012 in compliance with California Public Employees' Retirement Law (PERL) § 20469.1

FISCAL IMPACT:

- | | |
|--|-------------|
| 1. Change in the Present Value of Benefits | \$1,120,322 |
| 2. Change in the Accrued Liability | \$ 832,422 |
| 3. Change in the Total Employer Rate | 4.741% |

Reviewed by Finance Director:

ACTION REQUESTED:

Approve Resolution of Intention to Amend the Contract with CalPERS for Safety Members.

CITY MANAGER 'S RECOMMENDATION:

Action as Requested: Approve the resolution of intent to amend the retirement contract for Safety members with CalPERS.

Submitted by: Kurt Wilson –City Manager

Action Date: June 27, 2012

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RESOLUTION NO. 12-xx

A RESOLUTION OF INTENTION TO APPROVE AN AMENDMENT TO CONTRACT BETWEEN THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE CITY COUNCIL OF THE CITY OF RIDGECREST

WHEREAS, the Public Employees' Retirement Law permits the participation of public agencies and their employees in the Public Employees' Retirement System by the execution of a contract, and sets forth the procedure by which said public agencies may elect to subject themselves and their employees to amendments to said Law; and

WHEREAS, one of the steps in the procedures to amend this contract is the adoption by the governing body of the public agency of a resolution giving notice of its intention to approve an amendment to said contract, which resolution shall contain a summary of the change proposed in said contract; and

WHEREAS, the following is a statement of the proposed change:

To provide Section 21363.1 (3.0% @ 55 Full, Supplemental or Modified formula) for local safety members.

NOW, THEREFORE BE IT RESOLVED, that the governing body of the above agency does hereby give notice of intention to approve an amendment to the contract between said public agency and the Board of Administration of the Public Employees' Retirement System, a copy of said amendment being attached hereto, as an "Exhibit" and by this reference made a part hereof.

APPROVED AND ADOPTED this 27th day of June 2012 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Ronald H. Carter, Mayor

ATTEST

Rachel J. Ford, CMC
City Clerk

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Exhibit A

CalPERS Option Benefit Listing

Section 21363.1 3% @ 55 Full, Supplemental or Modified Formula for Local Safety Members

This formula provides to local safety members 3% of pay at age 55 for each year of service credited with that employer. For members who retire earlier, the percentage of pay is reduced to 2.400% at age 50, which gradually increases for each attained age to 3% at age 55+. Local safety members subject to the 3% @ 55 Full or Supplemental formulas contribute 9% of reportable earnings. Those covered under the 3% @ 55 Modified formula (coordinated with Social Security) contribute 9% of reportable earnings in excess of \$133.33. (A formula change affecting the members' contribution rate requires an election of the affected members.)

Local safety members who retire after the effective date of the contract amendment will be subject to this formula. The total allowance for service retirement under the 3% @ 55 formula cannot exceed 90% of final compensation.

Employer Cost: Valuation required.

Rough Estimate: Impact on Employer Normal Cost:

- 1.6% to 3.1% of payroll for 2% at 50 safety groups
- Impact on Total Employer Contribution Rate:
- 4.7% to 8.9% of payroll for 2% at 50 safety groups Member

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