

TWENTYNINE PALMS CHAMBER OF COMMERCE AND VISITORS BUREAU

MONTHLY RECAP REPORT: JULY 2005

The Chamber has found a new home behind City Hall. The Chamber will be closed from August 15th through August 31st for the move.

The Chamber's 2004-2005 Annual Report has been published and is in distribution. The Annual General Membership meeting was held on Friday, July 29th, with 30 members in attendance. Highlights from Annual Report and Membership Survey was discussed.

VISITOR SERVICES

New information/publications available in the Visitor Center include:

- *Chamber 29 News-July 2005 Edition;*
- *SBA August Management Training Calendar;*
- *Desert Institute Fall 200 Spring-2006;*
- *California State University San Bernardino, Extended Learning;*
- *National Parks Guide;*
- *JTNP Environmental Assessment, Keys View Road Reconstruction*

Gift Shop -

- Sales in Gift Shop for July \$275.00

July 2005 New Members: 6

Total Chamber Members: 255

Contact Statistics: July 2005:

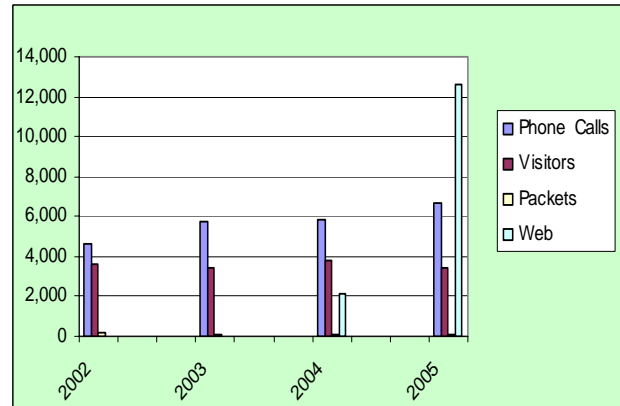
Phone Calls: 437

Visitors: 245

Web Count: 784

Information Packets Mailed: 6

	Phone Calls	Visitors	Packets	Web
2002	4,651	3,660	154	0
2003	5,789	3,424	106	0
	Phone Calls	Visitors	Packets	Web Count
2004	5,846	3,756	131	2153
	Phone Calls	Visitors	Packets	Web Count
2005	6,693	3,388	74	12,633



MARKETING

- Preparing for submission of articles with information regarding Rock Climbing, Furnace Creek 508 and Pioneer Days to newspapers, magazines, and clubs;

TOURS, CONFERENCES & MEETINGS

OTHER MARKETING

Chamber will capitalize event information regarding the following:

- Annual Furnace Creek 508 bike race in October. Sun Runner Editor, Steve Brown has agreed to do an extensive article;
- Pioneer Days, October 14th 15th, 16th, 17th

The following articles highlighted Twentynine Palms area and events:

- Dell Winston Solar Cup Challenge, *The Desert Trail*;
- Dell Winston Solar Cup Challenge, *The Sun Runner*;
- Dell Winston Solar Cup Challenge, *The Desert Sun*;
- Sandshufflers All States Square Dance, *Twentynine Palms Sandshufflers*;
- "Beauty and the Beast" at Theater 29, *Desert Post Weekly*;
- U-2 Band members wants return of auction items from 1987 Joshua Tree Tour. *Court TV*;
- Mr. Trump enters agreement with the Twentynine Palms Band of Luiseno Mission Indians, *NBC 10 News*;
- FuelCell Energy Power Plant Selected for Critical Federal Training Facility, *Fuel Cell Today*,
- Brokers Have More Legal Liability Than They May Think, *Realty Times*;
- "nice spot in the desert to do nothing", *LA Times*;
- Winds Knock Out Power to 2,800 Homes, Firms, *LA Times*;
- Joshua Tree Retreat, *Inland Empire Travel Host*;
- The Mysterious Integratron, *Inland Empire Travel Host*;
- Inland Empire Day Trips; *Inland Empire Travel Host*;
- A continuing analysis of websites and publications concerning our area and their amenities are being critiqued and documented. New information has been provided to update the visit29.org website

BUSINESS & ECONOMIC DEVELOPMENT

Chamber Staff participated with Yucca Valley and Joshua Tree on sub-committee "Tourism" of the Morongo Basin Consortium. Based on the existing MBEDC Initiative #1 for Tourism in the Basin, we identified several goals to promote and increase tourism:

1. Investigate and research a Central Reservations System for lodging and attractions;
2. Solicit and promote a convention center w/lodging in the Basin;
3. Develop an Attraction Map that includes fun, alternative shopping like thrift stores, art, etc.;
4. Conduct one or more FAM tours for concierge and media groups that spans the Basin.

We agreed to bring these goals to the Consortium in September for feedback, funding, support, etc.

LEGISLATIVE AFFAIRS:

- The Chamber Board of Directors voted in the regular meeting of July 21st to endorse Hi-Desert Medical Center's *Measure N* for a trauma center to serve the Morongo Basin.

MILITARY AFFAIRS

- M.A.C. Assistance Fund
The Chamber has continued to maintain a small fund of donated monies which has been set aside to assist military personnel and their families with urgent needs. Military personnel are eligible to apply for assistance upon referral from the Navy/Marine Corps Relief Society.

EVENTS

- Annual Furnace Creek 508 bike race in October. Sun Runner Editor, Steve Brown has agreed to do an extensive article;
- Pioneer Days, October 13th-16th

Pioneer Days Tentative Schedule:

Judge and Sheriff Kickoff Mixer. September 8th at Williams Insurance 5PM,
Pioneer Days Mixer, Homestead Inn, October 6th, 5PM
Grand Marshal Luncheon, October 7th 11:30AM

Little Miss and Master is set for October 7th,
6PM,
Stephen's Memorial Walk, October 8th
Carnival-Luckie Park, October 13th, 4PM-10PM-
wirstband night
Carnival- Luckie Park, October 14th, 4PM-12AM
Carnival-Luckie Park, October 15th, 4PM-12AM
29 Palms Fire Department Pancake Breakfast,
October 15th. 6AM-10AM
Pioneer Days Parade, October 15th, 9AM
Children's Day, October 15th, 1PM-4PM
Cow Chip Bingo, Luckie Park, October 15th,
Time to be announced
Bucky Bucklin Memorial Arm Wrestling,
October 15th, Time to be announced
Mud Run, Hill topper's grounds, October 16th
7:30AM
Pet Parade, Luckie Park, October 16th, 11AM
Carnival-October 16th, 12PM-6PM, wristband
night

Twentynine Palms Chamber of Commerce
Contact Statistics for the Month of July 2005

Subject	Phone Calls	Walk-Ins
Bank	2	
Camping	2	
Chamber Business	104	37
Demographics	5	
Development	2	
Directions	8	7
DMV	2	
Email Inquiry	8	
Gift Shop		18
Golf	4	
Government		3
Information 411	18	
Internet Access		4
Joshua Tree N.P.	18	36
Light Parade	1	
Lodging	21	13
Maps	5	29
Marine Base	11	
Marketing	25	
Miscellaneous	94	27
Murals	4	21
Packet Requests (Relocation)		
Phone Books	13	26
Pioneer Days	24	
Post Office		2
RealtorsRentals, Homes, Apartments, Business	16	9
Reporters	12	
Restaurants	2	
RV Parks	12	13
Street Fair/Car Show	2	
Sunrunner Magazine	3	2
Swimming Pool	3	
Transportation	5	
Water Deliver	2	
Well Drilling	1	
Weather	8	2
TOTAL	437	249

Packets Mailed

6



STAFF REPORT

August 9, 2005

To: City Council via City Manager
From: Finance Director
Subject: Authority to negotiate Cable Transfer agreement

RECOMMENDATION

The City Council adopt Resolution Number 05-24 authorizing the above actions.

BACKGROUND

The Assets of Adelpia Corporation have been purchased by Time Warner Cable and Comcast Corp. Time Warner will be taking over the Adelpia franchise in Twentynine Palms.

The City Attorney suggests, that all Cities represented by them should negotiate the transfer as a group to get the best deal for everyone. Staff agrees with this assessment. The negotiations will determine rate structures, franchise fees, basic service channels, premium channels, perhaps system upgrades and other services. In the case of Twentynine Palms, it will probably mean an extension of the franchise, because ours will expire in 2007.

Resolution 05-24 authorizes the City Manager to take action on behalf of the City Council in the negotiating process.

RESOLUTION NO. 05-24

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TWENTYNINE PALMS, CALIFORNIA DELEGATING AUTHORITY TO THE CITY MANAGER OF THE CITY OF TWENTYNINE PALMS, TO REJECT ONE OR MORE FCC FORMS 394 RELATING TO THE TRANSFER OF THE CABLE TELEVISION FRANCHISE, AND/OR CONTROL THEREOF, TO AN ENTITY CONTROLLED BY TIME WARNER CABLE OR COMCAST CORPORATION

WHEREAS, the City of Twentynine Palms (the "City") has received one or more FCC Forms 394 (collectively, the "Application") requesting consent of the City Council to the assignment of the Cable Television Franchise granted to City of Twentynine Palms (the "Franchisee"), or control thereof, to an entity ultimately controlled by Time Warner Cable or Comcast Corporation;

WHEREAS, the City Council of the City of Twentynine Palms has determined that the public interest is served by delegating to the City Manager, or said individual designated by the City Manager in writing, the authority to deny and reject the Application without prejudice for certain reasons and upon certain grounds.

NOW, THEREFORE, the City Council of the City of Twentynine Palms, does hereby resolve as follows:

Section 1: The City Manager, or his/her written designee, is hereby delegated the authority to reject the Application, or any portion thereof, without prejudice for one or more of the following reasons:

1. Failure to timely provide any "additional information required by the terms of the Franchise Agreement or applicable state or local law";
2. Failure to timely provide any other requested additional information;
3. Failure on the part of the Applicant to timely cooperate with Staff, its attorneys and consultants, in performing due diligence relating to the Application, the legal, technical, and financial qualifications of the proposed Transferee and/or the impact of the transaction upon cable television rates and/or services;
4. Failure to timely cure any outstanding breach of franchise prior to or as an express condition of approval of the transaction in a manner acceptable to the City Manager;
5. Failure to timely execute and deliver a Transfer Agreement acceptable as to form and substance by the City Manager;

6. Failure to demonstrate the legal, technical and financial qualifications of the Transferee;

7. Failure to provide a written financial guarantee, acceptable as to form and substance by the City Manager, of the legal entity(s) for which financial disclosure was provided in the Application of and/or additional filings; and

8. Filing FCC Forms 394 providing for potentially different Transferees.

Section 2. The decision of the City Manager, pursuant to the authority delegated and provided by this Resolution, shall be made in writing and shall be deemed, without further action of the City Council, to constitute an act of the Franchising Authority within the meaning of 47 C.F.R. § 76.502 and a “final decision” of the City Council within the meaning of §§ 617(e) of the Cable Television Consumer Protection and Competition Act of 1992, Pub. L.No. 103-385, 106 Stat. 1477 (1992).

Section 3. Any denial, disapproval, or rejection issued pursuant to the authority of this Resolution shall be deemed “without prejudice” to the ability of the Applicant to file another FCC Form 394 relating to the same or a different transaction. However, nothing herein shall limit the authority of the City Council , the City Manager, or his/her written designee, to reject any subsequent FCC Form 394 based upon the same grounds set forth in the written notice of denial or such other grounds as might exist in relation to said future FCC Form 394.

PASSED and ADOPTED by the City Council of the City of Twentynine Palms at a regular meeting held on the 9th day of August, 2005.

Dawn Benton, Jr., Mayor

ATTEST:

Charlene L. Sherwood, CMC City Clerk
City of Twentynine Palms

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO) SS
CITY OF TWENTYNINE PALMS)

I, Charlene L. Sherwood, CMC City Clerk the City of Twentynine Palms, California hereby certify that the foregoing Resolution No. 05-24 was duly adopted at a regular meeting of the City Council of the City of Twentynine Palms, held at the 9th day of August, 2005, by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

Charlene L. Sherwood, CMC, City Clerk
City of Twentynine Palms

RESOLUTION NO. 05-25

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TWENTYNINE PALMS, CALIFORNIA COMMEMORATING SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS, (SCAG's) 40TH ANNIVERSARY

WHEREAS, the **Southern California Association of Governments**, or **SCAG**, is the nation's largest Metropolitan Planning Organization representing the six counties (Imperial, Los Angeles, Orange, Riverside, San Bernardino and Ventura) and 187 cities that make up the Southern California region; and

WHEREAS, **SCAG** was initially formed on October 28, 1965 when local elected officials from 56 cities and five counties first convened to begin planning for Southern California future on a regional basis; and

WHEREAS, **SCAG** is currently governed by a 76-member Regional Council that includes city and county elected officials representing the diverse perspectives of the Southern California region; and

WHEREAS, **SCAG** has long been dedicated to developing regional solutions to the many transportation, air, quality, housing land use and other issues facing Southern California; and

WHEREAS, **SCAG** has developed, and continues to develop, regional transportation plans intended to identify Southern California's long-term transportation needs while protecting the region's air quality; and

WHEREAS, **SCAG** has developed a series of strategies through the Southern California Compass growth visioning initiative intended to provide for more effective local land use and transportation decision-making; and

WHEREAS, **SCAG** serves as the regional agency responsible for implementing the state Regional Housing Needs Assessment program on behalf of Southern California in an effort to establish goals for future housing needs; and

WHEREAS, **SCAG** played a critical role in conceptualizing what ultimately became the Alameda Corridor freight rail project; one of the nation's largest public works projects; and

WHEREAS, **SCAG** was involved in the initial planning efforts for what ultimate became the Metrolink commuter rail system; and

WHEREAS, **SCAG** has remained dedicated to its mission statement of "Leadership, Vision and Progress, which promote economic growth, personal well-being and livable communities for all Southern Californians."

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Twentynine Palms hereby commemorates **SCAG's 40 years of service to the Southern California region** and acknowledges that **SCAG** will continue to play a critical role in shaping Southern California's future.

PASSED, APPROVED, AND ADOPTED, by the City Council of the City of Twentynine Palms at a regular meeting held on the 9th day of August, 2005.

Dawn Benton, Jr., Mayor

RESOLUTION NO. 05-23

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TWENTYNINE PALMS, CALIFORNIA DECLARING THE MONTH OF SEPTEMBER 2005 AS NATIONAL ALCOHOL AND DRUG ADDICTION RECOVERY MONTH

WHEREAS, substance use disorders are a serious and treatable health problem, and as many as 63 percent of Americans say that addiction to alcohol or other drugs had had an impact on them at some point in their lives, whether it was the addiction of a friend or family member or another experience, such as their own personal addiction; and

WHEREAS, assessing our citizens' needs for addiction treatment and referring them to appropriate treatment- and their family members to support services- is a crucial first step in helping people realize that recovery is possible and treatment is effective; and

WHEREAS, barriers to accessing treatment programs that can help heal lives, families and our community are a significant problem for our neighbors, friends, co-workers and family members with substance use disorders; and

WHEREAS, community members seeking treatment deserve affordable, individualized treatment programs; and

WHEREAS, celebrating individuals in recovery and their families, and saluting the health care providers who helped them obtain treatment, educated our community about the benefits of treatment and affirms that such providers deserve adequate compensations for health services; and

WHEREAS, to help achieve this goal, the Substance Abuse and Mental Health Services Administrations within the U.S. Department of Health and Human Services, the White House Office of National Drug Control Policy and -----
--- -- invite all residents of Twentynine Palms to participate in **National Alcohol and Drug Addiction Recovery Month** this September;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Twentynine Palms does hereby Proclaim the month of September 2005 as ***National Alcohol and Drug Addiction Recovery Month*** in the City of Twentynine Palms and calls upon the people of Twentynine Palms to observe this month with appropriate programs, activities and ceremonies supporting this year's theme, "Join the Voices for Recovery: Healing Lives, Families and Communities."

PASSED, APPROVED, AND ADOPTED, by the City Council of the City of Twentynine Palms at a regular meeting held on the 23rd day of August 2005.

Dawn Benton Jr., Mayor

ATTEST:

Charlene L. Sherwood CMC, City Clerk

I, Charlene L. Sherwood, CMC, City Clerk of the City of Twentynine Palms, do hereby certify that the foregoing Resolution No. 05-23 was duly and regularly adopted by the City Council at a regular meeting of the City Council on the 23rd day of August 2005, by the following vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

Charlene L. Sherwood CMC, City Clerk



STAFF REPORT

To: City Council via Michael Swigart, City Manager
From: Richard Pedersen, City Engineer
Date: August 9, 2005
RE: Award Contract for the National Park Drive Landscaped Median Project

RECOMMENDATION:

Award a contract to Diversified Landscape Management Inc. for the National Park Drive Landscaped Median Project subject to "Approval as to Form" by the City Attorney and "Approval as to Content" by the City Manager.

DISCUSSION:

On July 11, 2005, bids were received for the "National Park Drive Landscaped Median Project." The project includes landscaping the median on National Park Drive from State Route 62 to the south of Cottonwood Drive. Per Council direction, the median landscaping was designed with desert appropriate plants, boulders, and flagstone. The landscaped median is in part federally funded.

ATTACHEMENTS

- None

This project is listed in the City's Capital Improvement Program budget for this fiscal year and \$350,000 funds have been allocated. The city received a federal grant in the amount of \$91,000. The City received only one bid for this project; however, considering the small size of this project, staff believes it is in the best interest of the public to award the contract to Diversified Landscape Management Inc. The bid results are as follows:

<u>Contractor</u>	<u>bid</u>
Diversified Landscape Management Inc.	\$219,206

Staff is satisfied that Diversified Landscape Management Inc. is a responsible contractor for this work.

BACKGROUND:

In 1999, the City received, through SanBag, federal funding to enhance the National Park Median with landscaping. The original application for the federal funds included a monument

sign located within the Median at State Route 62. However, Caltrans Local Assistance determined that the monument did not qualify for funding and subsequently the monument sign was removed from the design. Local Assistance also required that before the funds could be obligated the City needed to add an asphalt curb around the median in order to meet street design standards.

FISCAL IMPACT: Sufficient funds have been budgeted for this project.



STAFF REPORT

To: City Council

From: City Manager

Date: 08092005

Subject: Twentynine Palms Highway in the Downtown

Recommendation: Receive and file

Discussion: The Council is concerned that several issues including parking, visibility and safe pedestrian movement exists in the Downtown on the South side of the Highway and requested that we take action to alleviate the conditions:

Parking will be eliminated in the downtown on the south side of the highway between Desert Queen and Smoketree. This will be done soon and hopefully before the end of August; the actual timing is dependent on the demands placed on our crews to respond to storms and storm cleanup which have already delayed our prompt action. Public Works will place 'no parking' signs and 'red' the curbs on the Highway. CalTrans consultation is not necessary for the elimination of parking. We expect to have this completed as soon as our crews are freed from storm recovery duties.



STAFF REPORT

August 9, 2005

TO: City Council via City Manager

FROM: City Clerk

SUBJECT: Designation of a Voting and Alternate Delegate for League of California Cities' Annual Conference.

RECOMMENDATION

The City Council designate Mayor Benton as the voting delegate and Councilmember Cole as the alternate for the League of California Cities Annual Conference in San Francisco October 6, 7, and 8, 2005.

BACKGROUND

The Annual League of California Cities' Conference will be held in San Francisco from October 6 – 8, 2005. To expedite the conduct of the business at this important policy-making meeting, each City Council should designate a voting representative and an alternate who will be registered at the Annual Business Meeting.



STAFF REPORT

August 9, 2005

To: City Council via City Manager
From: Finance Director
Subject: Ordinance #196 Amendment to PERS Agreement

RECOMMENDATION

Receive staff report, Conduct Public Hearing, adopt ordinance and pass to second reading.

BACKGROUND

The City of Twentynine Palms contracts with the California Public Employees Retirement System (PERS) to provide retirement benefits for the City's permanent employees. Amendments to the contract must be done by ordinance.

The current retirement benefit provides for each employees retirement to be calculated using the top three years of salary. Employees have requested that the calculation be changed to the highest single year of salary. The cost of the change has been included in the 2004 –2005 budget.

The City Council adopted Resolution #05-17 on June 28, notifying PERS of their intent to make this change. PERS has processed the paperwork since receiving the notice of intent and the next step is the passing of an ordinance formalizing the action.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWENTYNINE PALMS
AUTHORIZING AMENDMENTS TO THE CONTRACT TO PROVIDE SECTION 20042
(ONE-YEAR FINAL COMPENSATION) FOR LOCAL MISCELLANEOUS MEMBER
BETWEEN THE CITY COUNCIL OF THE CITY OF TWENTYNINE PALMS AND THE BOARD OF
ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM**

ORDINANCE NO. 196

An Ordinance of the _____ of the
(Name of Governing Body)
_____ authorizing an amendment
(Name of Public Agency)
to the contract between the _____ of the
(Name of Governing Body)
_____ and the
(Name of Public Agency)
Board of Administration of the California Public Employees' Retirement System.

The _____ of the
(Name of Governing Body)
_____ does ordain as follows:
(Name of Public Agency)

Section 1.

That an amendment to the contract between the _____
(Name of Governing Body)
of the _____
(Name of Public Agency)
and the Board of Administration, California Public Employees' Retirement System is hereby
authorized, a copy of said amendment being attached hereto, marked Exhibit, and by such
reference made a part hereof as though herein set out in full.

Section 2.

The _____ of the _____
(Title of Presiding Officer) (Name of Governing Body)
is hereby authorized, empowered, and directed to execute said amendment for and on behalf of
said Agency.

Section 3.

This Ordinance shall take effect _____ days after the date of its adoption, and prior to the
expiration of _____ days from the passage thereof shall be published at least _____
in the _____, a newspaper of general circulation,
(Name of Newspaper)
published and circulated in the _____ and thenceforth and
(Name of City or County)
thereafter the same shall be in full force and effect.

Adopted and approved this _____ day of _____, _____.

Presiding Officer

Attest:

Clerk