

**TWENTYNINE PALMS CITY COUNCIL/REDEVELOPMENT AGENCY
REGULAR MEETING
6136 Adobe Road
Twentynine Palms, CA 92277
www.ci.twentynine-palms.ca.us
Tuesday, September 9, 2008
6:00 P.M.**

AGENDA

- 1.0 CALL TO ORDER -
PLEDGE OF ALLEGIANCE-
INVOCATION – Dr. Kevin Brewer, Faith in the Word Church
ROLL CALL -**

- 2.0 SPECIAL RECOGNITION AND PRESENTATIONS - None**

- 3.0 ANNOUNCEMENTS**
 - 3.1 These proceedings will be televised on Cable T.V., Channel 10, as follows:
Saturday, September 13, 2008 at 7:00 p.m. and Friday, September 19, 2008 at
5:00 p.m.

- 4.0 PUBLIC COMMENTS – This is the time for the public to address the City Council.**
 - 4.1 This is the time for the public to address the City Council on issues within the jurisdiction of the City Council that are not on this agenda. All comments are to be directed to the City Council and shall not consist of any personal attacks. Members of the public are expected to maintain a professional, courteous decorum during their comments. There is a time limitation of three minutes per person. If you haven't already done so, please fill out name and address slips and give them to the City Clerk. The City Council is prohibited by State law from taking action or discussing items not included on the printed agenda.

 - 4.2 Public comments on specific agenda items will be deferred until consideration of the item on the agenda.

- 5.0 COUNCIL COMMENTS -This is the time for comments from the City Councilmembers on any subject.**

- 6.0 CITY COUNCIL/REDEVELOPMENT AGENCY CONSENT CALENDAR**

All matters listed under the Consent Calendar are to be considered routine by the City Council/Redevelopment Agency and will be enacted by one motion in the form listed. Any item may be removed from the Consent Calendar and considered separately by the City Council under item number 7.0 on the agenda. The public will be given an opportunity to comment on Consent Calendar items prior to the City Council action (roll call vote).

 - 6.1 Waive the Reading of Ordinance and Approve the Reading by Title Only
RECOMMENDATION: The City Council approve the reading by title only of all

ordinances and that further reading of such ordinances be waived.

6.2 Warrant Register

RECOMMENDATION: Receive and file register totaling \$ 156,162.47.

6.3 Approval of Minutes

RECOMMENDATION: The City Council approve the minutes of the August 26, 2008, City Council meeting.

6.4 Chamber of Commerce Report-August 2008

RECOMMENDATION: Receive and file.

6.5 Law Enforcement Report-July 2008

RECOMMENDATION: Receive and file.

6.6 Mid-year Budget Adjustment

RECOMMENDATION: The Redevelopment Agency Board adopt Resolution No. RDA 08-02.

6.7 Accept 2008 Slurry Seal Contract

RECOMMENDATION: The City Council accept the completed work on the 2008 Slurry Seal Contract with American Asphalt South for the amount of \$460,200.

6.8 Mesquite Springs Road Re-Alignment Project

RECOMMENDATION: The City Council accept the completed work on the "Mesquite Springs Road Re-Alignment Project" with Matich Cooperation for the amount of \$477,634.

6.9 Authorization to Purchase Polar King Brand Outdoor Walk-In Freezer for \$22,290.54

RECOMMENDATION: The City Council authorize the purchase of an Outdoor Walk-In Freezer made by Polar King in the amount of \$22,290.54.

7.0 ITEMS REMOVED FROM CONSENT CALENDAR FOR DISCUSSION OR SEPARATE ACTION AND/OR ADDED AGENDA ITEMS

8.0 PUBLIC HEARING

8.1 PC 07-82 Application by Danny Boyer for a Conditional Use Permit and a Letter of Public Convenience and Necessity for the Club Silver Screen a Bar at 5712 Adobe Road, (APN 0618-343-24), CG Zone T1N, R9E, Section 29.

RECOMMENDATION: The City Council conduct the Public Hearing, consider all oral and written testimony, deny or approve the project as the City Council deems appropriate, and adopt a denial or approval Resolution (see attached).

9.0 REPORTS, REQUESTS AND COMMUNICATIONS

9.1 Update to Management Action Plan (MAP)

RECOMMENDATION: The City Council receives staff report and provides direction as appropriate.

9.2 Ordinance Regulating Registered Sex Offenders

RECOMMENDATION: The City Council introduces Ordinance No. 217 and directs the City Clerk to read by title only.

9.3 29! Sculpture

RECOMMENDATION: The City Council approves the 29! Sculpture Project and budget, and directs staff to execute an agreement with the property owner at the northwest corner of Hwy 62 and Adobe Road.

10.0 LEGISLATIVE /COUNCIL/REDEVELOPMENT

11.0 FUTURE COUNCIL INITIATED ITEMS

12.0 CLOSED SESSION

12.1 Closed Session Pursuant to Government Code Section 54956.9 Conference with Legal Counsel regarding Potential Litigation (4 cases)

12.2 Closed Session Pursuant to Government Code Section 54956.8 Property Acquisition-Conference with Real Property Negotiator, City Manager Michael Tree APN: 0613-101-01

12.3 Closed Session Pursuant to Government Code Section 54956.8, Property Acquisition-Conference with Real Property Negotiator, City Manager Michael Tree, APN: 0616-03-281

13.0 ADJOURN – This notice of agenda is hereby certified to have been posted on or before 3 p.m., September 5, 2008.

It is the intention of the City of Twentynine Palms to comply with the Americans with Disabilities Act in all respects. If you are a person with a disability who requires a disability-related modification or accommodation in order to participate in a meeting, including auxiliary aids or services, please request such modification or accommodation from the City Clerk at (760) 367-4890 (facsimile). Notification at least 48 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting. Please advise us at the time whether you will require accommodations to participate in meetings on a regular basis. Any person affected by any application on this agenda may submit their concerns in writing prior to the meeting or appear in person and be heard in support or opposition to the proposal at the time the matter is considered on the agenda. The staff reports, applications and environmental documents may be viewed at either the office of Community Development or the office of the City Clerk, 6136 Adobe Road, from 8:00 a.m. until 5:00 p.m. Monday through Friday, except legal holidays. Telephone inquiries may be made at (760) 367-6799. If you challenge any agenda issue in court, you may be limited to raising only those issues that you or someone else raised at the public meeting described in this notice, or in written correspondence delivered to the City of Twentynine Palms at, or prior to, the public meeting.

Charlene L. Sherwood CMC, City Clerk

Time/Date