



STAFF REPORT

To: City Council via City Manager
From: City Clerk
Date: December 9, 2008
Subject: Municipal Election Certification

RECOMMENDATION

The City Council adopt Resolution No. 08-37 confirming and certifying the November 4, 2008 election results.

ORDER OF PROCEDURE

Request Staff Report (Char Sherwood presenting)
Request Public Comment
Council Discussion
Motion/Second
Discussion of Motion
Call the Question (roll call vote)

Attachments

Resolution 08-37

Certificate from Registrar of Voters
Statement of Votes Cast (Exh. "A")

BACKGROUND

The County Registrar of Voters has submitted to the City of Twentynine Palms certification of the consolidated municipal election held on November 4, 2008. The certified results indicate John E. Cole and Joel A. Klink as the newly elected Council Members for Twentynine Palms.

Prior to seating the newly elected Council Members, the information provided by the County must be certified by the City.

Resolution No. 08-37 is available for adoption, and included as Exhibit "A" of this resolution is the certification packet submitted by the Registrar of Voters.

RESOLUTION NO. 08-37

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TWENTYNINE PALMS,
CALIFORNIA CONFIRMING AND CERTIFYING THE NOVEMBER 4, 2008 ELECTION
RESULTS**

WHEREAS, the City Council has duly consolidated the City Council elections with the statewide elections; and

WHEREAS, the consolidated election was duly conducted on November 4, 2008, and the County Registrar of Voters has canvassed the results as required by Section 17080 et. Seq. of the California Elections Code; and

WHEREAS, the City Council now must certify the results of the election and canvass as set out here.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Twentynine Palms, does hereby confirm and certify as follows:

SECTION 1.

The following persons are declared as City Councilmembers for a four-year term to commence December 9, 2008:

John E. Cole

Joel A. Klink

SECTION 2:

A statement of the results of the elections is attached as Exhibit "A", and the results as set out herein are hereby certified.

PASSED, APPROVED, AND ADOPTED this 9^h day of December, 2008 by the following vote:

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

Elaine Bernal, Mayor

ATTEST:

Charlene L. Sherwood CMC City Clerk



STAFF REPORT

TO: City Council
FROM: City Manager
DATE: December 9, 2008

SUBJECT: Selection of Mayor and Mayor Pro Tem

RECOMMENDATION: The recommendation is that the City Council select a Mayor and Mayor Pro Tem.

BACKGROUND: When the City incorporated in November of 1987, the original City Council developed a selection procedure for the Mayor and Mayor Pro Tem that would provide stability to the City Council and allow for orderly succession. The selection procedure adopted by the Council established that the Council members ascend to the Mayor's seat and the order of succession is determined by the number of votes received in the election. Since the Mayor and Mayor Pro Tem change annually, as the Mayor Pro Tem ascends to the Mayor's seat, the individual who received the next highest votes becomes the Mayor Pro Tem. As was indicated earlier, this system allows for an orderly succession of City Council members.

Notwithstanding the abovementioned procedure, the Council may deviate from tradition as it deems appropriate. Staff recommends that the City Council select the Mayor and Mayor Pro Tem and that the following procedures be used:

1. City Attorney will ask for nominations for the position of Mayor.
2. After one nomination is made, the City Attorney will ask if there are additional nominations.
3. At the conclusion of the nominations, the City Attorney will close the nominations. If only one individual is nominated for the office, the selection can be made by a motion, seconded and followed by a roll call vote. If more than one individual is nominated, the City Clerk will ask if the selection is to be made by voice or written ballot. This decision is made by a motion, seconded and followed by a roll call vote.

The same procedure is used for selection of the Mayor Pro Tem.

Once the Mayor and Mayor Pro Tem are selected, the meeting is turned over to the newly selected Mayor.

The following are election results from the past two elections (of Council members who are currently serving on the Council):

Review of Staff Report: _____
City Manager City Attorney City Engineer Department Head

2006 Election	Votes	Percentage of Votes
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Spear	1066	15.17%
Flock	995	14.16%
Harris	987	7.11%

2008 Election

Cole (John)	2061	31.16%
Klink	1711	25.87%

CITY OF TWENTYNINE PALMS PROCLAMATION

HONORING JUDGE BERT L. SWIFT

WHEREAS, The son of a United States Navy Career Intelligence Officer; Judge Swift was born in Del Norte Colorado and attended school throughout both the United States, and in Germany before returning to Alamosa Colorado and graduating Alamosa High School; where he played varsity football, baseball and coordinate the first ski club at Alamosa High.

WHEREAS, In 1958 he joined the United States Navy where he became a Navy Frogman and later a Navy Seal. He served two enlistments in the Navy and had tours in Vietnam, Japan, Philippines, Alaska and Okinawa. While in the Navy he became a National Ski Patrol Representative and ski patrol leader for the Navy Base in Kodiak Alaska. Additionally he served on the United States Navy under water Demolition Team 12 and volunteered to become a member of the Mercury Series Recovery Team. On May 16, 1963, he and two other team members recovered the space capsule known as Faith 7, commanded by Major Gordon Cooper, one of the original 7 astronauts.

WHEREAS, After leaving the Navy he became a Peace Officer and later left the profession to become a lawyer. He served as a Peace Officer for a community just south of us known as the Palm Springs Police Department. His exposure to law enforcement lead to his interest in attending law school and after successfully passing a college equivalency test he enrolled in Western State College of Law at Jefferson Law School, in San Diego.

WHEREAS, He was admitted to the State Bar of California in 1977. Attorney Swift began his private practice in the Morongo Basin with his partner and long time resident; attorney George Martin and their practice included personal injury, criminal defense, probate and family law. In 1989 Judge Swift was elected to the Municipal Court and was later sworn in as a Superior Court Judge in the Joshua Tree District of San Bernardino County where he has been a strong advocate of the court order and supervised drug and alcohol rehabilitation programs. Judge Swift has served as a civil and criminal trial court judge.

WHEREAS, Judge Swift is a strong advocate in favor of court ordered and supervised for alcohol rehabilitation programs as a way to helping citizens in the community. He volunteered to head the mandated proposition 36 program and later committed to establish an adult Drug Court through the Drug Court Planning Initiative. As a member of this community, Judge Swift has been a board member of the Friends of Copper Mountain College, Hospice and the Morongo Basin Unified School District. President of the Morongo Basin Bar Association, the Hi Desert Rod and Gun Club, postmaster of the Yucca Valley Masonic Lodge # 802 and a member of the Board of Trustees of the Institute of Mental Physics.

WHEREAS, He currently serves on the executive community of the San Bernardino County Superior Court and as a board member of the Angels Light Academy, a non profit organization. Judge Bert Swift has worked tirelessly with extraordinary intelligence and skills to include our Judicial System. Throughout this multifaceted professional career he has enjoyed the love and support of his wife, Diane. His impressive record of career and civic achievements has earned him the admiration and the respect of those persons who have had the privilege of associating with him.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Twentynine Palms commends Judge Bert Swift for his commitment and outstanding contributions, and expresses its utmost appreciation to him for his many years of dedicated public service to our nation and the Community of Twentynine Palms. Dated this 9th day of December 2008.

MAYOR

RESOLUTION NO. 08-36

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TWENTYNINE PALMS
RECOGNIZING ELAINE BERNAL'S HONORABLE AND OUTSTANDING SERVICE**

WHEREAS, Elaine Bernal has honorably served the City and Community of Twentynine Palms as Mayor, Mayor Pro Tem and as Twentynine Palms City Councilmember since the year 2004; and

WHEREAS, Elaine has served as the alternate for the San Bernardino Associated Governments (SANBAG), on the board of the Morongo Basin Transit Authority (MBTA), as a member of the San Bernardino County Flood Control Advisory Committee, as a member of the Mojave Desert Air Quality Management District (MDAQMD), as a member of the Economic Development Task Force Finance Task Force, as a member of the Crosswalk Task Force, and as an Alternate for the Chamber of Commerce Liaison; and

WHEREAS, Elaine served as a board member of the Morongo Basin Ambulance Association, as a member and past president of the International Footprinter's Association, as a member of the San Bernardino County Sherriff' Mounted Search and Rescue Department; and

WHEREAS, Elaine enlisted in the United States Marine Corps in 1976 after attending college and was assigned to the Marine Corps Air Ground Combat Center, and was hired as a California Highway Patrol (CHP) officer in January 1981. After an initial training period, she was assigned to the Ontario area. In 1983, she was able to transfer back to the Twentynine Palms area; and

WHEREAS, during her career with the CHP, Elaine remained a United States Marine as a reservist. Elaine retired from the Marine Corps and the CHP in 2006. Elaine has been a paid call Fire Fighter, Engineer, Lieutenant, and Captain for ten years. She has also coached Little League baseball.

WHEREAS, Elaine has devotedly and determinedly dedicated herself to service of her community and has tirelessly represented the City with distinction and honor as she interfaced with community, county, state and federal government officials and agencies.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Twentynine Palms commends Elaine Bernal for her commitment and outstanding contributions, and expresses its utmost appreciation to her for her many years of dedicated public service to our nation and the Community of Twentynine Palms, and for her service as Mayor and member of the City Council.

UNANIMOUSLY, PASSED, APPROVED, AND ADOPTED, by the City Council of the City of Twentynine Palms at a regular meeting held on the 9th day of December 2008.

Mayor



STAFF REPORT

TO: City Council and City Manager
FROM: Community Services Director
DATE: December 9, 2008
SUBJECT: Submission of Applications for the Fiscal Year 2009-2010 Community Development Block Grant (CDBG)

RECOMMENDATION:

The City Council approve the submission of projects for the Community Development Block Grants (CDBG) for Fiscal year 2009-2010.

ORDER OF PROCEDURE:

Request Staff Report (Randy Councill, Com Ser Dir)
Request Public Comment
Council Questions of Staff
Council Discussion
Motion/Second
Discussion of Motion
Call the Question (voice vote)

BACKGROUND:

Annually, the County of San Bernardino requests applications for use of Community Development Block Grant (CDBG) funds within the City of Twentynine Palms. Various community or governmental organizations throughout the City submit applications for CDBG funds. The deadline for submittal of applications for 2009-2010 is December 15, 2008. The City Council will not be selecting projects for allocation at this time, simply authorizing staff to submit the City's projects for consideration.

All projects sent to the Economic Community Housing Development Department (ECHD) will be reviewed for validity, and meeting the application guidelines. Once reviewed, all projects that are deemed acceptable by ECHD are sent back to the City for funding prioritization. The City should receive the CDBG projects in early February of 2009. The City will receive approximately \$130,000 this year in which to allocate toward projects in Twentynine Palms. The ultimate funding decision for use of the CDBG funds given to the City, rest with the City Council.

Once the City Council prioritizes the CDBG projects for funding in late February 2009, the

Review of Staff Report: _____
City Manager City Attorney City Engineer Department Head

projects are sent to the County Board of Supervisors for their approval in April, with funds becoming available in July of 2009.

A brief summary and the estimated project cost for each of the City's applications is listed below. Copies of the actual applications are available for review at City Hall.

1.	Knott's Sky Park Improvements	\$290,000
2.	Luckie Park Improvements	\$185,000
3.	Pioneer Park Acquisition	\$450,000
4.	Veterans Park Improvements	\$216,000
5.	Senior Community Center Improvements	\$215,000
	Total Cost:	\$1,356,000

ALTERNATIVES:

The first alternative is to approve the projects as proposed, with the second option to modify the phasing within each project. Not adopting the projects would force the County Board of Supervisors to allocate funds within Twentynine Palms.

FISCAL IMPACT: NONE

Therefore, Staff is recommending that the City Council approve the submission of five project proposals for fiscal year 2009-2010.

TWENTYNINE PALMS CHAMBER OF COMMERCE AND VISITORS BUREAU

MONTHLY RECAP REPORT: November 2008

VISITOR SERVICES

New information/publications available in the Visitor Center include:

- *November 2008 Newsletter*
- *Explore Twentynine Palms Brochure*
- *Action Council Calendars*
- *Winter Light Parade Packets*
- *Sandbag;*

Gift Shop -

- Sales in Gift Shop for November 2008: \$ 74.50

PHONE CALLS: 223

WALK-INS: 189

PACKETS: 4

TOTAL MEMBERSHIP: 242

November 2008 statistics for 29chamber.com

Successful requests: 256,977

Average successful requests per day: 12,855

Successful requests for pages: 75,420

November 2008 statistics for visit29.org

Successful requests: 43,299

Average successful requests per day: 2,166

Successful requests for pages: 9,782

MARKETING

- 14th Annual Light Parade committee is accepting parade entries, vendor applications, etc.
- Promotion of Saturday, Explore Twentynine Palms Tours. i.e. brochures, radio, newspaper;

Tours, Conferences & Meetings

Other Marketing

Chamber will capitalize event information regarding the following:

- Winter Light Parade
- Explore Twentynine Palms Tours

The following articles highlighted Twentynine Palms area and events:

- "Twentynine Palms, CA" November 2008
http://bigblendmagazine.com/Twentynine_Palms_CA/index.htm
- "Combat Center honors past warriors, battles in pageant"

November 5, 2008

http://www.marines.mil/units/mciwest/29palms/Pages/CombatCenterhonorspastwarriors_battlesinpageant.aspx

- "Twentynine Palms Eagle Scout's volunteer post leads to behind-the-scenes radio job" November 5, 2008
http://www.pe.com/localnews/sbcounty/stories/PE_News_Local_S_brien06.38ef38d.htm#
- "Twentynine Palms Eagle Scout's volunteer post leads to behind-the-scenes radio job" November 2008
<https://daylife.com/quote/04UkaMcbpG1sV>
- "Pol: 29 Palms expansion threatens off-road spot" November 3, 2008
http://www.marinecorpstimes.com/news/2008/11/ap_29palms_expansion_110308/
- "Combat Center remembers corpsman who risked it all for the Marines he loved" November 8, 2008
<http://www.marines.mil/units/mciwest/29palms/Pages/CombatCenterrememberscorpsmanwhoriskeditallfortheMarinesheloved.aspx>
- "Supervisor wants desert off-road mecca spared" November 3, 2008
http://www.examiner.com/printa-1670005~Supervisor_wants_desert_off-road_mecca_spared.html
- "Supervisor wants desert off-road mecca spared" November 3, 2008
<http://www.signonsandiego.com/news/state/20081103-0805-ca-social-baseexpansion.html>
- "COMBAT CENTER REMEMBERS CORPSMAN WHO RISKED IT ALL FOR THE MARINES HE LOVED" November 13, 2008
http://www.dcmilitary.com/stories/111308/hendersonhall_28224.shtml

NETWORKING

- Mixer: November 20, 2008 at Face's Day Spa

BUSINESS & ECONOMIC DEVELOPMENT

- Chamber Board of Directors meeting, November 20, 2008, 12PM, chamber conference room

- Chamber Executive Board of Directors meeting, November 6, 2008, 12PM, chamber conference room;

LEGISLATIVE AFFAIRS

- Council Connections, November 6, 2008 @ 7 am in the chamber conference room;

MILITARY AFFAIRS

UPCOMING EVENTS

- Saturdays, Explore Twentynine Palms Tours 11:00 am
- December Mixer at Face's Day Spa December 18, 2008 5-7pm
- Chamber Board of Directors meeting, December 18, 2008, 12PM, chamber conference room
- Chamber Executive Board of Directors meeting, December 4 2008, 12PM, chamber conference room
- Council Connections, December 3, 2008 at 6:00 p.m., chamber conference room.



STAFF REPORT

TO: City Council
FROM: Code Enforcement Officer via City Manager
DATE: December 9, 2008

SUBJECT: PC 08-82 - City Council confirmation of the costs of abating public nuisances at 6515 Mariposa Avenue (APN 0615-083-04) and adoption of Resolution No. 08-33 directing the recordation of a Special Assessment against the property to recover the City's costs of abatement.

RECOMMENDATION: Conduct the Public Hearing, consider public comment, confirm costs of abating 6515 Mariposa Avenue in the amount of \$4,078.15, and adopt Resolution No. 08-33 directing the recordation of a Special Assessment in the amount of \$4,078.15 against the property to recover the City's costs of abatement.

ORDER OF PROCEDURE:

Request Staff Report (Bulmaro Canseco Presenting)
Council Questions of Staff
Request Public Comment
Council Discussion
Motion/Second
Discussion of Motion
Call the Question (voice vote)

Attachments

1. Resolution No. 08-33.
2. Record of costs.
3. Locator Map.
4. July 1, 2008 Notice to Abate.
5. July 1, 2008 Notice of Intent to Tow three vehicles.
6. Pre-Abatement Photos.
7. Post Abatement Photos.

BACKGROUND: On November 21, 2006, Justin Mealer informed Code Enforcement that he was buying the commercial property at 6515 Mariposa Avenue and would clean it. This property had a large quantity of junk and rubbish from a previous owner.

- On December 26, 2006, Justin Mealer told Code Enforcement that he would have the property cleaned by Friday (December 29, 2006).
- January 18, 2007. The property had not been cleaned, Justin Mealer told Code Enforcement he was still in the process of cleaning the property.
- February 22, 2007. A roll-off dumpster was on the property and the junk was being removed.
- March 28, 2007. Junk and rubbish is still visible on the property; it appeared that the owner was still working on it.
- April 20, 2007. Justin Mealer called the City's Community Development Director, telling him that he was still cleaning the property.

Review of Staff Report: _____

City Manager

City Attorney

City Engineer

Department Head

- June 25, 2007. Junk and rubbish was still there.
- July 5, 2007. Code Enforcement mailed a Notice to Abate to the owner of the property. The Notice was posted on the property. An abatement was not conducted pursuant to this Notice.
- August 27, 2007. Junk and rubbish had been removed, but the inoperative vehicle was still there.
- November 27, 2007. Trash was once again on the property.
- April 2, 2008. Letter mailed to property owner directing him to remove the junk and rubbish within thirty days.
- May 7, 2008. Junk, rubbish, and inoperative vehicles were still on the property.
- June 10, 2008. Junk, rubbish, and inoperative vehicles were still on the property.
- July 1, 2008. A Notice to Abate was sent by certified mail to property owners. Notice of Intent to Tow black Nissan (315WDT Wash 2008) sent by certified mail to property owner. No vehicle owner was found. A Notice of Intent to Tow stripped 70 Chev. (VIN # 113270W178963) was sent by certified mail to property owner and vehicle owner (Randolph Miller). Notice of Intent to Tow 2000 Chrysler 4DR (4JVU212 CA 2006) was sent by certified mail to property owner and vehicle owner (Matthew Hill), and finance company (Fin Co).
- August 18, 2008. Code Enforcement met with Justin Mealer and advised him that we were going to abate the property, probably this week. Mr. Mealer was told to demonstrate that his black car runs (Nissan), and it wouldn't be abated. He did not start it.
- August 21, 2008. Abatement Warrant signed by Judge Swift.
- August 25, 2008. Abatement begins. The three inoperative vehicles were still there. Mr. Mealer was told to cover them with car covers or they would be towed.
- September 4, 2008. The three vehicles were not moved or covered and were towed. Mr. Mealer angry that the Chev. and Nissan were towed, advising Code Enforcement he wanted to appeal the tow. The hearing was later scheduled for September 10, 2008.
- September 5, 2008. Final five barrels of old motor oil removed.
- September 8, 2008. Property owner usually does not receive mail at his house or business. Letter taped to door of business advising him of hearing date.
- September 10, 2008. Post-Tow Hearing was held. The Hearing Officer determined that the City acted properly. Mr. Mealer was present at the hearing

Abatement costs include: Code Enforcement Inspections, Notice of Pendency recording fee, Warrant fee, removal of junk and rubbish, dump fees, and disposal of old motor oil. Abatement costs total \$4,078.15.

ALTERNATIVES: The City Council may take the following actions: (a) Approve the total abatement cost of \$4,078.15 for the abatement of 6515 Mariposa Avenue and adopt Resolution No. 08-33 directing the recordation of a Special Assessment against the property for the cost of abatement; or (b) Make an adjustment in the cost of abatement and adopt Resolution No. 08-33 directing the recordation of a Special Assessment against 6515 Mariposa Avenue for the adjusted cost of abatement; or (c) Take no action concerning 6515 Mariposa Avenue.

FISCAL IMPACT: Expenditure of \$4,078.15 for the abatement of 6515 Mariposa Avenue. The total abatement cost of \$4,078.15 will be recovered when the annual taxes on the property are paid.

**CITY OF TWENTYNINE PALMS
CITY COUNCIL RESOLUTION NO. 08-33**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TWENTYNINE PALMS, CALIFORNIA, DIRECTING THAT THE CONFIRMED OUTSTANDING COSTS OF ABATEMENT IN THE AMOUNT OF \$4,078.15 BE ASSESSED AGAINST THE PROPERTY LOCATED AT 6515 MARIPOSA AVENUE (APN 0615-083-04), AS A SPECIAL ASSESSMENT, PURSUANT TO CITY DEVELOPMENT CODE CHAPTER 19.92.

WHEREAS, on November 21, 2006, Justin Mealer informed Code Enforcement that he was buying the commercial property at 6515 Mariposa Avenue and would clean it up. The property had a large quantity of junk and rubbish from the previous owner; and

WHEREAS, on January 18, 2007, the property had not been cleaned, but the property owner told Code Enforcement he was still cleaning it; and

WHEREAS, on February 22, 2007, a roll-off dumpster was on the property and junk was being removed; and

WHEREAS, on July 5, 2007, junk and rubbish was still visible on the property and a Notice to Abate was mailed to the property owner. On August 27, 2007, the junk and rubbish was removed by the property owner, although an inoperative vehicle remained; and

WHEREAS, on November 27, 2007, junk and rubbish was again observed on the property and a letter was sent to the property owner directing him to remove the junk and rubbish within thirty (30) days; and

WHEREAS, the junk and rubbish was not removed from the property, and the three (3) inoperative vehicles were not repaired, removed from the property, or placed in the rear yard and covered with car covers, consequently a Notice to Abate was sent to the property owner. Notices of Intent to Tow vehicles were sent to the owners of two of the cars, a stripped 70 Chevrolet and a 2000 Chrysler. There wasn't any record of an owner for the Nissan 180SX. The three Notices of Intent to Tow vehicles were also posted on each vehicle and were sent to the owners of the property, Justin Mealer and Rachel Priest; and

WHEREAS, on August 21, 2008, the property was not brought into compliance and an Abatement Warrant was obtained from the Superior Court in Joshua Tree. The abatement was executed between August 25, 2008, and September 5, 2008, for a total abatement cost, including City fees, of \$4,078.15.

WHEREAS, on September 10, 2008, a post-tow hearing was held to determine if the City acted properly in towing the vehicles from the property.

WHEREAS, the hearing officer found in favor of the City, stating that the vehicles were removed in accordance with the applicable laws.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Twentynine Palms hereby confirms and adopts pursuant to City Development Code Chapter 19.92 an abatement cost in the amount of \$4,078.15 for the abatement of 6515 Mariposa Avenue (APN 0615-083-04), in the City of Twentynine Palms. The City Council further resolves that the cost of the abatement of said nuisance shall be paid by the owner of the premises, beneficiary of any trust deed concerning the premises, or any other party interested in the property within ten (10) days following the confirmation of cost hearing, or said charges shall constitute a Special Assessment on the real property upon which the public nuisance was abated.

BE IT FURTHER RESOLVED that the property in this Resolution is located in the City of Twentynine Palms, County of San Bernardino, State of California.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to file a copy of this Resolution with the Assessor and Tax Collector of San Bernardino County, and shall record said Resolution with the San Bernardino County Recorder.

APPROVED AND ADOPTED THIS _____ DAY OF _____, 2008

AYES:COUNCIL MEMBERS:

NOES:COUNCIL MEMBERS:

ABSENT:COUNCIL MEMBERS:

Elaine Bernal, Mayor

ATTEST:

Charlene L. Sherwood, City Clerk

I hereby certify that the foregoing is a true copy of Resolution No. _____ duly adopted by the City Council of the City of Twentynine Palms in a meeting held on the _____ day of _____, _____, in Twentynine Palms, California.

Dated this _____ day of _____, _____.

Charlene L. Sherwood, City Clerk



STAFF REPORT

TO: City Council
FROM: City Manager
DATE: December 9, 2008
SUBJECT: City Council Agency Liaison and Task Force Assignments

RECOMMENDATION

Review Council assignments and take action as appropriate.

BACKGROUND

Members of the City Council are assigned to represent the City on various public agencies as board members, members of committees, or delegates.

The amount of required participation varies depending on the assignment. Although attendance is not always convenient, it is important that the City have continuing representation on these boards and committees because much of the work affects the City fiscally and otherwise. As a consequence, most of the appointments have an alternate delegate who attends if the primary representative is not available.

The Council should give some thought to committing to long term (multi-year) participation in their assignments due to the value of networking and establishing alliances, which can positively affect the City's ability to obtain grants and other revenues.

The following is a list of the assignments and their basic function:

San Bernardino Association of Governments (SANBAG)

SANBAG is the association of all cities and county government in San Bernardino County. Meetings are held on a monthly basis.

Mountain Desert Policy Committee and Measure I Committee

The Measure I committee is the Countywide body that allocates the Measure I sales tax to local agencies. The committee meets monthly.

Desert Mountain Division

The Desert Mountain Division is our local alliance group within the statewide League of California Cities. Meetings are held on a monthly basis.

Morongo Basin Transit Authority (MBTA)

The MBTA is the Basin's public transportation agency. The agency meets monthly.

San Bernardino County Flood Control District

The San Bernardino County Flood Control District is charged with flood control issues. The meetings are held annually, or on call of the chairperson.

County Solid Waste Task Force and/or Desert Mountain Joint Powers Integrated Waste Authority

These entities meet quarterly, or on call of the chairperson.

Mojave Desert Air Quality Management District (MDAQMD)

The MDAQMD is charged with oversight of air quality issues. Meetings are held monthly or more often depending on business before the District.

Attached to this report is a list of current Council assignments indicating vacancies and meeting times of the various organizations. Most of the appointments require an alternate.

Task Forces of City Council

The following are assignments and vacancies on the task forces, which are formed by the City Council via appointment by the Mayor. They meet infrequently but as needed.

Franchise Task Force:	Joel Klink and Steve Spear
Neighborhood Clean Up Task Force:	Jim Harris and Steve Spear
Economic Development Task Force:	Steve Spear and _____
Circulation Task Force:	Jim Harris and Steve Spear
Finance Task Force:	Joel Klink and _____
Personnel Task Force:	Joel Klink and Steve Spear
Park Task Force:	Jim Harris and Steve Flock
Wastewater Task Force:	Steve Flock and Steve Spear
Crosswalk Task Force:	Steve Spear and _____
Chamber Liaison:	_____ and _____
Fee Task Force:	Joel Klink and Steve Spear
Fire Department Task Force:	Jim Harris and Steve Spear
CDBG Task Force:	Joel Klink and Steve Flock
Government Center Task Force:	_____ and Steve Flock
Caltrans:	_____ and Jim Harris
Redevelopment Agency:	Joel Klink and Steve Spear
Tribal Liaison Task Force:	Joel Klink and Steve Flock
Police Department Task Force:	Joel Klink and Jim Harris

COUNCIL ORGANIZATIONAL ASSIGNMENTS

Council Officers
Mayor—
Mayor ProTem—

San Bernardino Associated Governments (SANBAG)
Meets 1st Wednesday at 9:30 a.m. in San Bernardino

Council Representative: Jim Harris
Alternate: _____

SANBAG Measure I Committee
Meets 3rd Friday at 9:00 a.m. in Apple Valley

Council Representative: Jim Harris
Alternate: Steve Flock

Desert/Mountain Division of the League of California Cities
Meets quarterly on 4th Friday at 10 a.m. to 2 p.m. at various locations

Council Representative: Joel Klink
Alternate: Jim Harris

Morongo Basin Transit Authority (MBTA)
Meets 3rd Thursday at 4:30 p.m. in Joshua Tree

Council Representative: Steve Spear
Council Representative: _____
Alternate: Jim Harris

San Bernardino County Flood Control Advisory Committee

Council Representative: Steve Spear
Council Representative: _____
Alternate: Steve Flock

San Bernardino County Solid Waste Task Force (2x year)
Mojave Desert/Mountain Recycling Authority
Meets quarterly on 2nd Thursday at 10 a.m. in Victorville

Council Representative: Steve Spear
Alternate: Joel Klink

Mojave Desert Air Quality Management District (MDAQMD)
Meets 4th Monday at 10:00 a.m. in Victorville

Council Representative: _____
Alternate: Steve Flock



STAFF REPORT

TO: City Council
FROM: City Manager
DATE: December 9, 2008

SUBJECT: Planning Commissioner Reappointment/Appointments

RECOMMENDATION: That the City Council directs staff to advertise the vacancies on the Planning Commission for 30 days, and that it forms a two member task force to evaluate applications, conduct interviews as necessary, and bring back to the Council recommendations.

ORDER OF PROCEDURE:

Request Staff Report (Michael Tree Presenting)
Council Questions of Staff
Request Public Comment
Council Discussion
Motion/Second
Discussion of Motion
Call the Question (roll call vote)

Attachments

1. Current Commissioners
2. Development Code Section 19.02.100

BACKGROUND: Planning Commission duties, method of appointment, and length of terms are specified in Section 19.02.100 of the Development Code. Per the Code, Commissioners serve four-year staggered terms, "...with three terms expiring in December following a three-person City Council election and two terms expiring in December following a two-person City Council election." Accordingly, terms of two Commissioners (Stone and Easter) are to expire in December of 2008.

The current practice of appointing Planning Commissioners involves the City Council selecting a two member task force that reviews and interviews applicants in private and then presents the recommendations publicly to the City Council for approval.

Commissioner Easter, who is currently serving as Vice Chair on the Commission, has served on the Commission for four years and has expressed an interest in continuing to serve. Commissioner Stone has served on the Commission for six years and has said that he will not be seeking reappointment.

Staff recommendation is that the City Council directs staff to advertise the vacancies on the Planning Commission for 30 days, and that it forms a two member task force to evaluate applications, conduct interviews as necessary, and bring back to the Council recommendations.

Review of Staff Report: _____
City Manager City Attorney City Engineer Department Head

ALTERNATIVES: The City Council may choose to reappoint Commissioner Easter and advertise for the remaining vacancy on the Commission.

Additionally, the City Council can also evaluate alternative methods for appointing Planning Commissioners, which could include the City Council interviewing all applicants publicly and then making appointments.

FISCAL IMPACT: None

PLANNING COMMISSION

TERM EXPIRES:

CHAIR:	Rebecca Rinkes	(2010)
VICE CHAIR:	Bill Easter	(2008)
COMMISSIONER:	Chuck Caplinger	(2010)
COMMISSIONER:	Irving "Stoney" Stone III	(2008)
COMMISSIONER:	Dan Mintz	(2010)