

**TWENTYNINE PALMS CITY COUNCIL/REDEVELOPMENT AGENCY
REGULAR MEETING
6136 Adobe Road
Twentynine Palms, CA 92277
www.ci.twentynine-palms.ca.us
Tuesday, April 28, 2009
6:00 P.M.**

AGENDA

**1.0 CALL TO ORDER -
PLEDGE OF ALLEGIANCE-
INVOCATION – Deacon LeRoy Rodman, 29 Palms Baptist Church
ROLL CALL -**

2.0 SPECIAL RECOGNITION AND PRESENTATIONS

2.1 Proclamation for the National Day of Prayer

3.0 ANNOUNCEMENTS

3.1 These proceedings will be televised on Cable T.V., Channel 10, as follows:
Saturday, May 2, 2009 at 7:00 p.m. and Friday, May 8, 2009 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 CITY COUNCIL MEMBER REPORTS AND COMMENTS

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 (if any exist) 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 warrant register totaling \$333,197.05.
- 6.3 Approval of Minutes
RECOMMENDATION: The City Council approve the minutes of April 14, 2009.
- 6.4 Property Conveyance and Loan Agreement Agency Agreement between the City and Agency and Exclusive Negotiation Agreement with SKA Development, Inc.
RECOMMENDATION: The City Council and Redevelopment Agency Board adopts the attached Resolutions authorizing and directing the Executive Director to enter into and implement (i) the attached Property Conveyance and Loan Agreement between the City and Agency for a consolidated property located in the Four Corners Redevelopment Project Area ("Subject Property"); and (ii) the attached Exclusive Negotiation Agreement ("ENA") with SKA Development, LLC.
- 6.5 Treasurer's Report - March 31, 2009
RECOMMENDATION: Receive and file.
- 6.6 El Rey Avenue Street Improvement
RECOMMENDATION: 1. Accept the completed work on the "El Rey Avenue Improvement Project" with Cooley Construction, Inc. for the amount of \$466,702.77. 2. Direct the City Clerk to file a Notice of Completion, and notify surety to exonerate contract bonds, and 3. Direct the Finance Director to release the retention after 30 days if no claims are filed against the contractor.
- 6.7 Bagley Avenue Street Improvement Project
RECOMMENDATION: 1. Accept the completed work on the "Bagley Avenue Improvement Project" with Cooley Construction, Inc. for the amount of \$494,485.30. 2. Direct the City Clerk to file a Notice of Completion, and notify surety to exonerate contract bonds, and 3. Direct the Finance Director to release the retention after 30 days if no claims are filed against the contractor.
- 6.8 Adoption of Ordinance No. 219 Regulating the Distribution of Unsolicited Written Materials
RECOMMENDATION: The City Council adopts Ordinance No. 219.
- 6.9 Adoption of Ordinance No. 220 (PC-07) Amendments to Chapters 19.06, 19.08, 19.30, 19.40, 19.62, 19.62 and 19.82 of the Development Code of the City of Twentynine Palms.
RECOMMENDATION: The City Council adopts Ordinance No. 220
- 6.10 Historic Plaza Maintenance Assessment District
RECOMMENDATION: The RDA Board of Directors authorize staff to prepare a ballot for a Maintenance Assessment District in Historic Plaza.

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

8.0 PUBLIC HEARINGS

9.0 REPORTS, REQUESTS AND COMMUNICATIONS

9.1 PC 09-09 General Plan Advisory Committee, Applicant Interviews
RECOMMENDATION: Provide guidance to staff as appropriate.

10.0 LEGISLATIVE/COUNCIL/REDEVELOPMENT

11.0 FUTURE COUNCIL INITIATED ITEMS

12.0 CLOSED SESSION - None

13.0 ADJOURN

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.

This notice of Agenda is hereby certified to have been posted on or before April 22, 2009.

Charlene L. Sherwood MMC, City Clerk

Time/Date