

NOTICE IS HEREBY GIVEN, that the City Council of the City of Twentynine Palms will hold a **WORKSHOP** on Tuesday, January 12, 2010, at 4:30 p.m. in the City Hall Council Chambers, 6136 Adobe Road, Twentynine Palms, CA to consider the following:

Community Development Block Grant (CDBG) Presentations for 2009-2010

NOTICE IS HEREBY GIVEN, that the City Council of the City of Twentynine Palms will hold a **CLOSED SESSION** on Tuesday, January 12, 2010 at 5:30 p.m. at City Hall, 6136 Adobe Road, Twentynine Palms, to consider the following:

Pursuant to Government Code Section 54956.9 Conference with Legal Counsel Regarding Potential Litigation (1 case).

**TWENTYNINE PALMS CITY COUNCIL/REDEVELOPMENT AGENCY
REGULAR MEETING**

**6136 Adobe Road
Twentynine Palms, CA 92277
www.ci.twentynine-palms.ca.us
Tuesday, January 12, 2010
6:00 P.M.**

AGENDA

- 1.0 CALL TO ORDER -
PLEDGE OF ALLEGIANCE -
INVOCATION – Reverend Lynn Reece, 29 Palms United Methodist 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:
Monday, January 18, 2010 at 6:30 p.m. and Friday, January 22, 2009 at 6:30 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 registers totaling \$677,138.68.

6.3 Approval of Minutes
RECOMMENDATION: The City Council approve the minutes of the December 8, 2009 meeting.

6.4 Approval to Award Contract to Ficara Paving in the Amount up to \$100,000.00 for the First Phase of the Parking Lot at Knott's Sky Park
RECOMMENDATION: The City Council award the first phase of the Parking Lot at Knott's Sky Park to Ficara Paving in the amount up to \$100,000.00.

6.5 Adoption of Measure I - Local Street Program Capital Improvement Plan For Fiscal Years 2009/2010 through 2014/2015
RECOMMENDATION: The City Council approve Fiscal Years 2009/2010 through 2014/2015 Measure I, 6-year Plan and Adopt Resolution No. 10-01.

6.6 Approval of Installment Sale Agreement with Twentynine Palms Water District
RECOMMENDATION: The City Council approve the Installment Sale Agreement.

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

8.0 PUBLIC HEARING

8.1 PC 09-61 – An Amendment to Chapter 19.32 of the “Development Code” regarding Temporary Sidewalk Sales and Outdoor Displays
RECOMMENDATION: Re-open and conduct the open, continued Public Hearing, consider public comment and introduce Ordinance No. 225 making a determination that PC 09-61 is exempt from further environmental review and

adopting the proposed changes to Chapter 19.32 “Temporary Use Permits” of the “Development Code” as modified herein.

8.2 PC 09-64 – An Amendment to the “Development Code” by Adding “Certified Farmers’ Markets”

RECOMMENDATION: Conduct the Public Hearing, consider public comment and introduce Ordinance No. 226, making a determination that PC 09-64 is Exempt from further environmental review and by adding a new chapter 19.57 “Certified Farmers’ Markets, Open Air Markets, Craft and Job Fairs” to the “Development Code”.

8.3 PC 08-72 – An Appeal of the Planning Commission’s December 15, 2009 Approval of the PC 08-72 (Hampton Inn & Suites).

RECOMMENDATION: Conduct the Public Hearing, consider public comment and uphold or deny the Planning Commission’s approval of PC 08-72, an application by K-Partners Hospitality Group, L.P. for a Conditional Use Permit to construct a three (3) story, 87-suite “Hampton Inn and Suites” hotel.

8.4 Historic Plaza Improvements

RECOMMENDATION: The City Council and Agency Board hold a joint Public Hearing to receive testimony regarding Agency funding of improvements to Historic Plaza. Upon closing the Public Hearing, staff further recommends that: The Agency Board adopt RDA Resolution No. 10-01 approving (i) a construction contract with Cooley Construction, the lowest qualified bidder, to install the Historic Plaza improvements (the Historic Plaza Construction Contract); (ii) construction and sidewalk easement agreements with the property owners that front Historic Plaza; and (iii) the funding of the public art piece pursuant to the “Artist Agreement”.

The City Council adopt Resolution No. 10-02 approving (i) an agreement with Steve Rieman for a public art piece that will be located in the renovated Historic Plaza (the “Artist Agreement”); (ii) the Agency’s funding of the public art piece pursuant to the Artist Agreement; (iii) construction and sidewalk easement agreements with the property owners that front Historic Plaza; (iv) the Agency’s funding of the construction work pursuant to the Historic Plaza Construction Contract; and (v) a lease agreement with the owner of the property proposed to be developed with a “pocket park.”

9.0 REPORTS, REQUESTS AND COMMUNICATIONS

9.1 Commercial Bins on Residential Properties

RECOMMENDATION: The City Council enforces Section 8.2.4 of the Burrtec agreement as currently approved.

9.2 City Visitor Center Lease Agreement and Operations Agreement with Chamber of Commerce and Plans for the Visitor Center Façade Improvements and Interior Exhibits.

RECOMMENDATION: The City Council approve the deal points for the lease agreement and operations agreement with the Chamber of Commerce and authorizes the City Manager to sign the agreements and provides direction to staff on the proposed Visitor Center façade and interior furniture/exhibits.

10.0 LEGISLATIVE/COUNCIL/REDEVELOPMENT

10.1 Councilmember Assignments

RECOMMENDATION: The City Council makes changes to the City Council Task Force and Organizational Assignments as needed.

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 7:00 a.m. to 6:00 p.m. Monday through Thursday, 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
3:00 p.m. January 7, 2010.

Charlene L. Sherwood MMC, City Clerk

Time/Date