

**NOTICE IS HEREBY GIVEN**, that the City Council of the City of Twentynine Palms will hold a **WORKSHOP** on June 22, 2010 at 5:00 p.m. in the City Hall Council Chambers, 6136 Adobe Road, Twentynine Palms, CA to consider the following:

The Trails Project

**TWENTYNINE PALMS CITY COUNCIL/REDEVELOPMENT AGENCY  
REGULAR MEETING  
6136 Adobe Road  
Twentynine Palms, CA 92277  
www.ci.twentynine-palms.ca.us  
Tuesday, June 22, 2010  
6:00 P.M.**

**AGENDA**

- 1.0 CALL TO ORDER -  
PLEDGE OF ALLEGIANCE -  
INVOCATION – Pastor Charlie Zwicker, Twentynine Palms Church of the Nazarene  
ROLL CALL -**
- 2.0 SPECIAL RECOGNITION AND PRESENTATIONS**
  - 2.1 Presentation by Southern California Edison
  - 2.2 Presentation from Theatre 29 regarding a Future Theatre
  - 2.3 Presentation by Action Council 29 regarding a Chalk Art Program
- 3.0 ANNOUNCEMENTS**
  - 3.1 These proceedings will be televised on Cable T.V., Channel 10, as follows:  
Monday, June 28, 2010 at 6:30 p.m. and Friday, July 1, 2010, 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 \$937,154.58.
- 6.3 Approval of Minutes  
RECOMMENDATION: The City Council approve the minutes of the June 8, 2010 City Council meeting.
- 6.4 Adoption of Election Resolution No. 10-17 Calling and Giving Notice of a General Municipal Election, and Requesting Consolidation of the Municipal Election with the Statewide General Election  
RECOMMENDATION: The City Council adopt Resolution No. 10-17 Calling and giving Notice of a General Municipal Election, and Requesting Consolidation of the Municipal Election with the Statewide General Election.
- 6.5 Safe Routes to Schools Project Including Portions of El Paseo Drive, Mesquite Springs Road, Split Rock Avenue, and Baseline Road.  
RECOMMENDATION: The City Council award the contract for the Safe Routes to Schools Project to Cooley Construction for the amount of \$469,662.53.
- 6.6 Sheriff's Contract  
RECOMMENDATION: The City Council approve the Law Enforcement Services Contract (Schedule A) for Fiscal Year 2010-11.
- 6.7 Investment Policy  
RECOMMENDATION: The City Council approve the City Investment Policy.
- 6.8 Letter from Auditors  
RECOMMENDATION: Receive and file.

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

## **8.0 PUBLIC HEARING**

- 8.1 Resolution Authorizing the Levy of Assessments for FY 2010-11 on Properties in the Historic Plaza Maintenance Assessment District.  
RECOMMENDATION: The City Council conduct the Public Hearing, consider public comment and adopt City Council Resolution No. 10-24 that authorizes the levying and collecting of assessments in the Historic Plaza Maintenance Assessment District (“District”) for Fiscal Year 2010-11, in accordance with the landscaping and Lighting Act of 1972, Streets and Highways Code Section 22500 et seq, (the “Act”).
- 8.2 PC 10-23 - Xia Hong Zhuang of “Top 100 Chinese Restaurant” is proposing a Conditional Use Permit and Requesting a Letter of Public Convenience and Necessity to Establish a restaurant with alcoholic beverage sales (Type 41 On-Sale Beer and Wine Eating Place) at 72115 Twentynine Palms Highway, Twentynine Palms, CA 92277; CG Zone; APN 0616-291-02.  
RECOMMENDATION: Conduct the Public Hearing, consider Planning Commission recommendation, consider public comment and adopt City Council Resolution No. 10-21 determining that the project is exempt from further environmental review, issue the Letter of Public Convenience and Necessity and approve the Conditional Use Permit to establish the restaurant with sale of alcohol, subject to the attached Conditions of Approval.
- 8.3 PC 09-32 – A Proposed Development Code Amendment to Create a New Chapter 19.55 “Vacation Home Rental” Establishing the Standards and Criteria Applicable thereto within Residential Zoning Districts  
RECOMMENDATION: Open and conduct the Public Hearing, consider public comment and introduce Ordinance No. 234 amending Title 19 “Development Code” of the City’s Municipal Code by the addition of a new Chapter 19.55 “Vacation Home Rental” establishing the standards and criteria applicable thereto Citywide.
- 8.4 PC 10-32 – Consideration of Amendments to the Land Use Element of the adopted General Plan and to the Official Zoning Map of the City’s “Development Code” regarding the Land Use Designations for Four (4) Specific Properties within the City of Twentynine Palms, and Potentially Several Properties within the Vicinity of the North Side of Highway 62 and Midway Road within the City of Twentynine Palms.  
RECOMMENDATION: Open and conduct the Public Hearing, consider public comment and based upon the recommendation of the Planning Commission, take no further action on the request to amend the land use designations illustrated upon the Official Zoning Map of the “Development Code” and the Land Use Element of the adopted General Plan for the four (4) specific properties within the City of Twentynine Palms, and potentially several properties within the vicinity of the north side of Highway 62 and Midway Road identified within PC 10-32 and not include these changes to the identified properties within the Environmental Impact Report being prepared for the comprehensive Update to the City’s adopted General Plan.
- 8.5 PC 10-45 – An Appeal of the Planning Commission’s Adoption of a Mitigated Negative Declaration Prior to its Approval of PC 09-87 to Construct a 44,986 square foot Mini-storage Facility on a 4.26 acre lot consisting of six (6) buildings

that contain a live-in Manager/Office Suite, 284 Storage Rooms, eighty-two (82) Vehicle Storage Parking Spaces (covered and uncovered) and eight (8) Recreational Vehicle Spaces.

RECOMMENDATION: Receive a staff presentation, open and conduct the Public Hearing, consider public comment and uphold the adoption by the Planning Commission of a Mitigated Negative Declaration for PC 09-87 to construct a 44,986 square foot Mini-storage Facility located south of Callie Todd Lane, east of Adobe Road, north of Desert Dunes Drive and west of Desert Knoll Avenue in the City of Twentynine Palms; APN 0621-221-35.

8.6 Adoption of FY 2010/2011 Budget

RECOMMENDATION: The City Council approves Resolution No. 10-23 adopting the City budget for FY 2010/11.

**9.0 REPORTS, REQUESTS AND COMMUNICATIONS - None**

**10.0 LEGISLATIVE/COUNCIL/REDEVELOPMENT - None**

**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. June 17, 2010.

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Charlene L. Sherwood MMC, City Clerk

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Time/Date