

**TWENTYNINE PALMS CITY COUNCIL/REDEVELOPMENT AGENCY
CITY COUNCIL CHAMBERS, 6136 ADOBE ROAD
TWENTYNINE PALMS, CALIFORNIA
TUESDAY, OCTOBER 12, 2004
7:00 P.M.**

MINUTES

- 1.0 CALL TO ORDER** – Mayor Freshour called the meeting to order at 7:00 p.m.
PLEDGE OF ALLEGIANCE- Councilmember Cole led the Pledge of Allegiance.
INVOCATION – Pastor Frank Ferrandini of the First Assembly of God Church gave the Invocation.
ROLL CALL – Councilmember Bagley, Benton, Cole, and Mayor Freshour. Councilmember Spear had an excused absence.

2.0 SPECIAL RECOGNITION AND PRESENTATIONS

- 2.1 Proclamation recognizing Cultural Arts and Tourism Month
M.J. Dube, Community Liaison Officer for First District Supervisor Bill Postmus, presented a proclamation to Chuck Caplinger on behalf of the County Board of Supervisors.

Mayor Freshour then presented a proclamation on behalf of the City to Chuck Caplinger, recognizing October as Arts and Tourism Month.

Mr. Caplinger said thank you to the community for sharing the vision. He talked about the newly organized PAAC Committee and the economic benefits to the community. He introduced Gretchen Grunt as the new Chairperson for this years Arts Festival. Ms. Grunt talked about the highlights of the upcoming festival, which she said would be held October 29th to November 7, 2004.

- 2.2 Proclamation recognizing Action Council for 10 Years of Service Shaping the City's Renaissance and Mural Projects

M.J. Dube presented a proclamation to Mr. Larry Briggs, representing Action Council.

Mayor Freshour also presented a proclamation to Mr. Briggs.

Mr. Briggs said thank you to the City for its support and especially to City Manager Michael Swigart for his support of Action Council over the past 18 months. Mr. Briggs said that currently there are 20 murals and 3 sculptures, and the Action Council will be completing Bucklin Park.

- 2.3 Presentation of a City Tile to Vickie Waite recognizing her role in the City's Renaissance on the Occasion of the 10th Anniversary of the Sun Runner

Mayor Freshour called Vickie Waite and her family as well as Mr. Steve Brown to the to the podium. Mayor Freshour presented Vickie Waite with a City tile and thanked her for her 10 years of dedication to the community.

Mrs. Waite introduced Mr. Steve Brown and said that he is now the editor of the Sun Runner Magazine. Ms. Waite said that she will be working with Mr. Brown at the Sun Runner.

- 2.4 Introduction of the 2004 Pioneer Day Grand Marshal's

Mr. Dan Mintz, Chamber of Commerce President, introduced the 2004 Pioneer Days Grand Marshal's, Bill and Betty Holmes. They both told the City Council that they appreciate the honor of being chosen, and they love the people and beauty of the desert.

3.0 ANNOUNCEMENTS

- 3.1 Mayor Freshour announced that these proceedings will be televised on Cable T.V., Channel 6, as Follows: Wednesday, October 13, 2004 at 7:00 p.m. and October 16, 2004 at 3:00 p.m.
- 3.2 Mayor Freshour announced the City Wide Clean Up Day – October 23, 2004 from 8:00 a.m. to noon at the Miller Memorial Fair Grounds.
- 3.3 Mayor Freshour introduced Jennifer Lomax, a Senior at 29 Palms High School. He said that she is a part of the Workables Program at the High School and she will be gaining work experience and learning about City Government.
- 3.4 Mayor Freshour said that a list of frequently asked questions and answers, pertaining to trash service, is available at the reception desk and on the website.

4.0 PUBLIC COMMENTS

- 4.1 Jerri Hagman, Twentynine Palms, spoke to the City Council positively about the combined Chambers of Commerce magazine, the placement of a computer at the Twentynine Palms Chamber Office through the efforts of City Manager Michael Swigart, and the excellent job performed by the road crews on Two Mile Road.
- 4.2 Don Brackett, Twentynine Palms, spoke to the City Council about an off leash dog walking park on the northeast portion of Luckie Park. He said that he would appreciate a response from the City Council soon.
- 4.3 Anonymous, Twentynine Palms, talked about beautifying the City during the up coming Clean Up Day on October 23, 2004. He also spoke about noxious plants.
- 4.4 Michael Cazneau, Twentynine Palms, thanked the City Council for the new crosswalk at Tamarisk and Hwy. 62. He said that he would like to see more crosswalk sting operations in the future.
- 4.5 Mickey Sue Crow, Twentynine Palms, asked the City Council what was going to be done about the dirt bike riders.
- 4.6 Margo Spagenberg, Twentynine Palms, also spoke to the City Council about dirt bike riders.

5.0 CITY COUNCIL COMMENTS

Councilmember Bagley, congratulated Bill and Betty Holmes for being chose this years Grand Marshal's. He said that Action Council promotes positive public relations and his hat is off to the volunteers. He said that Vickie Waite has become a cultural icon and the Sun Runner Magazine is an important part of Twentynine Palms. Councilmember Bagley said that he is voting for Proposition 1A and Measure I, and he said that if anyone would like information regarding these items they can contact him at City Hall.

Councilmember Cole said that he hopes everyone will enjoy Pioneer Days. He also reminded everyone to vote this year. Councilmember Cole said that funding for the Motorcycle Enforcement Team helps with enforcement of off road motorcycle riders.

Mayor Pro Tem Benton said that his hat is off to the Action Council and Vickie Waite. He said that Councilmember "Coach" Cole's Micro Foot Ball Team is undefeated so far this season. He also said that people should get out and vote.

Mayor Freshour said that the heart and soul of every small community is it's volunteers. He said that the work on Two Mile Road was funded with Measure I money. He said that if Measure I loses you will gain potholes. He also said to vote yes on Proposition 1A.

6.0 CITY COUNCIL/REDEVELOPMENT AGENCY CONSENT CALENDAR

- 6.1 Waive the Reading of Ordinances and Approve 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 and Payroll Register
RECOMMENDATION: Receive and file registers totaling \$ 611,440.84.
- 6.3 Law Enforcement Report – August 2004
RECOMMENDATION: Receive and file.
- 6.4 Treasurer's Report – July and August 2004
RECOMMENDATION: Receive and file.
- 6.5 Approval of Minutes – August 10, 2004
RECOMMENDATION: Receive and file.
- 6.6 Purchase of 5-Acre Parcel
RECOMMENDATION: The City purchase a 5-acre parcel, #0591-061-09 for a future park site off of the County Tax Rolls.
- 6.7 Community Center Parking Lot, Staff Direction on Re-bid to Include Improvements to Lupine Avenue, Two Mile Road, and Downtown Parking
RECOMMENDATION: The City Council reject the bid in the amount of \$93,145 from Joe Putrino General Contractor for construction of the Community Center parking lot and direct staff to re-advertise the project in conjunction with three other public works projects.
- 6.8 Chamber Report – September 2004
RECOMMENDATION: Receive and file.

Mayor Pro Tem Benton abstained from check number 35595 and 35605 on the warrant register.

On a motion of Councilmember Bagley, seconded by Councilmember Cole and carried with a 4-0-1 (Spear absent) roll call vote, the City Council approved the balance of the Consent Calendar.

7.0 ITEMS REMOVED FROM CONSENT CALENDAR FOR DISCUSSION OR SEPARATE ACTION AND /OR ADDED AGENDA ITEMS. – None.

8.0 PUBLIC HEARING

- 8.1 Development Code Amendment, Implementing Revised Design Requirements for Residential Development in the Rural Living (RL), Single Family Residential (RS), Multi-family Residential (RM), and Open Space Residential (OSR) Land Use Districts.

RECOMMENDATION: Conduct the Public Hearing, consider the Planning Commission recommendation, introduce Ordinance No. 190, and direct staff to bring the Ordinance back for adoption.

Community Development Director Corbin (Director Corbin) presented a staff report.

Mayor Freshour opened the Public Hearing.

Jerri Hagman, Twentynine Palms, said that the value of a modular home could not compete with the value of a "stick house". She cautioned the City Council to be careful if they allow modular homes and asked if they would be placed in designated areas.

City Manager Swigart reiterated what was said in the staff report. He said that the State of California Codes does not allow for discrimination.

Mayor Freshour said that for a long time there was no growth, and now the demand is huge. He said that if done right, modular homes can be an attractive addition to a neighborhood.

Councilmember Cole said that technology has advanced but you still cannot tell how a modular home will stand up. He said that he wants to see a quality project. He said that he advocates a garage, 24" eaves and an anchor to the concrete.

Councilmember Bagley said that 18" eaves are all right.

Mayor Pro Tem Benton said that he agrees there should be a garage and he said 18" eaves are fine.

The City Council reached consensus on the following items:

1. To delete the text for requirement of an administrative site plan review.
2. 18 inch minimum eaves.
3. Single Family Residential – required to have two car garage
Multi-Family Residential - one carport and one open space required
4. Slabs – the consensus was to refer this item to the Planning Commission for further review.

On a motion of Councilmember Bagley, seconded by Mayor Pro Tem Benton and carried with a 4-0-1 (Spear absent) roll call vote, Mayor Freshour directed the City Clerk to read Ordinance No. 190 by title only, and directed staff to bring the Ordinance back for adoption.

8.2 AB 3229 (Brulte) Supplemental Law Enforcement Services Fund

RECOMMENDATION: The City Council approves the spending recommendations as suggested.

Captain Williams presented a staff report.

Mayor Freshour opened the Public Hearing. There were no requests to speak and Mayor Freshour closed the Public Hearing.

On a motion of Councilmember Bagley, seconded by Councilmember Cole and carried with a 4-0-1 (Spear Absent), roll call vote, the City Council approved the spending recommendations as suggested.

9.0 REPORTS, REQUESTS AND COMMUNICATIONS

- 9.1 City Operations Report
RECOMMENDATION: Receive and file.

This item will be continued to the October 26, 2004 City Council meeting.

10.0 LEGISLATIVE/COUNCIL/REDEVELOPMENT AGENCY - None

11.0 FUTURE COUNCIL-INITIATED AGENDA ITEMS – None

12.0 CLOSED SESSION – None

13.0 ADJOURN – The City Council meeting adjourned at 8:44 p.m.

Respectfully submitted,

Charlene L. Sherwood CMC, City Clerk