

**TWENTYNINE PALMS CITY COUNCIL/REDEVELOPMENT AGENCY
CITY COUNCIL CHAMBERS, 6136 ADOBE ROAD
TWENTYNINE PALMS, CALIFORNIA
TUESDAY, NOVEMBER 23, 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 Bagley led the Pledge of Allegiance to the Flag.
INVOCATION – Retired Pastor, Lou Gerhardt gave the Invocation.
ROLL CALL – The following Councilmembers were present: Bagley, Benton, Cole, Spear and Freshour.

- 2.0 SPECIAL RECOGNITION AND PRESENTATIONS** - None

3.0 ANNOUNCEMENTS

- 3.1 Mayor Freshour announced that the proceedings would be televised on Cable T.V., Channel 6, as follows: Wednesday, November 24, 2004 at 7:00 p.m. and November 27, 2004 at 3:00 p.m.
- 3.2 Mayor Freshour announced that the Annual Christmas Tree Lighting Ceremony will be held on December 7, 2004 at 5:00 p.m. in Veteran's Park adjacent to City Hall.
- 3.3 Mayor Freshour announced that the Annual Christmas Light Parade will be held on December 11, 2004 at 5:30 p.m., for more information please contact the Chamber of Commerce at 367-3445.

4.0 PUBLIC COMMENTS

- 4.1 Jim Harris, Twentynine Palms, said that during the recent snow storm people could not reach Southern California Edison offices and speak to a human being about their situations. Mr. Harris recommended that someone should be at City Hall to take calls and also that Public Works should put up barricades where needed.

5.0 CITY COUNCIL COMMENTS

Councilmember Spear introduced the Twentynine Palms International Thespian Group, who had participated in the Neighborhood Clean-Up in October. He presented the group with a \$100 check from Michael Duncan of Triad Realty, \$100 check from Councilmember Spear, and a \$200 check from Waste Management.

Councilmember Cole thanked the Thespian International Group for their participation in the clean-up. He also said Happy Thanksgiving to everyone.

Councilmember Bagley said thank you to all of the people who voted for him in the recent election. He said that it will be hard for him to terminate the committees he had been on for so many years. He also said that he enjoyed his time on the City Council. Councilmember Bagley thanked everyone for helping to vote Measure I in, and he said that the new City Council has to make sure that Twentynine Palms has a place at the table as far as all of the committees.

Mayor Pro Tem Benton said congratulations to Councilmember/Coach Cole for being 10 and 0 with the Desert Storm Micro football team. He said Happy Thanksgiving to everyone and said if you cannot be with your family during the holiday, try to contact them.

Mayor Freshour suggested that if anyone has an empty place at their table for Thanksgiving Day, they might want to invite a Marine to join them for dinner.

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 \$ 73,905.
- 6.3 Approval of Minutes – November 9, 2004
RECOMMENDATION: Receive and file.
- 6.4 Law Enforcement Report – October 2004
RECOMMENDATION: Receive and file.
- 6.5 Adoption of Resolution No. 04-35 and No. 04-35
RECOMMENDATION: The City Council adopt Resolutions No. 04-35 and 04-36, affirming policy and establishing the 1% employee PERS Contribution.
- 6.6 Vacation of Road Easement at the Alley on Tract Map 2545
RECOMMENDATION: That the City Council 1) Find that portions of the road easement for the alley as shown on Tract Map 2545 per the attached Exhibits “A” and “B”, are unnecessary for the present or prospective public use, and that no public money has been expended for maintenance for more than five (5) years, and 2) Adopt Resolution No. 04-33, and 3) Instruct the City Clerk to cause the Resolution vacating the easements to be recorded in the office of the County Recorder of the County of San Bernardino.
- 6.7 Submission of Applications for the Fiscal Year 2005-2006 Community Development Block Grants (CDBG).
RECOMMENDATION: The City Council approve the submission of projects for the fiscal year 2005-2006.

Mayor Pro Tem Benton abstained from Item No. 35960 on the warrant register.

Councilmember Spear abstained from Item 6.4

On a motion of Councilmember Cole, seconded by Mayor Pro Tem Benton and carried with a 5-0 roll call vote, the City Council approved 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 General Plan Amendment for Proposed Change of Zoning, from General Commercial (CG) to Multi-family Residential (RM) for six parcels located north side of Gorgonio Drive, west of Aztec Avenue (APN's 623-062-1-, 11, 12, 13, 14, and 15).
RECOMMENDATION: Conduct the Public Hearing, introduce Ordinance No. 191, adopt Resolution No. 04-32, and direct staff to bring Ordinance No. 191 back for adoption.

Mayor Pro Tem Benton left the chambers at 7:16 p.m. due to a conflict of interest.

Director Corbin presented a staff report.

Mayor Freshour opened the Public Hearing.

Councilmember Spear said that he had concerns regarding changing the limited amount of General Commercial (CG). He said that he did not believe it was a wise move based upon where it is located, and traffic could be a problem.

Councilmember Cole said that he had concerns on the availability of General Commercial land.

Mayor Freshour said that he had no problem with the plans for a four-plex and he said it is the best use of that land. He said that he did not have any trepidations concerning traffic in the area.

Councilmember Cole asked if the applicants would be responsible for curb and gutter.

Director Corbin said that yes, they would be.

Councilmember Spear made a motion to deny the zoning change. The motion died for lack of a second.

After further discussion, Councilmember Cole said that the argument was not strong enough against the zoning change not to approve it.

Councilmember Cole made a motion to approve the proposed change of zoning, seconded by Councilmember Bagley, and carried with a 3-1-1 roll call vote (Benton-abstain, Spear-no) to introduce Ordinance No. 191, adopt Resolution No. 04-32, and directed staff to bring Ordinance No. 191 back for adoption.

- 9.0 REPORTS, REQUESTS AND COMMUNICATIONS - None**
- 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 7:29 p.m.**

Respectfully submitted,

Charlene L. Sherwood CMC, City Clerk