

**TWENTYNINE PALMS CITY COUNCIL/REDEVELOPMENT AGENCY
CITY COUNCIL CHAMBERS, 6136 ADOBE ROAD
TWENTYNINE PALMS, CALIFORNIA
TUESDAY, DECEMBER 14, 2004
7:30 P.M.**

ADJOURNED REGULAR MEETING MINUTES

- 1.0 CALL TO ORDER** – Mayor Pro Tem Benton called the meeting to order at 8:00 p.m.
PLEDGE OF ALLEGIANCE – Councilmember Cole led the Pledge of Allegiance to the Flag.
- 2.0 SPECIAL RECOGNITION AND PRESENTATIONS** - None
- 3.0 ANNOUNCEMENT**
- 3.1 Mayor Pro Tem Benton announced that the proceedings will be televised on Cable T.V., Channel 6, as follows: Wednesday, December 15, 2004 at 7:00 p.m. and Saturday, December 18, 2004 at 3:00 p.m.
- 4.0 CITY COUNCIL REORGANIZATION / PRESENTATIONS**
- 4.1 Oath Administered to Councilmembers Elect by the Honorable Bert L. Swift, Superior Court Judge.
Elaine Bernal
Joel Klink
- The Honorable Bert L. Swift, Superior Court Judge, administered the oath of office to newly elected Councilmembers Elaine Bernal and Joel Klink.
- 4.2 City Council Selection of Mayor and Mayor Pro Tem
RECOMMENDATION: Receive information; select Mayor and Mayor Pro Tem. City Attorney Munoz presented a staff report. He recommended that the City move the selection of Mayor and Mayor Pro Tem to a date in the future so that the action the Council takes will not be challenged. He said that he believes that the City is in compliance with the letter of the law if they go forward with the action to appoint a Mayor/Mayor Pro Tem.
- The consensus of the City Council was to go forward with the action.
- On a motion of Councilmember Cole, seconded by Councilmember Spear and carried with a 5-0 voice vote, the City Council selected Mayor Pro Tem Dawn Benton, Jr. as Mayor.
- A motion was entertained by Mayor Benton, and seconded by Councilmember Cole to select Councilmember Cole as the Mayor Pro Tem. The voice vote was 3-2 (Klink, Bernal, Spear-no), (Benton, Cole-yes).
- A motion was entertained by Councilmember Klink, and seconded by Councilmember Spear to select Councilmember Spear as the Mayor Pro Tem. The voice vote was a 4-1 vote (Cole-no) and Councilmember Spear was selected as Mayor Pro Tem.
- 4.3 The City Council adopt Resolution No. 04-37 and No. 04-38 recognizing Jim Bagley and Glenn Freshour and make presentations to them.

RECOMMENDATION: The City Council adopt Resolution No. 04-37 and 04-38. and make presentations.

On a motion of Mayor Pro Tem Spear, seconded by Councilmember Cole and carried with a 5-0 roll call vote, the City Council adopted Resolutions No. 04-37 and 04-38 recognizing Jim Bagley and Glenn Freshour.

Mayor Benton presented Jim Bagley and Glenn Freshour with a City Tile, City Flag, and a Resolution in their honor.

Mayor Benton also presented Glenn Freshour with a gavel representing his year as Mayor of the City of Twentynine Palms.

Captain Williams, representing the San Bernardino Sheriff's Department presented Glenn Freshour and Jim Bagley with plaques commemorating their years of service from San Bernardino County Sheriff Gary Penrod.

Mac Dube, Field Representative to Bill Postmus, First District Supervisor, read and presented Jim Bagley and Glenn Freshour with resolutions from the San Bernardino County Board of Supervisors.

City Manager Swigart said that Congressman Jerry Lewis is having entered into the Congressional record his appreciation of Glenn Freshour and Jim Bagley for their service and he is having an American Flag sent to each of them that was raised over the State Capital Building.

Jim Bagley and Glenn Freshour they were also presented with a resolution from the Assembly and the California Legislature signed by Roy Ashburn-18th Senatorial District and Bill Mayes-34th Assembly District.

- 4.4 City Council Committee and Agency Liaison Assignments
RECOMMENDATION: Review Council assignments and appoint Council Members to fill various agency seats.

The City Council discussed the Council assignments, and reached consensus on the following assignments:

PLEASE SEE ATTACHED SHEET REGARDING ITEM 4.4

5.0 PUBLIC COMMENTS

- 5.1 Dan O'Brien, 73452 Sullivan Road, Twentynine Palms said that he is pleased as punch.

Ron Brault, P.O. Box 234, Twentynine Palms, spoke about his opinion of the recent local election.

5.0 LEGISLATIVE /COUNCIL/REDEVELOPMENT AGENCY

- 6.1 City Council Strategic Plan
RECOMMENDATION: Pick the first date to hold Council Strategic Plan Workshop.

City Manager Swigart presented a staff report.

The City Council came to a consensus to have a dinner meeting on Tuesday December 21, 2004 at 6:30 p.m.

- 6.2 Planning Commissioner Reappointment/Appointment
RECOMMENDATION: Reappoint Commissioners Masterson and Stone or Direct Staff to Advertise Vacancies on the Planning Commission.

City Manager Swigart presented a staff report.

Mayor Pro Tem Spear said that he would like to see Commissioner's Masterson and Stone reapply, and he would also like to see the staff advertise for vacancies for 30 days.

The City Council directed staff to advertise for the vacancies on the Planning Commission for thirty days. The sub-committee of Councilmember Cole and Mayor Pro Tem Spear will report to the City Council at the meeting of January 25th or February 8th with their recommendations.

Bill Easter, Twentynine Palms, said that the process should be opened up for other citizens of the community to be part of the Planning Commission process.

- 6.3 Comments from Incoming Councilmembers Bernal and Klink.

Councilmember Klink said thank you to everyone from the bottom of his heart and he said he will do the best job he possibly can. He also wished everyone a very Merry Christmas and a Happy New Year.

Councilmember Bernal thanked everyone from the community for being at the meeting. She said that we need the community and everybody working together to make this thing work. She thanked everybody for their support and assistance and wished Happy Holidays to everyone.

Councilmember Cole added that he attended the Community Thanksgiving Day Service. He said that it fell on the same night that it snowed in Twentynine Palms so I there probably was not as many in attendance as they hoped would be there. However, a lot of people did make it out and he thanked the Ministerial Association for putting the dinner together.

7.0 FUTURE COUNCIL – INITIATED AGENDA ITEMS

- 7.1 Mayor Pro Tem Spear made a motion to request that the action taken by the City Council on January 23, 2004 be repealed. The motion to place this item on a future agenda was seconded by Councilmember Klink.
- 7.2 Mayor Pro Tem Spear made a motion to modify Chapter 19.36 of the Development Code – Main Point of Discussion for the City Council is Home Occupation for Small Business. Councilmember Bernal seconded the motion.
- 7.3 Mayor Pro Tem Spear made a motion to discuss and direct a moratorium to City staff to cease the acquisitions of right-of-way dedications for existing structures and/or developed properties, pending resolution of this right-of-way matter at the Planning Commission level. Ultimately the City Council will have to find a way to implement how the City acquires private property from its residents. Mayor Benton seconded the motion to place this item on a future agenda.

- 7.4 On a motion of Councilmember Spear, seconded by Mayor Benton and carried with a 5-0 voice vote the City Council canceled the December 28, 2004 meeting.

8.0 ADJOURN

- 8.1 The City Council meeting adjourned at 8:50 p.m. to a meeting scheduled for January 4, 2005, at 7:00 p.m.

Respectfully submitted,

Charlene L. Sherwood CMC, City Clerk