

**TWENTYNINE PALMS CITY COUNCIL/REDEVELOPMENT AGENCY
REGULAR MEETING
6136 Adobe Road
Twentynine Palms, CA 92277
www.ci.twentynine-palms.ca.us
Tuesday, October 28 2008
6:00 P.M.**

MINUTES

- 1.0 CALL TO ORDER** - Mayor Bernal called the meeting to order at 6:00 p.m.
PLEDGE OF ALLEGIANCE- Councilmember Harris led the Pledge of Allegiance to the Flag.
INVOCATION – Deacon Lee Rodman of Twentynine Palms Bible Baptist Church gave the Invocation.
ROLL CALL -The following Councilmembers were present: Flock, Harris, Klink, Spear and Mayor Bernal.

- 2.0 SPECIAL RECOGNITION AND PRESENTATIONS** - None

3.0 ANNOUNCEMENTS

- 3.1 Mayor Bernal announced these proceedings will be televised on Cable T.V., Channel 10, as follows: Saturday, November 1, 2008 at 7:00 p.m. and Friday, November 7, 2008 at 5:00 p.m.

4.0 PUBLIC COMMENTS

Merl Travers, Twentynine Palms, said the pedophiles and rapist must leave the City. He said that Recall29 #2 is on its way.

Larry Briggs, Twentynine Palms, asked if everyone had received their new phone Book, referring to the 4 inch phone book delivered this week.

Anonymous, Twentynine Palms, said the agenda is monotonous and routine. He asked why no one made any comments when an item was removed from the agenda to another date. He also said that if he could grade the Council, everyone would get an F.

5.0 COUNCIL COMMENTS

Councilmember Klink reminded everyone to set their clocks back on Saturday night before going to bed for Daylights Saving Time. He said that Jim Ricker and Irene Cruise from the Marine Corp Base presented a nice tour of the Base for people that attended the League of California Cities (LOCC) Desert Mountain Division meeting hosted by Twentynine Palms. He also said that Cindy Villescas, Assistant to the City Manager, was relentless in helping to set up the Desert Mountain Division meeting.

Councilmember Klink also spoke about the 4 inch thick phone books being dropped at people's homes. He said that all of these phone books being

delivered have to stop, and if people do not want them he asked that they put them in their recycle cans.

City Attorney Munoz said that his firm is doing research and strategizing ways to regulate these phone books. He said that he will come back to the City Council for direction.

Mayor Pro Tem Spear apologized to anyone who may have had a problem with his pulling the General Plan item from the agenda at the previous meeting. He said he wanted to give the item the time it deserved. He also encouraged everyone to vote. He said this is a Presidential election and there are many important propositions on the ballot. He said you cannot complain if you do not vote.

Councilmember Flock said he attended the LOCC Desert Mountain Division meeting, and he said the presentation given by Jim Ricker, Community Liaison Officer went very well. He said the Base Expansion meeting at the Junior High School was well attended.

Councilmember Harris said one of the murals had been tagged and he said that anyone who knows anything about the vandalism can report it to the Sheriff's Office or City Hall. He also asked staff to talk with Burrtec about replacing the lids on cans, if Burrtec driver's that are picking up from these cans they should report to Burrtec to replace those cans and not leave them in the poor condition that some of them are in.

Mayor Bernal said there are 6,220 registered voters in Twentynine Palms and reminded the public that Election Day was next Tuesday, November 4, 2008. She said there are five candidates running for Council, Incumbent Joel Klink, John Cole, Katrina Nguyen, Jim Bagley and write in candidate Christopher Verbal. She reminded the public on November 23, 2008 at 6:00 p.m. at Smith's Ranch Community Center there would be an annual community day of Thanksgiving. She also encouraged the public to walk into any of the local businesses in town and said residents may not realize many of the businesses that we have locally.

Councilmember Harris said that the Community Clean Up day on October 25, 2008 had a great turn out and thanked everyone who brought items in and who participated in the Clean Up.

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 register totaling \$223,592.28.

6.3 Approval of Minutes

RECOMMENDATION: The City Council approve the minutes of the October 14, 2008, City Council meeting.

6.4 Treasurer's Report – September 2008

RECOMMENDATION: Receive and file.

6.5 Transfer of Owner Participation Agreement Regarding Rio Ranch Market

RECOMMENDATION: The Redevelopment Agency Board approves the Assignment and Assumption Agreement.

On a motion made by Councilmember Klink, seconded by Councilmember Flock and carried with a 5-0 roll call vote, the City Council approved the Consent Calendar as submitted.

City Manager Michael Tree introduced the new owner of Rio Ranch Market, Mr. Kim.

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

8.0 PUBLIC HEARING - None

9.0 REPORTS, REQUESTS AND COMMUNICATIONS - None

10.0 LEGISLATIVE/COUNCIL/REDEVELOPMENT

10.1 General Plan Analysis

RECOMMENDATION: The City Council directs staff to initiate the next phase of General Plan analysis.

Frank Spevacek, RSG presented a staff report to the City Council.

Councilmember Flock asked what the borders were of the area that RSG had considered.

Mr. Spevacek responded that some of the areas that were looked at were a quarter mile between the National Park boundary and the City limits and said that would be an area that would be considered a buffer zone if they were to buffer between the cities developed area and the National Park boundary. The U.S. geological maps identified the earthquake fault zones within the community using the FEMA flood plain maps where the various 100 year flood plains are within the community.

Councilmember Klink asked if the Marine Corps Base was affected by this with the buffer zone.

Frank Spavacek, RSG responded no.

Nelson Miller, representing Hogle-Ireland, presented a staff report to the City Council.

Councilmember Flock asked what cost was associated with the proposal.

Nelson Miller, representing Hogle-Ireland, responded that for a comprehensive General Plan update a typical figure was \$1.2 million and he said a big part of that cost was producing an environmental document.

Councilmember Flock asked if the City Manager could give insight on how the City could make sure they had safeguards to make sure they got the best price.

City Manager Tree responded that the City could take the proposal and the independent source and look at other proposals in the market place and assure the City Council they are getting the best market rate.

Nelson Miller, representative Hogle-Ireland said a General Plan program typically takes 24 months, but a lot of the process is visioning, which RSG has already worked through. He said he anticipated it would take 12 plus months to get through it.

Mayor Pro Tem Spear asked if there was any legal requirement placed upon the Council to place a comprehensive General Plan update out to the RFP process or was it legal to proceed with Hogle-Ireland if the Council got to that point.

City Attorney Patrick Munoz responded there was not a legal requirement to go out to a bid process.

Mayor Bernal opened the item for public comment.

Stephanie Wiegall, Joshua Tree, Regional Land Use Planner for the Morongo Basin Open Space Group spoke in favor of the item.

Deacon Rodman, Retired United States Marine, Twentynine Palms, asked what he could do to be part of the process.

Mayor Pro Tem Spear said Mr. Rodman's input at the meeting would be taken into consideration as part of the process.

Phillip Block, Twentynine Palms, asked if the normal procedure would be to go through the Planning Commission first or directly through the City Council.

Interim Community Development Director Bulmaro Canseco responded it would go through the public input process such as workshops and then it would go through the Planning Commission and City Council. He said it would be a long process.

On a motion made by Councilmember Klink, seconded by Councilmember Harris, and approved with a 5-0 roll call vote the City Council directed staff to initiate a comprehensive update of the General Plan and requested Hogle-Ireland, Inc. to prepare for City Council consideration a

proposal to update the General Plan and prepare an Environmental Impact Report to address implementation and coordination of programs.

11.0 FUTURE COUNCIL INITIATED ITEMS

Mayor Pro Tem Spear spoke to the City Council regarding a issue residents are having with Burrtec Waste and Recycling with their tax bill and refunds that need to be issued by Burrtec.

12.0 CLOSED SESSION - None

13.0 ADJOURN – Mayor Bernal adjourned the City Council meeting at 7:15 p.m.

Respectfully Submitted,

Charlene L. Sherwood CMC, City Clerk