

TWENTYNINE PALMS CITY COUNCIL/REDEVELOPMENT AGENCY
REGULAR MEETING
6136 Adobe Road
Twentynine Palms, CA 92277
www.29palms.org
Tuesday, September 13, 2011
6:00 p.m.

MINUTES

- 1.0 CALL TO ORDER-** Mayor Harris called the meeting to order at 6:01 p.m.
PLEDGE OF ALLEGIANCE- Dr. Kevin Brewer led the Pledge of Allegiance.
INVOCATION- Dr. Kevin Brewer, Faith in the Word Christian Center gave the Invocation.
ROLL CALL- The following Councilmembers were present: Cole, Corbin, Mintz and Harris. Councilmember Klink had an excused absence.
- 2.0 SPECIAL RECOGNITION AND PRESENTATIONS**
- 2.1 Mayor Pro Tem Cole will present the Cash for Trash checks to the Twentynine Palms High School Cross Country Team
- Mayor Pro Tem Cole presented checks to the Twentynine Palms High School Cross Country Team. He presented checks from the City of Twentynine Palms for \$300, Mike Duncan at Triad for \$100 and Burrtec for \$300.
- 3.0 ANNOUNCEMENTS**
- 3.1 Mayor Harris announced these proceedings will be televised on Cable T.V., Channel 10, as follows: Monday, September 19, 2011 at 6:30 p.m. and Friday, September 23, 2011 at 6:30 p.m.
- 4.0 PUBLIC COMMENTS**
- Jodi Callahan, Executive Director of the Chamber of Commerce, gave updates to the City Council regarding events that were going on in the City and upcoming events.
- Larry Briggs, Twentynine Palms, said he received his first interest check from the RDA.
- 5.0 COUNCIL COMMENTS/BUSINESS**
- Councilmember Mintz said the Master Composter Program at Copper Mountain College is Saturday. He said Councilmember Klink is home in good spirits after having surgery on his shoulder.
- Mayor Pro Tem Cole said he attended the ribbon cutting for the new MMA gym in town and it has a lot of good programs to offer the community. He said he was looking forward to doing something with the solar energy.

Mayor Harris said there was a recent article in the Desert Trail that said the City of Twentynine Palms is at the top of the pack financially. He said previous City Council's along with the new City Council and staff have helped to make this happen by protecting the tax dollars and spending wisely. He thanked Courtney Vaughn for helping him and making sure the Observation Post newspaper was delivered to City Hall weekly.

6.0 CITY COUNCIL/REDEVELOPMENT AGENCY CONSENT CALENDAR

- 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 warrant register totaling \$451,526.10.
- 6.3 Approval of Minutes
RECOMMENDATION: The City Council approve the minutes of the August 23, 2011 regular City Council meeting.
- 6.4 Authorization to Purchase Asphalt Paver and Roller for Street Maintenance
RECOMMENDATION: Authorize the purchase of asphalt paver and roller for street maintenance.
- 6.5 Agreement Between the City of Twentynine Palms and HdL Coren & Cone (HdLCC) for Property Tax Auditing and Consulting Services
RECOMMENDATION: Approve the agreement between the City of Twentynine Palms and HdL Coren & Cone (HdLCC) for property tax auditing and consulting services.

Councilmember Mintz requested item 6.4 be pulled for discussion.

Councilmember Corbin requested item 6.5 be pulled for discussion.

Councilmember Mintz abstained from check number 51.041 due to possible conflict of interest.

ACTION: On a motion made by Councilmember Corbin, seconded Councilmember Mintz and carried with a 4-0-1 (Klink absent) voice 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

- 6.4 Authorization to Purchase Asphalt Paver and Roller for Street Maintenance
RECOMMENDATION: Authorize the purchase of asphalt paver and roller for street maintenance.

Councilmember Mintz said he would like to know how much purchasing this equipment would be saving the City.

City Manager Warne responded the savings would be millions of dollars over time. He said Public Works were able to repave Palm Vista Avenue for \$11,600 which saved the City about \$23,000.

ACTION: On a motion Councilmember Mintz, seconded by Mayor Pro Tem Cole and carried with a 4-0-1 (Klink absent) voice vote, the City Council authorized the purchase of asphalt paver and roller for street maintenance.

- 6.5 Agreement Between the City of Twentynine Palms and HdL Coren & Cone (HdLCC) for Property Tax Auditing and Consulting Services
RECOMMENDATION: Approve the agreement between the City of Twentynine Palms and HdL Coren & Cone (HdLCC) for property tax auditing and consulting services.

Councilmember Corbin suggested trying out the services of HdLCC for one year, but did not think they would be necessary to use after the first year. He said he would like to go with a one year agreement and activate the cancellation clause. He said in Section four (4) authorizing the City Manager to contract \$75,000 worth of additional service in expenditures on top of the \$13,500 was too excessive and he was not in favor of the \$75,000 allowance.

City Manager Warne responded the City Council could do it for less than the five (5) year term and do ongoing monitoring. He said the services of HdLCC offer financial savings and audits property tax revenues collected by the City and verifies information against County records to check for errors. He said the audits sometimes find thousands of dollars in missed property tax revenue. He suggested the City Council change the allowance to \$15,000 which is the City Manager's approval authority.

Consensus of the City Council was to remove section four (4) from the agreement.

City Attorney Munoz responded there is a forty five (45) day cancellation period in the agreement and their motion could include it being brought back in a year.

City Manager Warne said the City Council would receive a copy of the audit report when it became available and the City Council could at that time determine if they want to cancel the services.

ACTION: On a motion made by Councilmember Corbin, seconded by Councilmember Mintz and carried with a 4-0-1 (Klink absent) voice vote, the City Council approved the item with the deletion of item 4, and language enhanced by the City Attorney as discussed, and staff will bring back a report in a year.

8.0 PUBLIC HEARINGS

8.1 PC 11-09 Consideration of a Development Code Amendment to Section 19.48.030 “Accessory Uses in Residential Districts” regarding architectural compatibility

RECOMM4NDATION: Open and conduct the Public Hearing, consider public comment, determine PC 11-09 is Exempt from further environmental review and introduce Ordinance No. 242 approving an amendment to Section 19.48.040 “Accessory Uses in Residential Districts” of the Development Code regarding architectural compatibility.

Community Development Director LaClaire (Director LaClaire) presented a staff report to the City Council.

Mayor Harris opened the Public Hearing.

With no requests to speak from the public Mayor Harris closed the Public Hearing.

Councilmember Corbin requested removing the regulation of removing buildings two hundred (200) square feet or smaller in item “D1”. He said in item “D2” page three (3) to move items “a” and “b” to the list of architectural features. He said at bottom of page three (3), ten (10) foot setback should be adequate. He said on page four (4) item three (3) Multi-Family Residential (RM)/Single Family Residential (RS) Districts, the text goes into Rural Living and there needs to be structural adjustments to that text. He said there needs to be a discussion on RL to discuss if the City wants to concern themselves with architectural compatibility in RL. He said the City should get back to where it started with RL.

City Manager Warne suggested the same standards apply in all zones and everyone in the City will be treated the same.

Councilmember Mintz suggested bringing the item back because he would like Councilmember Klink’s input on the item also.

Director LaClaire clarified he would remove the bold and italicized language from the current staff report so the new language per the discussion will show bold and italicized in the staff report so they will have new choices to make between what was originally proposed and what staff heard this evening.

ACTION: On a motion made by Mayor Pro Tem Cole, seconded by Councilmember Mintz and carried with a 4-0-1 (Klink absent) roll call vote, the City Council continued the item to the October 11, 2011 City Council meeting.

9.0 DEPARTMENTAL REPORTS, REQUESTS AND COMMUNICATION

9.1 Encelia Avenue Pavement Project

RECOMMENDATION: Provide staff with input for the construction of the Encelia Avenue Pavement Project.

City Engineer Pedersen presented a power point presentation to the City Council.

City Manager Warne said Councilmember Klink wanted him to report he favored moving forward with the project.

Wendy Latimore, Twentynine Palms, said she lives on Encelia and favors the idea of the traffic signal at Encelia and Highway 62 but she wanted the Council to be aware that she and her neighbors are concerned that improving the road will create more traffic on Encelia. She said the cars already go too fast up and down the street, and she asked the Council to consider the safety of the citizens.

Mayor Pro Tem Cole suggested posting speed limit signs on the street.

City Engineer Pedersen said the speed limit for a road similar to this would be 35-45 mph and that there aren't enough homes on the street to justify a posted 25 mph speed limit.

ACTION: On a motion made by Councilmember Corbin, seconded by Councilmember Mintz and carried with a 2-2-1 (Cole and Harris no) (Klink absent) roll call vote, the City Council continued the item to the October 11, 2011 City Council meeting.

10.0 LEGISLATIVE/ COUNCIL/ REDEVELOPMENT

10.1 Review Public Arts Advisory Committee (PAAC) Recommendation to Commission a Mobile 29! Public Art Piece and Authorize Project Request for Proposals (RFP) and Construction.

RECOMMENDATION: (1) Review Public Arts Advisory Committee (PAAC) recommendation to commission a Mobile 29! Public Art Piece and (2) authorize project Request for Proposals (RFP) and Construction.

City Manager Warne presented a staff report to the City Council. He said the art piece will be displayed at public events and will be maintained by the Public Works Department.

Chuck Caplinger, spoke on behalf of the PAAC in favor of the item and said the art piece is a part of community pride.

ACTION: On a motion made by Mayor Pro Tem Cole, seconded by Councilmember Mintz and carried with a 4-0-1 (Klink absent) voice vote, the City Council authorized project Request for Proposals (RFP) and Construction.

11.0 FUTURE COUNCIL INITIATED ITEMS

Mayor Harris said he would like staff to take a look at Condor Road going to the old main gate, he said the striping it almost nonexistent and is in desperate need of attention and needs priority.

12.0 CLOSED SESSION- None

13.0 ADJOURN- Mayor Harris adjourned the meeting at 8:20 p.m.

Respectfully Submitted,

Jacqueline Palmer, Deputy City Clerk