

**TOWN OF YUCCA VALLEY
TOWN COUNCIL MEETING MINUTES
FEBRUARY 16, 2010**

Mayor Mayes called the regular meeting of the Town of Yucca Valley Council to order at 5:04 p.m.

Council Members Present: Herbel, Huntington, Luckino, and Mayor Mayes. Council Member Neeb arrived at 6:00 p.m.

CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
Subsection (a) of Section 54956.9(a), Ronald Green and Sharon Green vs. County of San Bernardino, City of Yucca Valley, Case No. CIVMS 800111, Center for Biological Diversity vs. Town of Yucca Valley, Town Council of Yucca Valley, Case No. CIVBS 800607; Coalition for Environmental Integrity in Yucca Valley vs. Town of Yucca Valley, Town Council of the Town of Yucca Valley, Case No. CIVSS 810232, Superior Court of California, County of San Bernardino.
- B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**
Significant exposure to litigation pursuant to Government Code Section 54956.9(b)
1 potential case
- C. Government Code Section 54956.8, Conference with Real Property Negotiators.**
- Property: APN 595-162-08 & 09 South West corner of Joshua Lane and Twentynine Palms Outer Highway
Town of Yucca Valley/Yucca Valley Redevelopment Agency
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations
- Property: APN 598-051-06, 5 acre parcel located at the NW corner Paradise View Rd and Oleander Dr
Michael & Nedelene Wajack/Town of Yucca Valley
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations
- Property: 601-551-17, 1.8 acre parcel located on the north side of Business Center Dr, east of Indio Ave
Don Lander Trust/Town of Yucca Valley
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

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Property: 601-551-16, 1.54 acre parcel located on the north side of Business Center Dr, east of Indio Ave

Don Lander Trust/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 601-551-25, 14.75 acre parcel located on the north side of Yucca Tr., west of La Contenta Rd

Byun/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 585-061-06, 37.75 acre parcel located on the NW corner of Joshua Ln and Warren Vista

Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 585-061-05, 19.48 acre parcel located on the north side of Joshua Ln, west of Warren Vista

Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 595-361-24, 5 acre parcel located on the SE corner of Sage Ave and Sunnyslope Dr.

Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 587-091-50, 7.09 acre parcel located to the west of Sage Ave

White Brothers Investments/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 587-091-51, 17.4 acre parcel located on the west side of Sage Ave

White Brothers Investments/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property 587-091-49, 9.84 acre parcel, located on the south side of 29 Palms Hwy, west of Sage Ave.

White Brothers Investments/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 586-031-36, 594-031-23, 594-041-34, Golf Course, 3 parcels totaling 99.42 acres located on the NW corner of Yucca Tr. and Kickapoo Tr.

Blue Skies Golf, LLC/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 595-071-01, 595-071-02, 595-071-03, 3 parcels totaling 4.68 acres located on the SE corner of Little League Dr and Palm Ave.

Boys and Girls Club/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 595-131-01, 9.1 acre parcel located on the NE corner of Little League Dr and Palm Ave.

Basin Wide Foundation/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 595-071-04 and 595-091-06, 2 parcels totaling 7.8 acres located on the south side of Little League Dr, between Palm Ave and Grand Ave.

Tri Valley Little League/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 597-091-15, 5 acre parcel located on the north side of Skyline Ranch Rd, west of Canyon Lane

Philip Malin/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 597-111-61, 2.3 acre parcel located on the south side of Buena Vista Dr, east of Highway 247

WRW, LLC/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 597-111-42, 2.5 acre parcel located on the south side of Buena Vista Dr, east of Highway 247

George Nudson/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

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Property: 597-111-41, 2.2 acre parcel located on the south side of Buena Vista Dr, east of Highway 247

Bobier Trust/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 597-111-63, 2.01 acre parcel located on the south side of Buena Vista Dr, east of Highway 247

Hensel Financial Inc/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 597-211-05, 556.49 acre parcel located on the east and west of sides of Highway 247, south of Aberdeen Ave

Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 587-252-08 thru 11, 4 parcels totaling 17.26 acres located on the west side of Valley Vista Ave at the southerly terminus

Stephen Mascaro/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 589-361-01 & 589-401-05, Machris Park, 2 parcels totaling 18.48 acres located on the north side of Santa Barbara Dr, east of Hermosa Ave

Yucca Valley Park and Recreation District/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 601-141-06 thru 09, 601-151-22, Paradise Park, 5 parcels totaling 1.67 acres located on the north side of Barron Dr, east of Indio Ave

Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 589-011-30, South Park, 40 acre parcel located on the north side of South Park Rd, west of Black Rock Canyon Rd

Yucca Valley Park and Recreation District/Town of Yucca Valley

John Tooker/Shane Stueckle, Real Property Negotiator

Real Property Negotiations

Property: 594-011-04, North Park, 80 acre parcel located on the north side of Benecia Tr., west of Fairway Dr

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Yucca Valley Park and Recreation/Town of Yucca Valley
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Property: 586-141-08, Jacobs Park located on the NE corner of Hopi Tr. and Onaga Tr.
Morongo Unified School District/Town of Yucca Valley
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Property: APN 586-102-38 & 39, 55405 29 Palms Highway
Richard W Hutchins/Yucca Valley Redevelopment Agency
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Property: 595-162-08 & 09, 2 parcels totaling 2.59 acres located on the SW corner of 29
Palms Hwy and Joshua Lane
Town of Yucca Valley/Yucca Valley Redevelopment Agency
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Property: 587-361-01, 3.16 acre parcel, located on the SW corner of 29 Palms Hwy and
Trojan Way
Betty Hansen/Yucca Valley Redevelopment Agency
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Property: 587-361-02, 1.75 acre parcel, located on the south side of 29 Palms Hwy, west
of Trojan Way
Town of Yucca Valley/Yucca Valley Redevelopment Agency
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Property: 586-121-06, 1.28 acre parcel, located on the NW corner of 29 Palms Hwy and
Hopi Tr.
John Horak/Yucca Valley Redevelopment Agency
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Property: 594-041-13, 1.85 acre parcel located on the NE corner of Yucca Tr. and Miami
Tr.
BE Sorenson Family Partners/Yucca Valley Redevelopment Agency
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

YUCCA VALLEY TOWN COUNCIL MINUTES

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Property: 594-041-12, 2 acre parcel located on the NW corner of Yucca Tr. and Wamego Tr.

DAS Investments/Yucca Valley Redevelopment Agency
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Property: 586-321-11 thru 17, 7 parcels totaling 2.77 acres located on the south side of Yucca Tr., between Elk Tr. and Fox Tr.

Yucca Valley Redevelopment Agency
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Property: 586-321-10, .34 acre parcel located on the east side of Fox Tr., south of Yucca Tr.

Jeff McGowan/Yucca Valley Redevelopment Agency
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Property: 586-321-08 & 09, 2 parcels totaling .68 acre located on the east side of Fox Tr., south of Yucca Tr.

Robert Tenbrook/Yucca Valley Redevelopment Agency
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Property: 595-361-21 & 595-371-11, Town Hall/Community Center, 2 parcels totaling 21.91 acres located on the north side of Antelope Tr., west of Dumosa Ave

Yucca Valley Parks and Recreation District/Yucca Valley Redevelopment agency
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Property: 586-101-06, 586-081-05, 586-101-07, Park N Ride, 3 parcels totaling 6.98 acres located on the NE corner of 29 Palms Hwy and Kickapoo Tr.

Town of Yucca Valley/Yucca Valley Redevelopment Agency
John Tooker/Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Mayor Mayes adjourned to closed session at 5:04 p.m., reconvened to open session 5:35 p.m. and reported there was no reportable action taken.

Mayor Mayes recessed the meeting to 6:00 p.m.

Mayor Mayes reconvened the meeting at 6:10 p.m.

Staff Present: Interim Town Manager Tooker, Deputy Town Manager Stueckle,

Town Attorney Haubert, Administrative Services Director Yakimow, Community Services Director Schooler, Police Lt. Boswell, and Town Clerk Anderson.

PLEDGE OF ALLEGIANCE

Led by Council Member Neeb

PRESENTATIONS, INTRODUCTIONS, RECOGNITIONS

1. Introduction of New Employees

Mayor Mayes introduced Interim Town Manager John Tooker.

Interim Town Manager Tooker commented he hopes his time with the Town is short and productive.

AGENCY REPORTS

Fire Department

2. Monthly Report for January 2010.

Battalion Chief Munsey gave the monthly statistical Fire department report for January 2010. Recommended, after the earthquake in Haiti, that everyone be prepared to take care of themselves and their families and be able to be self sufficient for one week.

Council Member Herbel commented regarding a recent death due to a faulty extension cord. Battalion Chief Munsey advised that smoke detectors save lives and batteries should be changed every time the time changes. It is very easy to overload extension cords and they should not be used.

Chamber of Commerce

3. Monthly Report

Dave Eckenberg, Chamber of Commerce President Elect, gave the monthly statistical report for the Chamber.

APPROVAL OF AGENDA

Council Member Luckino moved to approve the agenda. Council Member Huntington seconded. Motion carried 5-0 on a voice vote.

CONSENT AGENDA

- 4. **Approve**, Special Town Council Meeting minutes of January 6, January 14, January 25, January 26, and February 2, 2010, Regular Town Council Meeting Minutes of February 2, 2010, as presented .
- 5. **Waive**, further reading of all ordinances and read by title only.
- 6. **Receive and file**, the AB 1234 Reporting Requirement Schedule for the month of January 2010
- 7. **Adopt**, Resolution No.10-04 appointing Dani Lassetter, Human Resources and Risk Manager as a Board Member and Curtis Yakimow, Administrative Services Director, as an Alternate Board Member on the Board of Directors of the Public Agency Risk Sharing Authority of California.

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, TO APPOINT TWO REPRESENTATIVES TO THE PUBLIC AGENCY RISK SHARING AUTHORITY OF CALIFORNIA BOARD OF DIRECTORS

- 8. **Review and approve**, the proposed FY 2010-11 & 2011-12 Budget Preparation Calendar
- 9. **Ratify**, Warrant Registers in the amount of \$356,400.87 for checks dated January 28, 2010. Ratify the Payroll Registers in the amount of \$161,257.66 dated February 5, 2010.

Council Member Neeb moved to adopt Consent Agenda Items 4-9. Council Member Huntington seconded. Motion carried 5-0 on a roll call vote.

- AYES:** Council Member Herbel, Huntington, Luckino, Neeb and Mayor Mayes.
- NOES:** None
- ABSTAIN:** None
- ABSENT:** None

FUTURE AGENDA ITEMS

Council Member Herbel requested that Council consider requiring businesses to recycle. Administrative Services Director Yakimow advised that staff is currently reviewing the contract with Burrtec, and can bring the back information regarding where we are in the process and a timeline. That can be placed on the Town Council agenda of March 16, 2010.

PUBLIC COMMENT

Charles McHenry, Yucca Valley, commented regarding the damage to Church Street north of

Navajo during the rains due to run off from the Mesquite 55 project.

STAFF REPORTS AND COMMENTS

Deputy Town Manager Stueckle advised that Church Street, north and south, is currently a budgeted capital project which is in the property acquisition phase. He advised the Mesquite 55 project is not complete and staff will be meeting with the owner next week to discuss the status.

MAYOR AND COUNCIL MEMBER REPORTS AND COMMENTS

10. Council Member Luckino

Thanked Mr. McHenry for bringing up the issue on Church Street.

Commented regarding the Town's disaster preparedness information, noting there is a recommendation from NIMS and SIMS that a member of the elected body be certified. Requested that Staff look into the possibility of having someone on the Council become certified.

Welcomed to Interim Town Manager Tooker.

11. Council Member Huntington

Welcomed Interim Town Manager Tooker to the dais.

Reported regarding attendance at the City/County Animal Services JPA meeting discussing the draft RFP for Architecture and Engineering of the facility noting after some modifications, the RFP will be advertised by the end of the month with bid opening by the end of April. Insurance was also discussed.

Reported regarding attendance at the Mojave Desert/Mountain Solid Waste Management JPA. The Authority approved a Resolution regarding product stewardship to make the manufacturer responsible for disposing of the waste their product generates, which will hopefully result in more thought going into the design and application of products. He also advised of a revision to the California Green Building Code that will take effect in January, 2011, that will affect our local builders. The revision is very extensive and will require diversion of 50% construction waste from the landfill. Recommended having a local training session for the Town's planners and contractors. There was also discussion regarding beverage container recycling legislation.

12. Council Member Neeb

Welcomed Interim Town Manager Tooker noting it is great to have him here with us.

13. Mayor Pro Tem Herbel

Welcomed Interim Town Manager Tooker

14. Mayor Mayes

Commented that he did go up and view the flood issues on Church Street, adding there are also other places within the Town limits that have as much devastation at that area. We live in a true valley and do not have proper flood control in place. This has been an issue for a very long time and needs to be addressed.

Commented it is a pleasure to have Interim Town Manager Tooker working for the Town and he is glad he wanted to come up here.

ANNOUNCEMENTS

Next Town Council Meeting, Tuesday, March 2, 2010.

ADJOURNMENT

There being no further business the meeting was adjourned at 6:35 p.m.

Respectfully submitted,

Jamie Anderson, MMC
Town Clerk