

**TOWN OF YUCCA VALLEY
TOWN COUNCIL MEETING MINUTES
APRIL 6, 2010**

Mayor Mayes called the regular meeting of the Town of Yucca Valley Council to order at 5:05 p.m.

Council Members Present: Herbel, Huntington, Luckino, Neeb and Mayor Mayes.

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.
- B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**
Significant exposure to litigation pursuant to Government Code Section 54956.9(b) 1 potential case
- C. Closed Session pursuant to Government Code Section 54957, Public Employment (Town Manager Recruitment)**

Mayor Mayes adjourned to closed session at 5:05 p.m., returned to open session at 5:40 p.m. and advised there was no reportable action taken.

Mayor Mayes reconvened the meeting at 6:20 p.m.

Staff Present: Interim Town Manager Tooker, Deputy Town Manager Stueckle, Asst. Town Attorney Layman, Administrative Services Director Yakimow, Community Services Director Schooler, Police Lt. Boswell, and Town Clerk Anderson.

PLEDGE OF ALLEGIANCE

Led by Council Member Huntington

INVOCATION

Led by Mike Kelliher, Joshua Springs Calvary Chapel

PRESENTATIONS, INTRODUCTIONS, RECOGNITIONS,

- 1. Presentation to Dennis McKoy for service on the Planning Commission**

Mayor Mayes presented a plaque to Dennis McKoy for his dedicated service on the

Planning Commission from 2002 to 2010

2. Dave Miller Recognition

Mayor Mayes read a proclamation in honor of Dave Miller, former Hi Desert Star Sports Writer, who passed away recently. He will be missed.

3. Employee of the Quarter

Presented to Chris Lewis Code Compliance Technician

4. Longevity awards.

Presented to Dani Lassetter Human Resources/Risk Manager for 5 years service, Joyce Martini Skilled Maintenance Worker II – Parks for 10 years service, and Bill Carter, Skilled Maintenance Worker II – Streets for 15 years.

AGENCY REPORTS

Hi Desert Water District

5. Monthly Report for April 2010.

Joseph Glowitz gave the monthly wastewater report for April 2010.

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

- 6. Approve,** Regular Town Council Meeting Minutes of March 16, 2010 as presented.
- 7. Waive,** further reading of all ordinances and read by title only.
- 8. Adopt,** Ordinance No. 208, amending Chapter 2.05, Section 180 (A) Council Agenda, of Title 2 of the Town of Yucca Valley Municipal Code.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, AMENDING SECTION 180(A) OF CHAPTER 2.05 OF TITLE 5 OF THE TOWN OF YUCCA VALLEY MUNICIPAL CODE RELATING TO COUNCIL AGENDA

- 9. Approve**, the Town’s Project Application to Cal EMA – California Emergency Management Agency for participation in the California Disaster Assistance Act (CDAA), and **Adopt**, Resolution No.10-07 designating the Town’s Authorized Agency concerning all necessary written correspondence regarding the Town’s Project Application and any other related forms regarding the January 17, 2010 through February 6, 2010 storm event and the related local declaration of a state of emergency.

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, FOR DESIGNATION OF APPLICANT’S AGENT FOR THE OFFICE OF EMERGENCY SERVICES

- 10. Authorize**, the Director of Administrative Services to file a claim with the San Bernardino County Associated Governments (SANBAG) for Local Transportation Funds (LTF) in the amount of \$59,340 for Local Streets & Roads
- 11. Accept and file**, the General Plan 2009 Annual Report.
- 12. Ratify**, Warrant Registers in the amount of \$999,266.21 for checks dated March 11, 2010 to March 25, 2010. Ratify Payroll Register total of \$168,898.32 dated March 19, 2010.

Council Member Neeb moved to adopt Consent Agenda Items 6-12. Council Member Luckino 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

DEPARTMENT REPORTS

- 13. FY 2009-10 Mid-year Budget Report.**

Administrative Services Director Yakimow advised the projected year end results are in line with the FY 2009-10 amended budget, so there are no proposed amendments at this time. He noted it will be a difficult budget cycle next year.

Council Member Luckino commented regarding the sales tax generated in Yucca Valley and the fact that projects put money into the community. He questioned if the budget for the light at SR 62/247 will include the left turn signal. Deputy Town Manager Stueckle advised that it will.

Mayor Mayes requested information regarding revenue and expenditure projections. Administrative Services Director Yakimow advised that property tax is the big question,

sales tax is expected to be down $\pm 5\%$, and we expect VLF to be flat or down. Staff will probably have better clarity in May. It would be unlikely if we see another 9% decline but staff would be concerned if more there is more than a 3% decrease. With regard to expenditures, we will have some decrease from some of the changes made last year, but they will be offset by some increases such as to the Sheriff's Contract and the School District not funding the School Resource Officer.

Council Member Neeb moved to receive and File the Mid-year Budget Report. Council Member Herbel seconded. Motion carried 5-0 on a voice vote.

FUTURE AGENDA ITEMS

Council Member Luckino requested that Council adopt a Resolution supporting the repeal of AB 32. Council did not agree.

PUBLIC COMMENT

None

STAFF REPORTS AND COMMENTS

None

MAYOR AND COUNCIL MEMBER REPORTS AND COMMENTS

14. Council Member Luckino

Congratulated and thanked Dennis McKoy for his service to the Town.

Congratulated Code Compliance Technician Lewis, Human Resources/Risk Manager Lassetter, Skilled Maintenance Worker II – Parks Martini and Skilled Maintenance Worker II – Streets Carter. He added that the Council can not carry out policy with out them.

Advised that Senator Dutton brought up looking at AB 32 noting he supports the bill in concept, but the average cost for businesses to comply will cost \$40,000 on average. This is not the time for the legislation to be implemented because the burden is way too high in this economy.

15. Council Member Huntington

Echoed Council Member Luckino comments regarding Dennis McKoy noting he served

with him on the Planning Commission for 6 of his 7 years.

Congratulated Code Compliance Technician Lewis, Human Resources/Risk Manager Lassetter, Skilled Maintenance Worker II – Parks Martini and Skilled Maintenance Worker II – Streets Carter

Reminded everyone that Saturday is Town clean up and free dump day. The Town's collection site will be on the lot at the northwest corner of SR 62 and Hilton.

16. Council Member Neeb

Thanked Dennis McKoy for his years of service, and expressed appreciation for the hard work he put in.

Commented regarding Dave Miller's dedication to the community

Thanked staff for their hard work and dedication

Commented regarding San Bernardino CAO Greg Devereaux 's explanation of what he thinks economic development is. And requested that he be approached to attend a future Council Meeting.

17. Mayor Pro Tem Herbel

Thanked Administrative Services Director Yakimow for a very good mid year budget report.

Congratulated Code Compliance Technician Lewis, Human Resources/Risk Manager Lassetter, Skilled Maintenance Worker II – Parks Martini and Skilled Maintenance Worker II – Streets Carter and thanked them for all their hard work.

Thanked you Dennis McKoy for all the years he spent on the Planning Commission.

Advised she is gathering signatures for a League of California Cities initiative concerning keeping the State from raiding or borrowing local funds. She hopes to bring a resolution back to the Council in support of the ballot measure.

Reported regarding attendance at a 2+2 committee with the Homestead Valley Community Council, and appearance as a guest speaker at a Yucca Mesa Improvement Association meeting. The Town's relationship and communication with the Mesa has improved.

Thanked the community for coming out to talk about the PFF building, noting their input is important.

18. Mayor Mayes

Congratulated staff members receiving longevity awards and Employee of the Quarter, noting the Council is thankful for the Town's employees dedication and hard work.

Commented regarding AB 32 noting he shares Council Member Luckino's concern regarding the cost that will be imposed on California businesses, however he has a difficult time bringing forward a resolution for support or opposition without looking at the legislation first. The corresponding SB 375 will also have high costs for everyone, including local government.

ANNOUNCEMENTS

Next Town Council Meeting, Tuesday, April 20, 2010.

ADJOURNMENT

There being no further business the meeting was adjourned at 7:05 p.m.

Respectfully submitted,

Jamie Anderson, MMC
Town Clerk