

**TOWN OF YUCCA VALLEY
TOWN COUNCIL MEETING MINUTES
MAY 26, 2009**

Mayor Luckino called the regular meeting of the Town of Yucca Valley Council to order at 5:00 p.m.

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

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. Government Code Section 54956.8, Conference with Real Property Negotiators.

Property: APN 586-031-36, 594-031-09 & 23, 595-041-34 & 35; 55100 Martinez Trail Blue Sky Golf LLC/Town of Yucca Valley
Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Property: APN 594-061-08; Pioneertown Road, approximately 200' north of Yucca Trail Morongo Basin Humane Society/Town of Yucca Valley
Shane Stueckle, Real Property Negotiator
Real Property Negotiations

Mayor Luckino adjourned to Closed Session at 5:01 p.m. and reconvened at 5:22 p.m. with no reportable action taken. The meeting was recessed until 6:00 p.m.

Mayor Luckino reconvened the meeting at 6:00 p.m. with all members present except for excused Council Member Herbel.

Staff Present: Town Manager Takata, Town Attorney Haubert, Public Works Director da Rosa, Community Services Director Schooler, Administrative Services Director Yakimow, Police Lt. Mondary, and Deputy Town Clerk Kim.

PLEDGE OF ALLEGIANCE

Led by Mayor Luckino.

INVOCATION

Led by Mike Kelliher, Joshua Springs Calvary Chapel

PRESENTATIONS, INTRODUCTIONS, RECOGNITIONS

1. Longevity Awards

Mayor Luckino presented Town Manager Takata with a 5 Year Longevity Pin.

2. Presentation to Retirees

Mayor Luckino presented plaques and thanked Community Services Supervisor Frank Sheckler for 10 years of service, Maintenance Worker II Steve Pritchard for 12 years of service, Public Works Supervisor Dennis Armbruster for 13 years of service, and Jimmy Gleason for 17 years of service on behalf of the Council.

AGENCY REPORTS

Hi - Desert Water District

3. Monthly Wastewater Treatment System Update

No report given.

Chamber of Commerce

4. Chamber Report

Yucca Valley Chamber of Commerce President Collins gave a PowerPoint presentation of the Yucca Valley Chamber of Commerce 2008/09 Annual Report.

APPROVAL OF AGENDA

Council Member Huntington moved to approve the agenda. Council Member Neeb seconded. Motion carried 4-0-1 on a voice vote with Council Member Herbel absent.

CONSENT AGENDA

5. **Approve**, Minutes of Regular Town Council Meetings of May 12, 2009 (No changes to minutes were made, but approval of minutes to include as comments Margo Sturges' email printout dated May 26, 2009 to Town Manager Takata.)
6. **Waive**, further reading of all ordinances and read by title only.
7. **Adopt**, Flood Plain Management Ordinance No. 201, Request from State Department of Water Resources for Ordinance Update.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, REPEALING AND REENACTING CHAPTER 8.04 OF TITLE 8 OF THE TOWN OF YUCCA VALLEY MUNICIPAL CODE RELATING TO IMPLEMENTING THE POLICIES AND PROCEDURES FOR THE FEDERAL EMERGENCY MANAGEMENT AGENCY NATIONAL FLOOD INSURANCE PROGRAM

8. **Amend**, the 2008/2009 Budget appropriating \$120,000 for the Strategic Plan priority of updating the Development Code.
9. **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 \$167,215, and amend the FY 2008-09 fiscal year budget in Fund 516 to reflect the decreased LTF revenue.
10. **Approve**, Resolution No. 09-15 designating the Town Engineer as the Disadvantage Business Enterprise Liaison Officer (DBELO) for the Disadvantage Business Enterprise (DBE) Program.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, APPROVING THE DISADVANTAGE BUSINESS ENTERPRISE PROGRAM AND DESIGNATING THE TOWN ENGINEER AS THE DISADVANTAGE BUSINESS ENTERPRISE LIAISON OFFICER

11. **Approve**, the advance funding of the July – September 2009 Boys and Girls Club partnership payment in the amount of \$12,000.
12. **Ratify**, Warrant Registers in the amount of \$537,755.22 for checks dated May 8, 2009. Ratify Payroll Registers in the amount of \$337,724.71 dated May 1, 2009 through May 15, 2009.

Council Member Mayes moved to adopt Consent Agenda Items 5-12. Council Member Neeb seconded. Motion carried 4-0-0-1 on a roll call vote. Council Member Herbel was

absent.

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

PUBLIC HEARINGS

13. Annual Code Compliance Tax Lien Hearing, Public Nuisances Abated at Town’s Expense, Placement of Liens on the Tax Roll

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, CONFIRMING STATEMENTS OF COSTS AGAINST REAL PROPERTY LOCATED IN THE TOWN OF YUCCA VALLEY FOR ABATEMENTS OF PUBLIC NUISANCES AND DIRECTING THAT SAID STATEMENTS OF COSTS CONSTITUTE A LIEN UPON SAID PROPERTIES

Supervising Code Compliance Officer Megli gave the staff report.

Mayor Pro Tem Luckino opened the Public Hearing and as there was no one to speak, he closed the hearing.

Council Member Neeb moved to adopt Resolution No. 09-16, placing tax liens on the FY 2009/2010 San Bernardino County Tax Rolls. Council Member Mayes seconded. Motion carried 4-0-0-1 on a roll call vote. Council Member Herbel was absent.

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

DEPARTMENT REPORTS

14. Council Seniority

Item tabled until the meeting when all Council Members are present.

PUBLIC COMMENT

William Hampton, Landers, commented regarding the Morongo Unified School District.

STAFF REPORTS AND COMMENTS

Administrative Services Director Yakimow commented that the staff will keep the Council apprised of the state funding concerns as they arise.

Town Manager Takata complimented the Community Services staff for a successful Grubstakes event. Thanked the Council, staff and community for the past five years and looks forward to many more years.

Police Lt. Mondary thanked the Yucca Valley Rotary Club fundraising at the Grubstakes event to sponsor the Explorers Program.

MAYOR AND COUNCIL MEMBER REPORTS AND COMMENTS

15. Council Member Huntington

Congratulated and thanked the retirees and Town Manager Takata for years of service to the community. Thanked the staff and the Chamber for an excellent Grubstakes Day.

16. Council Member Neeb

Commented on the SANBAG Measure I meeting in Apple Valley.

17. Council Member Herbel

Absent

18. Mayor Pro Tem Mayes

Congratulated and thanked the retirees stating they will be missed greatly. Thanked Town Manager Takata for five years of service.

19. Mayor Luckino

Wished all the retirees well, thanking them for their service and stating they will be missed.

ANNOUNCEMENTS

Next Town Council Meeting, Tuesday, June 9, 2009.

ADJOURNMENT

There being no further business, the meeting was adjourned at 6:55 p.m.

Respectfully submitted,

YUCCA VALLEY TOWN COUNCIL MINUTES

May 26, 2009

Christine E. Kim, CMC
Deputy Town Clerk