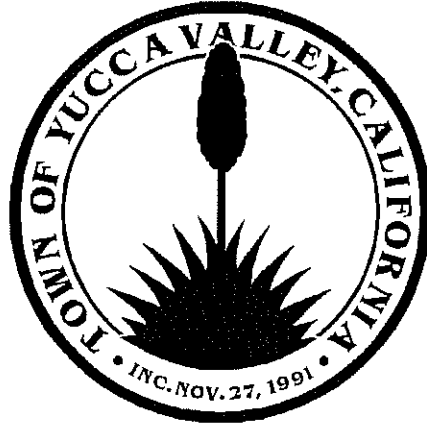


TOWN OF YUCCA VALLEY
TOWN COUNCIL MEETING



*The Mission of the Town of Yucca Valley is to
provide a government that is responsive to its citizens
to ensure a safe and secure environment
while maintaining the highest quality of life.*

**TUESDAY, SEPTEMBER 6, 2011
TOWN COUNCIL: 6:00 p.m.
YUCCA VALLEY COMMUNITY CENTER
YUCCA ROOM
57090 - 29 PALMS HIGHWAY
YUCCA VALLEY, CALIFORNIA 92284**

**CLOSED SESSIONS
YUCCA VALLEY TOWN HALL CONFERENCE ROOM
57090 - 29 PALMS HIGHWAY
YUCCA VALLEY, CALIFORNIA 92284**

* * * *

TOWN COUNCIL
*George Huntington, Mayor
Dawn Rowe, Mayor Pro Tem
Merl Abel, Council Member
Isaac Hagerman, Council Member
Robert Lombardo, Council Member*

* * * *

**TOWN ADMINISTRATIVE OFFICE:
760-369-7207
www.yucca-valley.org**

**AGENDA
MEETING OF THE
TOWN OF YUCCA VALLEY COUNCIL
TUESDAY, SEPTEMBER 6, 2011, 6:00 P.M.**

The Town of Yucca Valley complies with the Americans with Disabilities Act of 1990. If you require special assistance to attend or participate in this meeting, please call the Town Clerk's Office at 760-369-7209 at least 48 hours prior to the meeting.

An agenda packet for the meeting is available for public view in the Town Hall lobby and on the Town's website, www.yucca-valley.org, prior to the Council meeting. Any materials submitted to the Agency after distribution of the agenda packet will be available for public review in the Town Clerk's Office during normal business hours and will be available for review at the Town Council meeting. Such documents are also available on the Town's website subject to staff's ability to post the documents before the meeting. For more information on an agenda item or the agenda process, please contact the Town Clerk's office at 760-369-7209 ext. 226.

If you wish to comment on any subject on the agenda, or any subject not on the agenda during public comments, please fill out a card and give it to the Town Clerk. The Mayor/Chair will recognize you at the appropriate time. Comment time is limited to 3 minutes.

**(WHERE APPROPRIATE OR DEEMED NECESSARY, ACTION MAY BE TAKEN
ON ANY ITEM LISTED IN THE AGENDA)**

OPENING CEREMONIES

CALL TO ORDER

ROLL CALL: Council Members Abel, Hagerman, Lombardo, Rowe and Mayor Huntington.

PLEDGE OF ALLEGIANCE

PRESENTATIONS, INTRODUCTIONS, RECOGNITIONS

1. Longevity Awards

APPROVAL OF AGENDA

Action: Move _____ 2nd _____ Voice Vote _____

CONSENT AGENDA

- 1-13 2. Regular Town Council Meeting Minutes of August 16, 2011.

Recommendation: Approve minutes as presented.

3. Waive further reading of all ordinances (if any in the agenda) and read by title only.

Recommendation: Waive further reading of all ordinances and read by title only.

- 14-21 4. Facility Use Agreement – Boys and Girls Club of the Hi Desert.

Recommendation: Approve the Facility Use Agreement with the Boys and Girls Club of the Hi Desert.

- 22-28 5. Ordinance Authorizing the Levy of a Special Tax Within Community Facilities District No. 11-1

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN COMMUNITY FACILITIES DISTRICT NO. 11-1

Recommendation: Adopt the Ordinance.

- 29-31 6. Traffic Speed Surveys, Juarez Drive, Between Palomar and Joshua Lane, Retain Existing Posted Speed of 35 Miles Per Hour, Ordinance

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, AMENDING TITLE 12 OF THE TOWN OF YUCCA VALLEY MUNICIPAL CODE BY AMENDING SECTION 12.20.020 ENTITLED “CHANGES IN STATE LAW SPEED LIMITS” OF CHAPTER 12.20 OF THE TOWN OF YUCCA VALLEY MUNICIPAL CODE ESTABLISHING SPEED LIMIT

Recommendation: Adopt the Ordinance

- 32-35 7. Assembly Bill 1X 27 Ordinance Continuing the Town of Yucca Valley Redevelopment Agency

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, DETERMINING IT WILL COMPLY WITH THE VOLUNTARY ALTERNATIVE REDEVELOPMENT PROGRAM PURSUANT TO PART 1.9 OF DIVISION 24 OF THE CALIFORNIA

HEALTH AND SAFETY CODE IN ORDER TO PERMIT THE CONTINUED
EXISTENCE AND OPERATION OF THE REDEVELOPMENT AGENCY
OF THE TOWN OF YUCCA VALLEY

Recommendation: Adopt the Ordinance.

36-51 8. Warrant Register September 6, 2011

Recommendation: Ratify the Warrant Register total of \$743,393.31 for checks dated August 11, 2011 through August 25, 2011. Ratify Payroll Registers total of \$324,270.25 for checks dated August 3, 2011 through August 19, 2011.

All items listed on the consent calendar are considered to be routine matters or are considered formal documents covering previous Town Council instruction. The items listed on the consent calendar may be enacted by one motion and a second. There will be no separate discussion of the consent calendar items unless a member of the Town Council or Town Staff requests discussion on specific consent calendar items at the beginning of the meeting. Public requests to comment on consent calendar items should be filed with the Town Clerk/Deputy Town Clerk before the consent calendar is called.

Recommendation: Adopt Consent Agenda (items 2-8)(roll call vote)

Action: Move _____ 2nd _____ Roll Call Vote _____

DEPARTMENT REPORTS

52-82 9. Development Code Update-Phase 1, Draft Guiding Principles, Issues and Intent
Staff Report

Recommendation: Approve and adopt the Development Code Guiding Principles, Issues and Intent.

Action: Move _____ 2nd _____ Voice Vote _____.

POLICY DISCUSSION

FUTURE AGENDA ITEMS

PUBLIC COMMENTS

In order to assist in the orderly and timely conduct of the meeting, the Council takes this time to consider your comments on items of concern which are on the Closed

Session or not on the agenda. When you are called to speak, please state your name and community of residence. Notify the Mayor if you wish to be on or off the camera. Please limit your comments to three (3) minutes or less. Inappropriate behavior which disrupts, disturbs or otherwise impedes the orderly conduct of the meeting will result in forfeiture of your public comment privileges. The Town Council is prohibited by State law from taking action or discussing items not included on the printed agenda.

STAFF REPORTS AND COMMENTS

MAYOR AND COUNCIL MEMBER REPORTS AND COMMENTS

10. Council Member Lombardo
11. Council Member Abel
12. Council Member Hagerman
13. Mayor Pro Tem Rowe
14. Mayor Huntington

ANNOUNCEMENTS

Time, date and place for the next Town Council meeting.

Next Town Council Meeting, Tuesday, September 20, 2011, 6:00 p.m.

CLOSED SESSION

CLOSING ANNOUNCEMENTS

ADJOURNMENT

**TOWN OF YUCCA VALLEY
TOWN COUNCIL MEETING MINUTES
AUGUST 16, 2011**

Mayor Huntington called the meeting to order at 6:00 p.m.

OPENING CEREMONIES

Council Members Present: Abel, Lombardo, Rowe and Mayor Huntington. Council Member Hagerman was out of Town

Staff Present: Town Manager Nuaimi, Deputy Town Manager Stueckle, Town Attorney Laymon, Community Services Director Schooler, Administrative Services Director Yakimow, Police Lt. Boswell, and Town Clerk Anderson

PLEDGE OF ALLEGIANCE

Led by Mayor Huntington

AGENCY REPORTS

Fire Department

1. Monthly Report for July 2011

Chief John Salvate South County Division Chief introduced Battalion Chief Gary Bush who replaces Battalion Chief Munsey in this area. He presented the statistical Fire Department report for July, 2011.

Chamber of Commerce

2. Monthly Report for July 2011

Vickie Bridenstine, Chamber President, gave the monthly statistical Chamber of Commerce report for July, 2011.

APPROVAL OF AGENDA

Council Member Rowe moved to approve the agenda. Council Member Lombardo seconded. Motion carried 4-0-1 on a voice vote with Council Member Hagerman absent.

CONSENT AGENDA

- 3. **Approve**, Regular Town Council Meeting Minutes of August 2, 2011, as presented.
- 4. **Waive**, further reading of all ordinances and read by title only.
- 5. **Approve**, the Amendment to the Subdivision Improvement Agreement, extending the period of time for completion of improvements an additional thirty-six (36) months through November 22, 2013, Tract Map 16587, Northeast Corner of Acoma Trail and Zuni Trail
- 6. **Authorize**, the purchase of fleet vehicle fuel from Morongo Unified School District for fiscal year 2011/2012, and waive the formal bidding procedures as the Town Council finds that adherence to the method of the purchasing procedures (Chapter 3.12) would be inefficient, impractical and unnecessary.
- 7. **Approve**, the expenditure of \$24,900 for the continuation of the Town’s Heating, Ventilation and Air Conditioning (HVAC) maintenance agreement with Honeywell Building Solutions through June 30, 2012.
- 8. **Approve**, the operational agreement between the Town of Yucca Valley and Morongo Basin Unity Home, Inc.
- 9. **Ratify**, the Warrant Register total of \$300,724.56 for checks dated July 22, 2011 through August 3, 2011. Ratify Payroll Registers total of \$159,886.61 for checks dated July 22, 2011.

Council Member Lombardo moved to adopt Consent Agenda Items 3-9. Council Member Rowe seconded. Motion carried 4-0-1 on a roll call vote.

AYES: Council Member Abel, Lombardo, Rowe and Mayor Huntington.
NOES: None
ABSTAIN: None
ABSENT: Council Member Hagerman

PUBLIC HEARING

- 10. **Formation of Community Facilities District No. 11-1, Warren Vista Shopping Center; CUP-01-08/Parcel Map 19103, Resolutions and Ordinance**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY FOR THE FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 11-1, AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN THE DISTRICT,

PRELIMINARILY ESTABLISHING AN APPROPRIATIONS LIMIT FOR THE DISTRICT, AND SUBMITTING THE LEVY OF THE SPECIAL TAX TO THE QUALIFIED ELECTORS OF THE DISTRICT

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY SETTING A DATE FOR AN ELECTION ON THE COMMUNITY FACILITIES DISTRICT NO. 11-1 SPECIAL TAX LEVY FOR FY 2011/12 AND THE ESTABLISHMENT OF AN APPROPRIATIONS LIMIT FOR THE TOWN OF YUCCA VALLEY COMMUNITY FACILITIES DISTRICT NO. 11-1

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, DECLARING RESULTS OF THE SPECIAL ELECTION AND DIRECTING RECORDING OF THE NOTICE OF SPECIAL TAX LIEN

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN COMMUNITY FACILITIES DISTRICT NO. 11-1

Mayor Huntington announced this is the time and place for the holding of a public hearing on the formation of Community Facilities District No. 11-1 (Warren Vista Shopping Center) of the Town of Yucca Valley, and declared the hearing open. He questioned if the Town Clerk has proof of publication and mailing of the hearing notice. Town Clerk Anderson advised that proof of publication and mailing are on file in the Clerk's office. They show notices were published and mailed in a timely manner. Mayor Huntington questioned if there have been any written protests filed with the Clerk against formation of the District or issuance of bonds. Town Clerk Anderson advised the Clerk's office has received no written protests. Mayor Huntington called for the staff report.

Deputy Town Manager Stueckle gave the staff report contained in the packet and presented a PowerPoint presentation. The nature of the Conditional Use Permit and Parcel Map is such that traffic and storm drainage waters directly attributable to the project cannot be sufficiently identified to meet the requirements of an assessment district. The Community Facilities District is a more flexible approach that allows the Town of Yucca Valley to recover 100% of the maintenance costs created by the new infrastructure constructed as part of the development project. The district includes maintenance of storm drainage, storm water management, and drainage system facilities, all public pedestrian or bicycle pathways, landscaping, including median landscaping, irrigation and appurtenant facilities, public lighting including street lights and traffic signals, public streets including pavement, traffic control devices, landscaping and other public improvements installed within the public right way, and Town and County costs associated with the setting, levying and collection of the special tax and in the administration of the district including the contract administration. It does

not include bonds, debt financing, infrastructure financing or any property or property owner outside of the Warren Vista Center.

Mayor Huntington questioned if there was anyone present who wishes to address the Council on this matter. As no one appeared to speak, he asked if any member of the Town Council has any comments or questions.

Council Member Rowe questioned the information on slide 4 of the PowerPoint presentation. Deputy Town Manager Stueckle advised that is a chart of comparison of all the assessment districts that have been developed in Town.

Council Member Lombardo commented that electric and water rates are expected to rise noting the increase may be more than COLA. He questioned if there is anything allowing more of an increase in the assessment to cover those. Deputy Town Manager Stueckle advised any increase in the assessment is capped by 4% or CPI, whichever is greater.

Mayor Huntington closed the public hearing.

Town Clerk Anderson presented the Resolution Establishing the District and the Resolution Calling the Special Tax Election for adoption.

Council Member Lombardo moved to adopt Resolution No. 11-38 establishing Community Facilities District No. 11-1, and Resolution No. 11-39 Calling a Special Tax Election. Council Member Rowe seconded. Motion carried 4-0-1 on a roll call vote.

- AYES:** Council Member Abel, Lombardo, Rowe and Mayor Huntington.
- NOES:** None
- ABSTAIN:** None
- ABSENT:** Council Member Hagerman

Town Clerk Anderson reported regarding delivery and receipt of the special election ballot, noting it establishes that the measure submitted at the Special Election called by Resolution No. 11-39 passed on a vote of 1-0, and presented a Resolution declaring results of the election, and levy of the special taxes.

Council Member Abel moved to adopt Resolution No. 11-40 declaring the results of the election. Council Member Lombardo seconded. Motion carried 4-0-1 on a roll call vote.

- AYES:** Council Member Abel, Lombardo, Rowe and Mayor Huntington.
- NOES:** None

ABSTAIN: None

ABSENT: Council Member Hagerman

Town Clerk Anderson read the title of the Ordinance authorizing the levy of the Special Tax.

Council Member Lombardo moved to introduce the Ordinance. Council Member Abel seconded. Motion carried 4-0-1 on a roll call vote.

AYES: Council Member Abel, Lombardo, Rowe and Mayor Huntington.

NOES: None

ABSTAIN: None

ABSENT: Council Member Hagerman

DEPARTMENT REPORTS

11. 2011/2012 Town-Wide Slurry & Cape Seal Project, Rejection of Bid Protests, Waiver of Minor Bid Defects and Supporting Findings, Award of Construction Contract, Budget Amendment, 2011 Town-Wide Slurry Seal project Bid.

Deputy Town Manager Stueckle gave the staff report and PowerPoint presentation. Six bids were received, ranging from \$1,044,393.73 to \$1,246,367. Upon receipt of a bid protest filed by American Asphalt South, Inc., staff reviewed the bid documents and recommends the Council reject the bid protest and find that the Roy Allan Slurry Seal, Inc. bid substantially conforms to the Call for Bids and the defects in the bid, cited by the bid protests, cannot have affected the amount of the bid nor that any bidder was given an advantage or benefit not allowed other bidders. Nothing alleged in the bid protest relates to, or impacts, the issue of bidder responsibility as such omissions are inconsequential and are apparent typographical or technical omissions. However, the Town Council retains the discretion to reject all bids and direct staff to rebid the project, and retains the discretion to uphold the bid protest and instruct staff to disqualify the Roy Allan bid and bring forward a recommendation to award to the next lowest, responsible and responsive bidder.

Council Member Abel stated that rebidding the project would not accomplish anything more than to delay the project which would probably come in the same, and questioned if this is a vendor known to the Town. Deputy Town Manager Stueckle advised that they have not done work for the Town before, but staff did conduct reference checks and they did come highly recommended.

Council Member Abel moved to: 1) Reject the bid protests filed by American Asphalt South, Inc., waive, based on the findings and substantial evidence described below, the minor defects in the bid consisting of the bidders failure to list the supplier of Chip Seal

Emulsion, Chip Seal Aggregate, and Asphalt and the omission of one of the signatories notarized signature on the bid documents, finding that the Roy Allan Slurry Seal, Inc. bid substantially conforms to the Call For Bids and the defects in the bid cited by the bid protests cannot have affected the amount of the bid nor that any bidder was given an advantage or benefit not allowed other bidders. Moreover, none of the alleged defects in the Roy Allen Proposal relate to, or impact, the issue of bidder responsibility; 2) Amend the FY 2011-2012 Budget appropriating \$68,000 in Measure I Fund 523 and \$60,000 from LTF Fund 517, towards funding the project; and 3) approve the award of a contract for the 2011-12 Town-wide Slurry Cape Seal Project to Roy Allan Slurry Seal Inc., in the amount of One Million Forty Four Thousand Three Hundred Ninety Three Dollars and Seventy Three Cents (1,044,393.73); establish a \$104,439 contingency and \$5,000 administrative costs; authorize the Town Manager, Town Attorney, and the Mayor to sign all necessary documents; and authorize the Town Manager to expend the contingency if necessary to complete the project. Council Member Lombardo seconded. Motion carried 4-0-1 on a roll call vote.

- AYES: Council Member Abel, Lombardo, Rowe and Mayor Huntington.
- NOES: None
- ABSTAIN: None
- ABSENT: Council Member Hagerman

12. Traffic Speed Surveys, Juarez Drive, Between Palomar and Joshua Lane, Retain Existing Posted Speed of 35 Miles Per Hour, Ordinance

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, AMENDING TITLE 12 OF THE TOWN OF YUCCA VALLEY MUNICIPAL CODE BY AMENDING SECTION 12.20.020 ENTITLED "CHANGES IN STATE LAW SPEED LIMITS" OF CHAPTER 12.20 OF THE TOWN OF YUCCA VALLEY MUNICIPAL CODE ESTABLISHING SPEED LIMIT

Deputy Town Manager Stueckle gave the staff report noting an engineering and traffic speed survey speed reduction report has been prepared by the Town Engineer/Traffic Engineer. Justification used for the proposed reduction is warranted on specific factors based on the Vehicle Code and the California MUTCD. The Town Engineer's/Traffic Engineer's recommendation is necessary in order for the Speed limit to be enforced by radar. The following findings are based upon the Vehicle Code and the Manual For Uniform Traffic Control Devices: the existing horizontal curve in the road supports the need for a lower speed limit; the length of the roadway is less than 0.5 miles; the width of the roadway is 25' or less; the roadway is located in a residential neighborhood; and the potential of on-street parking may result in decreased roadway width availability.

Richard Harlan, Yucca Valley, spoke in favor of the request and requested a speed limit sign on the Juarez on the west side of Joshua Lane.

Council Member Rowe questioned if the 35 mph speed limit can be enforced. Deputy Town Manager Stueckle advised it is completely enforceable with the Town Engineer’s findings.

Council Member Lombardo moved to introduce the Ordinance, amending Title 12, Chapter 12.20 of the Town of Yucca Valley Municipal Code, Section 12.20.020, Entitled “Changes in State Law Speed Limits” by establishing the recommended speed limit for Juarez Drive, and rescinding that portion of the Ordinance that establishes the existing speed zone, based upon the findings contained in the Staff Report. Council Member Abel seconded. Motion carried 4-0-1 on a roll call vote.

- AYES: Council Member Abel, Lombardo, Rowe and Mayor Huntington.
- NOES: None
- ABSTAIN: None
- ABSENT: Council Member Hagerman

13. Assembly Bill 1X 27 Urgency and Companion Regular Ordinances Continuing the Town of Yucca Valley Redevelopment Agency

AN URGENCY ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, DETERMINING IT WILL COMPLY WITH THE VOLUNTARY ALTERNATIVE REDEVELOPMENT PROGRAM PURSUANT TO PART 1.9 OF DIVISION 24 OF THE CALIFORNIA HEALTH AND SAFETY CODE IN ORDER TO PERMIT THE CONTINUED EXISTENCE AND OPERATION OF THE REDEVELOPMENT AGENCY OF THE TOWN OF YUCCA VALLEY AND DECLARING THE FACTS WHICH MAKE IT NECESSARY THAT THIS ORDINANCE TAKE EFFECT

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, DETERMINING IT WILL COMPLY WITH THE VOLUNTARY ALTERNATIVE REDEVELOPMENT PROGRAM PURSUANT TO PART 1.9 OF DIVISION 24 OF THE CALIFORNIA HEALTH AND SAFETY CODE IN ORDER TO PERMIT THE CONTINUED EXISTENCE AND OPERATION OF THE REDEVELOPMENT AGENCY OF THE TOWN OF YUCCA VALLEY

Administrative Services Director Yakimow gave the staff report noting the two ordinances presented before Council include an urgency ordinance and a regular companion ordinance allowing the Town to move forward pursuant to AB 1X27. He noted the State’s fiscal year 2011/12 budget included legislation that eliminated RDAs as we know them, and accompanying legislation allowing them to continue of the Agencies make yearly payments to the State. This is the most conservative action

Council can take, and provides the most flexibility for the Town and Agency by committing to pay the identified amount of \$760,000 for next year. The Ordinances are drafted in such a way that allows the Agency the ability to take back the payment if the Courts find the legislation ineligible or overturn it. He read the titles of the Ordinances.

Council Member Rowe moved under the threat of dissolution of the Yucca Valley Redevelopment Agency and the associated termination of its redevelopment authority: 1) to adopt the proposed urgency Ordinance; and 2) introduce the proposed companion regular ordinance; to allow the Town, with the assistance of the Redevelopment Agency, to continue to implement a variety of redevelopment projects and programs for the purpose of eliminating and preventing blight, stimulating and expanding the Project Area's economic growth, assisting in the creation and development of local job opportunities and providing for the investment in public infrastructure. Council Member Lombardo seconded. Motion carried 4-0-1 on a roll call vote.

- AYES: Council Member Abel, Lombardo, Rowe and Mayor Huntington.
- NOES: None
- ABSTAIN: None
- ABSENT: Council Member Hagerman

14. Appointment to Planning Commission and Parks, Recreation and Cultural Commission

Town Manager Nuaimi gave the staff report.

Mayor Huntington nominated Jeff Drozd as his appointee to the Planning Commission noting he is a longtime resident of Yucca Valley and has experience with civil engineering firms and water districts. Council Member Lombardo 2nd. Motion carried 4-0-1 on a voice vote with Council Member Hagerman absent

Council Member Lombardo advised he will continue with the appointment of Tim Humphreville on the Planning Commission and Cynthia Kraemer on the Parks, Recreation and Cultural Commission. Council Member Abel concurred that he would like to continue the appointment of Jeff Evans to the Parks, Recreation and Cultural Commission.

Mayor Huntington moved to ratify the appointments. Council Member Abel seconded. Motion carried 4-0-1 on a voice vote with Council Member Hagerman absent.

15. Town Council Public Agency Board/Committee Liaison Assignments

Town Manager Nuaimi gave the staff report.

Mayor Huntington nominated Council Member Lombardo to fill the vacant alternate position on the Desert Mountain Solid Waste JPA, Council Member Abel to the vacant position on the Morongo Basin Transit Authority, Council Member Rowe as the second member on the Legislation team and Council Member Lombardo to the Council rules and procedures Ad Hoc Committee. There being no objections stated the appointments were confirmed.

POLICY DISCUSSION

16. Park & Recreation Master Plan Implementation, Park Development Update, Federal Housing & Urban Development, Economic Development Initiative Funds, Town Council Policy Discussion and Direction, Parks, Recreation & Cultural Commission Recommendation

Deputy Town Manager Stueckle gave the staff report and PowerPoint presentation noting the Town initiated long range plans for the development of the South Side Neighborhood Park in 2000. Focus was on property acquisition consistent with the Parks Master Plan and 80 acres were acquire for future development of the Park to meet the growing active and sports park needs of the community. The Town received \$935,774 in federal Housing and Urban Development, Economic Development Initiative Funds for the park and \$434,160 remains in federal funds from three different grant allocations. These funds must be expended on construction or equipment needs for the South Side Park. The remaining funds are not sufficient to develop any significant park resource from vacant land. In the current federal grant environment, agencies are rescinding funds for projects that are not moving forward, and even though the Town has not received any notice of rescission, the concern remains. Staff has been evaluating a means of delivering a significant park resource to the community and not forfeiting federal grant resources. The Proposed Phase 1A, on the eastern portion of the Park Site Plan, includes playground, turf areas and a dog park. The total Phase 1 area costs are estimated to be \$3,614,310, with \$1,311,728 available in potential funding sources. It was noted that the potential funding sources includes \$200,000 from the County. Phase 1A has been value engineered to the available budget and adds a playground/picnic area, turf play areas and dog park improvements. Staff will return to the Town Council to present plans and cost estimates for Phase 1A Final Plan review and approval.

It was noted that the Parks, Recreational & Cultural Commission evaluated the current ongoing issue of dog owner use of athletic fields and the allowing animals off leash for exercising within the fenced fields. Staff is continuing to see an increase in this activity at both Machris Park and the Community Center. Town Staff met with the dog owners at Machris Park on July 18, 2011, where the owners proposed a compromise of suspending leash law enforcement between dawn and 10:00 a.m. The Parks Recreation

and Cultural Commission recommended the suspension of leash law enforcement until completion of South Side Phase 1A.

Jeff Owen, Yucca Valley, spoke in favor of the proposal, noting that the fenced park is a safer place to take their animals and socialize. He stated he was happy that Town Manager Nuaimi, Community Services Director Schooler and Animal Control Supervisor Crider came to meet with them as see how the group is self-governing their use of the park, and would like to continue to do so until the new park is constructed.

Mike Smally, Yucca Valley, spoke in favor of the proposal noting Machris Park is a great place for people and their dogs to socialize.

Richard Harlan, Yucca Valley, questioned the maintenance costs noting the Town went to the Water District previously for a rate reduction because it was having a hard time paying the water bill for the existing parks.

Deputy Town Manager Stueckle stated that Mr. Harlan's comment that the Town went to the Water District to get a rate reduction because it was having a hard time paying water bills is not correct. The Town is trying to establish a dialogue about the adequacy of the study used to establish the rate we pay. He noted that staff has been evaluating maintenance costs for parks for about 8 years. This phase of the park will only be open between sunrise and sunset, so there will be no lights, the turf will be Bermuda similar to the turf used at Machris Park and will not be over seeded and irrigated in the winter. It is estimated the annual maintenance costs will be less than \$25,000 per year. Town Manager Nuaimi also noted permanent restrooms will likely not be built until we get into subsequent phases.

Council Member Abel commented he likes the idea of providing another recreational facility for our residents since we cannot transfer the money to other areas. He questioned if this is going to solve a need that is wanted by the community and if it will help with maintaining the parks we presently have. Deputy Town Manager Stueckle advised that maintenance staff has been involved in the design of project since its inception noting that part of that is evaluating maintenance costs. As we started going through the value engineering process staff has been involved and identified the type of equipment needed, how the sidewalk designs work, and how the trail designs need to work to keep amount of time allocated at a minimum. Council Member Abel questioned the Town's policy regarding continuing to use Machris Park once the dog park is constructed. Community Services Director Schooler advised the purpose of the new park is to relieve the pressure and use of softball fields and make it so Animal Control can enforce the leash law at facilities that are not designed to be dog parks. Council Member Abel questioned how other Cities handle the liability issue and whether or not the Town will be covered by a simple sign stating the Town is not liable for any injuries. Community Services Director Schooler stated by having rules and

posting those rules we do enjoy some degree of immunity for risky activities. Staff is still looking into the issue with regard to dog parks. Council Member Abel commented he has found that the people presently using Machris Park in the mornings are responsible citizens who are networking with each other and keeping the area clean, noting the concern is with those who come in later in the day.

Council Member Rowe questioned if the project will be scaled back. Town Manager Nuaimi advised that it will, stating as an example, that there may be a non-asphalt parking lot in the beginning, but there will have to be irrigation in place. Deputy Town Manager Stueckle added that, where we stand today, we have dropped the price for just the dog park component to about \$230,000 without making it smaller. Council Member Rowe commented she would like to see an alternative place to alleviate the incompatible uses at Machris Park.

Mayor Huntington questioned how RDA funds can be spent outside the project area. Town Manager Nuaimi advised by showing a benefit to the project area, noting the project is also in close proximity to the RDA area as it goes into the residential area, and findings of benefit have to be made.

Council Member Rowe commented the public needs to know that these funds have to be used for this specific site, and if we don't use them there we will lose them. Town Manager Nuaimi advised that 3rd District Supervisor Derry has also allocated monies to this area, so there is other funding, and no general fund dollars.

Council Member Lombardo moved to direct staff to move forward with the next step regarding the development of Phase 1A of the South Side Neighborhood Park and approve a temporary suspension of enforcement of the Town's "leash law" at the Machris Park softball field from dawn to 10:00 a.m. daily, as recommended by the Parks, Recreation & Cultural Commission. Council Member Rowe seconded. Motion carried 4-0-1 on a roll call vote.

FUTURE AGENDA ITEMS

None

PUBLIC COMMENT

None

STAFF REPORTS AND COMMENTS

Town Manager Nuaimi thanked the Community Services staff for another outstanding summer concert series, noting the General Plan Update consulting team was in attendance at the last

concert encouraging people to give their thoughts, and advised that they can also go to the Town's website to make comments and sign up to be added to the information list.

MAYOR AND COUNCIL MEMBER REPORTS AND COMMENTS

17. Council Member Lombardo

Welcome Jeff Drozd to the Planning Commission and wished him well.

18. Council Member Abel

Congratulated Jeff Drozd for his appointment to the Planning Commission.

Congratulated Community Services Staff for the Full Moon Run held at Machris Park, and the Summer Concert Series.

Questioned if there is someone on staff currently looking at traffic signs for missing signs and additional needs. Deputy Town Manager Stueckle advised the issue of replacement of those signs is underway.

Welcomed Council Member Lombardo to the Council.

19. Council Member Hagerman

Absent

20. Mayor Pro Tem Rowe

Congratulated Jeff Drozd.

Thanked everyone who contributed to the parks discussion.

21. Mayor Huntington

Commented he appreciated the applicants for the Planning Commission position noting they were all well qualified and it was a difficult decision.

Requested Council input on the resolutions that will be acted on by the League of California Cities at the Conference in September.

Commented the Summer Concert Series was a great one and well attended.

Advised the Museum is becoming proactive raising funds through a membership and

“Buy a Brick” campaign.

ANNOUNCEMENTS

Next Town Council Meeting, Tuesday, August 23, 2011, 6:00 p.m. Joint Meeting with Planning Commission

Next Regular Town Council Meeting, Tuesday, September 6, 2011

ADJOURNMENT

There being no further business the meeting was adjourned at 7:45 p.m.

Respectfully submitted,

Jamie Anderson, MMC
Town Clerk

TOWN COUNCIL STAFF REPORT

To: Honorable Mayor & Town Council
From: Jim Schooler, Community Services Director
Date: August 31, 2011
For Council Meeting: September 6, 2011

Subject: Facility Use Agreement – Boys and Girls Club of the Hi Desert

Prior Council Review: The previous license agreement between the Town and the Boys and Girls Club expired on June 30, 2011.

Recommendation: That the Town Council approve the Facility Use Agreement with the Boys and Girls Club of the Hi Desert.

Order of Procedure:

- Request Staff Report
Request Public Comment
Council Discussion / Questions of Staff
Motion/Second
Discussion on Motion
Call the Question (Consent agenda item – roll call vote)

Discussion: In November of 1994, the Town entered into a contract with the Boys and Girls Club of the Hi-Desert, facilitating Town use of the Boys and Girls Club gymnasium in exchange for a monthly use fee. The Town's access to the gym was generally permitted during the hours not required for Club programs.

In 1995, the term of the contract was extended to 2010 when State Park Bond Act funds were used to build the addition to the Boys and Girls Club gym. The State of California's Parks and Recreation Department required a 15-year contractual relationship in order to insure public access to the facility until the investment of Bond Act funds was sufficiently amortized. The extended agreement expired on June 30, 2010. Subsequently, the Town Council approved an agreement to cover Town use of the Boys and Girls Club facility through June 30, 2011.

Town staff has made use of the gym for various recreation programs since the beginning of the agreement. In the course of a year, the most benefit is realized during the youth basketball program. A boxing program was held for several years in the gym's addition until the area was converted in 2009 to a teen center. The Town currently uses the gym for a Sunday drop-in basketball program in addition to the annual youth basketball league which runs from December through March. Total Town use of the gymnasium in FY 2010-11 was approximately 720 hours.

Reviewed By:

Town Manager

Town Attorney

Mgmt Services

Dept Head

- Department Report, Ordinance Action, Resolution Action, Public Hearing, X Consent, Minute Action, Receive and File, Study Session

The original contract with the Boys and Girls Club also provided for use of the facility as an emergency shelter in the event of a local disaster, but such use has not been necessary.

Historically, the Town has responded to annual Boys and Girls Club requests for general fund partnership/contract funding with allocations to cover Town use of the gymnasium, associated building maintenance, and general support for the youth programming conducted by the Club. The amount of payments has been determined annually in conjunction with the preparation and adoption of the Town budget.

Staff recommends approval of the agreement that formalizes the Town's use of the Boys and Girls Club facilities during the current fiscal year. An allocation of \$48,000 in partnership/contract funding is included in the current year's general fund budget. The proposed agreement will expire on June 30, 2012.

Alternatives: Approve the agreement, decline to approve the agreement, or modify the proposed agreement.

Fiscal impact: None

Attachments:

- Proposed agreement between the Town of Yucca Valley and the Boys and Girls Club of the Hi Desert

Town of Yucca Valley / Boys and Girls Club of the Hi Desert
2011-2012 Facility Use Agreement

AGREEMENT

THIS AGREEMENT, made and entered into this 6th day of September, 2011, by and between the Town of Yucca Valley, a municipal corporation hereinafter designated as "Town" and the Boys and Girls Club of the Hi Desert, a 501(c) 3 non-profit corporation hereinafter designated "Club."

RECITALS:

WHEREAS, the Town has adopted within its General Plan a Recreation Element and a Parks and Recreation Master Plan, both of which set forth the Town's goals, objectives and implementation strategies for meeting the communities recreational needs; and

WHEREAS, the Town recognizes the value of recreational facilities, programs, activities and events in preventing anti-social activity and in defining the local quality of life; and

WHEREAS, the Town and Club recognize the community benefits of cooperation between agencies in meeting recreational programming needs and addressing recreational facility deficits; and

WHEREAS, the Town recognizes the Club as an important partner in providing programs for the youth of the community; and

WHEREAS, the Town has a significant shortage of public facilities to accommodate its recreation programs; and

WHEREAS, the Club's gymnasium is available for additional community programs outside the Club's normal hours of operation;

NOW, THEREFORE, in consideration of a mutual desire to cooperate in addressing the needs of the community, said parties do hereby agree as follows:

1. Club shall make the Club's gymnasium available for up to 800 hours of Town programming, providing that Town use of the gymnasium does not conflict with the Club's normal hours of operation, specified herein as Monday through Friday between the hours of 2:00 pm and 6:00 pm. For purposes of this Agreement, use of the gymnasium includes restrooms, lobby area and exclusive access to a specified lockable equipment storage area.

2. Club shall provide Town with a minimum 14 days written notice if use of the gymnasium is needed for Club-sponsored athletic or fundraising events outside of the normal Club operating hours. Club shall make every effort to minimize the impact on scheduled Town programs.
3. Town and Club recognize that the core of Town's programming at the gymnasium shall be the annual Youth Basketball league December through March and the year-round Sunday adult Open Gym programs. Town shall provide a specific schedule of anticipated hours of use at least fourteen (14) days prior to the commencement of each league, program, tournament or special event.
4. Building maintenance, grounds maintenance and janitorial services are the responsibility of the Club. Club shall ensure that the gymnasium and adjacent areas are left clean and uncluttered for Town use; Town shall ensure that the gymnasium and adjacent areas are picked up at the conclusion of Town use. Town shall immediately inform Club of any maintenance or janitorial issues observed during Town use.
5. Town shall ensure that Town programs are sufficiently staffed with qualified personnel to provide proper supervision and safety during each use of the gymnasium.
6. Town shall not make any alterations in or about the Club's premises, including installation of any fixtures, signs, or any other tenant improvements, without Club's prior written consent.
7. Town shall pay the Club \$48,000 as payment for use of the Club's gymnasium, associated facility maintenance, and support of Club programming. No additional fees, charges or reimbursements relative to Town gymnasium use shall be added to this payment for any reason. The parties shall determine whether a lump sum or incremental payments will be made, and the Club shall invoice the Town accordingly.
8. Town shall acknowledge Club's current right to negotiate with other tenants for the remaining open times in the building. Club shall confirm with the Town that no Town programs are scheduled or under consideration for these times. Town shall abide by Club's established protocol for opening and closing the building and setting security alarms. Club shall provide Town with written procedures and timely updates as necessary.
9. This Agreement ends on June 30, 2012.
10. The Director of Community Services shall represent the Town in all matters

pertaining to the administration of this Agreement, including attending all necessary meetings, reviewing and approving all reports submitted by the Club.

11. Mutual Indemnity. Club agrees to and shall defend, indemnify, and hold harmless Town, its agents, officers, representatives, employees, successors and assigns from and against any and all costs, expenses, losses, damages, causes of action, liabilities or claims (including attorneys' fees) arising out of, in connection with or as a result of the performance of this Agreement. Club shall give Town notice of any suit or proceeding possibly entitling Town to indemnification pursuant to this paragraph and Club shall defend Town in such suit or proceeding with counsel reasonably acceptable to Town.

Town agrees to and shall defend, indemnify, and hold harmless Club, its agents, officers, representatives, employees, successors and assigns from and against any and all costs, expenses, losses, damages, causes of action, liabilities or claims (including attorneys' fees) arising out of, in connection with or as a result of the performance of this Agreement. Town shall give Club notice of any suit or proceeding possibly entitling Club to indemnification pursuant to this paragraph and Town shall defend Club in such suit or proceeding with counsel reasonably acceptable to Club.

12. Club's personal property, fixtures, equipment, inventory, and vehicles are not insured by Town against loss or damage due to fire, theft, vandalism, rain, water, criminal or negligent acts of others, or any other cause. Club is to carry Club's own property insurance to protect Club from any such loss.
13. Club shall act independently of the Town under this Agreement and shall not under any circumstances or in any manner represent that it or its agents, officers or employees are agents, officers or employees of Town.
14. No officer or employee of the Town shall be personally liable to the Club, or any successor in interest, in the event of any default or breach by the Town for any amount which may become due to the Club or its successor, or for breach of any obligation of the terms of this Agreement.
15. All notices to be given hereunder shall be in writing and shall be deemed to have been given, if delivered in person, or two business days after mailing if properly addressed and mailed, by first class mail.

16. Notice to the Town shall be sufficient if sent to:

Town of Yucca Valley
57090 Twenty-nine Palms Highway
Yucca Valley, CA 92284
Attn: Director of Community Services

17. Notice to the Club shall be sufficient if sent to:

Boys and Girls Club of the Hi Desert
P.O. Box 402
Yucca Valley, CA 92286
Attn: Executive Director

18. Should any section or any part of this Agreement be rendered void, invalid or unenforceable by any court of law, any such final determination shall not render void, invalid or unenforceable any other sections or portions of this Agreement unless the Town determines in writing that its purpose cannot be accomplished by the remaining provisions not so invalidated.

19. This Agreement contains the entire understanding of the parties, and there are no further or other Agreements or understandings, written or oral, in effect between the parties hereto relating to the subject matter hereof. Any prior understanding or agreement of the parties shall not be binding unless set forth herein, and, except to the extent expressly provided for herein, no amendments of this Agreement may be made without the written consent of both parties hereto.

20. DISPUTE RESOLUTION. Except for actions for injunctive relief, or to compel arbitration, any controversy, dispute or claim arising out of, in connection with, or in relation to the interpretation, performance, or breach of this Agreement shall be resolved as follows:

- a. Mediation. Before instituting any arbitration relating to the rights and/or duties of the parties under this Agreement, the party that desires to initiate such action (the "Complainant") must make a good faith attempt to mediate such dispute in accordance with this section. The Complainant shall send the other party (ies) (the "Respondent") written notice of the nature of the dispute, the facts giving rise to such claims and the Complainant's desire to mediate the matter (the "Mediation Notice"). The Mediation Notice shall name a mediator (who shall have at least three (3) years' experience mediating business disputes in San Bernardino County and no personal or business relationship with the Complainant). The parties shall share the cost of initiating the conducting mediation equally. Within seven (7) days of Respondent's receipt of the Mediation Notice, Respondent shall inform Complainant in writing if Respondent does not agree with Complainant's choice of mediator (the "Rejection Notice"). Such Rejection Notice shall include the name of respondent's choice of qualified mediator as provided in this section. Complainant's and Respondent's mediators shall then select a third qualified mediator to hear the dispute. Within thirty (30) days after the final mediator is chosen, the

parties shall schedule and attend a mediation session and attempt in good faith to resolve their dispute. If the mediation does not resolve the dispute or if the Respondent refuses to attend such mediation, the Complainant may commence arbitration as provided below. The requirements of this provision shall not apply under circumstances where the Complainant would be entitled to injunctive or declaratory relief.

- b. Arbitration. In case of any claim or dispute between parties that relates to the rights and/or duties of the parties under this Agreement, the dispute shall be submitted to, and conclusively determined by, binding arbitration conducted by a retired judge from the panel of JAMS/Endispute, Inc., appointed pursuant to the provisions of panel, one shall be appointed by the Presiding Judge in San Bernardino County. The arbitrator may award costs and attorney fees to the prevailing party. The provisions of this section shall not preclude a party from seeking injunctive or other provisional or equitable relief to preserve the status quo pending the parties' resolution of their dispute, and the filing of an action seeking injunctive or other provisional relief shall not be construed as a waiver of that party's arbitration rights.

21. Club shall not discriminate against any employee or applicant for employment because of race, religion, color, sex, age or national origin. Club shall take appropriate action to ensure that applicants are employed and that employees are treated during their employment without regard to their race, religion, color, sex, age or national origin. Such action shall include, but not be limited to, employment, upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training, including apprenticeship. Club shall comply with all applicable federal laws and Executive Orders and relevant orders of the Secretary of Labor, with all State and local laws and affirmative action compliance programs and other applicable rules and regulations of all government and administrative agencies relating to any and all performance under this Agreement.

22. PUBLIC RECORDS DISCLOSURE. All information received by the TOWN from the Club or any source concerning this Lease, including the Lease itself, may be treated by the TOWN as public information subject to disclosure under the provisions of the California Public Records Act, Government Code Section 6250 et seq. (the "Public Records Act"). Club understands that although all materials received by the TOWN in connection with this Lease are intended for the exclusive use of the TOWN, they are potentially subject to disclosure of any part or all of any information which Club has reasonably requested TOWN to hold in confidence is made to the TOWN, the TOWN shall notify the Club of the request and shall thereafter disclose the requested information unless the Club, within

five (5) days of receiving notice of the disclosure request, requests nondisclosure, provides TOWN a legally sound basis for the nondisclosure, and agrees to indemnify, defend, and hold the TOWN harmless in any/all actions brought to require disclosure. Club waives any and all claims for damages, lost profits, or other injuries of any and all kinds in the event TOWN fails to notify Club of any such disclosure request and/or releases any information concerning the contract received from the Club or any other source.

23. Both parties hereby admit that they have read each and every clause in this Agreement and fully understand the meaning of same, and hereby agree that they will comply with all the terms, covenants, and conditions herein set forth.

Dated: _____

Dated: _____

By: _____
George Huntington, Mayor
TOWN OF YUCCA VALLEY

By: _____
President
Boys and Girls Club of the Hi Desert

Attest:

Approved as to Form:

By: _____
Janet Anderson,
Town Clerk

By: _____
Lona Laymon,
Town Attorney

ORDINANCE NO.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF
YUCCA VALLEY, CALIFORNIA, AUTHORIZING THE LEVY OF A
SPECIAL TAX WITHIN COMMUNITY FACILITIES DISTRICT NO.
11-1

WHEREAS, The Town Council of the Town of Yucca Valley has initiated proceedings, held a public hearing, conducted an election and received a favorable vote from the qualified electors authorizing the levy of special taxes within community facilities district, all as authorized pursuant to the terms and provisions of the “Mello-Roos Community Facilities Act of 1982”, being Chapter 2.5, Part I, Division 2, Title 5 of the Government Code of the State of California (the “Act”). This Community Facilities District is designated as COMMUNITY FACILITIES DISTRICT NO. 11-1 (the “District”).

NOW, THEREFORE THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY DOES ORDAIN AS FOLLOWS:

Section 1. The Town Council does, by passage of this ordinance authorize the levy of special taxes within the District for the 2012-2013 tax year pursuant to the Rate and Method Apportionment of Special Taxes as set forth in Exhibit “A” attached hereto, referenced and so incorporated.

Section 2. The Town Council, is further authorized to annually determine, by Resolution, the special taxes to be levied within the District for the then current tax year or future tax years, except that the special tax to be levied within the District shall no exceed the maximum special tax calculated pursuant to the Rate and Method, but the special tax may be levied at a lower rate.

Section 3. The special taxes herein authorized, to the extent possible, shall be collected in the same manner as ad valorem property taxes and shall be subject to the same penalties, procedure, sale, and lien priority in any case of delinquency as applicable for ad valorem taxes; provided, however, the District may utilize a direct billing procedure for any special taxes that cannot be collected on the County tax roll or my , by resolution, elect to collect the special taxes at a different time or in a different manner if necessary to meet its financial obligations.

Section 4. The special taxes shall be secured by the lien imposed pursuant to Sections 3114.5 and 3115.5 of the Streets and Highways Code of the State of California, which lien shall be a continuing lien and shall secure each levy of the special tax. The lien of the special tax shall continue in force an effect until the special tax obligation is permanently satisfied and canceled in accordance with Section 53344 of the Government Code of the State of California or until the special tax ceases to be levied by the Town Council in the manner provided in Section 53330.5 of said Government Code.

Section 5. NOTICE OF ADOPTION. Within fifteen (15) days after the adoption hereof, the Town Clerk shall certify to the adoption of this Ordinance and cause it to be published once in a newspaper of general circulation printed and published in the County and circulated in the Town pursuant to Section 36933 of the Government Code.

Section 6. EFFECTIVE DATE: This Ordinance shall be effective thirty (30) days after its adoption.

APPROVED AND ADOPTED by the Town Council and signed by the Mayor and attested by the Town Clerk this _____ day of _____, 2011.

MAYOR

ATTEST:

APPROVED AS TO FORM:

TOWN CLERK

TOWN ATTORNEY

EXHIBIT **A**

RATE AND METHOD OF APPORTIONMENT OF SPECIAL TAXES

TOWN OF YUCCA VALLEY
COMMUNITY FACILITIES DISTRICT NO. 1
(Maintenance Services)

A Special Tax of Community Facilities District No. 1 Maintenance Services of the Town of Yucca Valley (the "District") shall be levied on all Assessor's Parcels in the District and collected each Fiscal Year commencing in Fiscal Year 2011-12 in an amount determined by the Town through the application of the rate and method of apportionment of the Special Tax set forth below. All of the real property in the District, unless exempted by law or by the provisions hereof, shall be taxed for the purposes, to the extent and in the manner herein provided.

A. **DEFINITIONS**

The terms hereinafter set forth have the following meanings:

"**Act**" means the Mello-Roos Community Facilities Act of 1982, being Chapter 2.5, Part 1, Division 2 of Title 5 of the Government Code of the State of California, as amended.

"**Administrative Expenses**" means the actual or estimated costs incurred by the Town as administrator of the District to determine, levy and collect the Special Taxes, including salaries and benefits of Town employees whose duties are directly related to administration of the District and the fees of consultants, legal counsel, the costs of collecting installments of the Special Taxes upon the general tax rolls, preparation of required reports; and any other costs required to administer the District as determined by the Town.

"**Annual Escalation Factor**" means the greater of the increase in the annual percentage change of the Los Angeles, Riverside County, and Orange County Consumer Price Index (CPI) or four percent (4%).

"**Approved Property**" means an Assessor's Parcel and/or Lot in the District, which has a Final Map recorded prior to March 1st preceding the Fiscal Year in which the Special Tax is being levied, but for which no building permit has been issued prior to the May 1st preceding the Fiscal Year in which the Special Tax is being levied. The term "Approved Property" shall apply only to Assessors' Parcels and/or Lots, which have been subdivided for the purpose of residential development, excluding any Assessor's Parcel that is designated as a remainder parcel determined by final documents and/or maps available to the District Administrator, or Non-Residential Property which has an approved Parcel Map.

"**Assessor's Parcel**" means a lot or parcel shown in an Assessor's Parcel Map with an assigned assessor's parcel number.

"**Assessor's Parcel Map**" means an official map of the Assessor of the County designating parcels by assessor's parcel number.

"**Base Year**" means Fiscal Year ending June 30, 2012.

"District Administrator" means the Town Manager, or designee thereof, responsible for determining the Special Tax Requirement and providing for the levy and collection of the Special Taxes.

"District" means Community Facilities District No. 1 Maintenance Services of the Town of Yucca Valley.

"Developed Property" means all Taxable Property for which a building permit has been issued prior to May 1st preceding the Fiscal Year in which the Special Tax is being levied.

"Dwelling Unit" means an individual single family unit or an individual residential unit within a duplex, tri-plex, four-plex, condominium or apartment structure.

"Exempt Property" means an Assessor's Parcel not subject to the Special Tax. Tax-Exempt Property includes: (i) Public Property, (ii) Property Owner Association Property, and (iii) property designated by the Town's District Administrator as Tax-Exempt Property

"Final Map" means an Assessor's Parcel Map, a final subdivision map, other parcel map, other final map, other condominium plan, or functionally equivalent map that has been recorded in the Office of the County Recorder.

"Fiscal Year" means the period starting July 1 and ending on the following June 30.

"Land Use Class" means any of the classes listed in Table 1.

"Lot" means property within a recorded Final Map identified by a lot number for which a building permit has been issued or may be issued.

"Maximum Special Tax" means the maximum Special Tax, determined in accordance with Section C below that can be levied in the District in any Fiscal Year on any Assessor's Parcel.

"Property Owner Association Property" means any property within the boundaries of the District that is owned by, or irrevocably dedicated as indicated in an instrument recorded with the County Recorder to a property owner association, including any master or sub-association.

"Proportionately" means in a manner such that the ratio of the actual Special Tax levy to the Maximum Special Tax is equal for all Assessor's Parcels within each Land Use Class.

"Public Property" means any property within the boundaries of the District that is, at the time of the District formation or at the time of an annexation, expected to be used for rights-of-way, parks, schools or any other public purpose and is owned by or irrevocably offered for dedication to the federal government, the State, the County, or any other public agency.

"Residential Property" means any parcel on which an individual single family residence or, a duplex, tri-plex, four-plex, condominium or apartment structure may be constructed.

"Special Tax" means the Special Tax to be levied in each Fiscal Year on each Assessor's Parcel of Taxable Property to fund the Special Tax Requirement, and shall include Special Taxes levied or to be levied under Sections C and D, below.

"Special Tax Requirement" means that amount required in any Fiscal Year for the District to: (i) pay for providing the authorized services including the actual costs of maintenance, repair, monitoring, replacement of facilities, and reporting as required under all applicable permits; (ii) pay reasonable Administrative Expenses; (iii) pay any amounts required to establish or replenish any reserve funds; and (iv) pay for reasonably anticipated delinquent Special Taxes based on the delinquency rate for Special Taxes levied in the previous Fiscal Year; less any surplus of funds available from the previous Fiscal Year's Special Tax levy.

"State" means the State of California.

"Taxable Property" means all of the Assessor's Parcels within the boundaries of the District and any future annexation to the District that is not exempt from the Special Tax pursuant to law or as defined herein.

"Town" means the Town of Yucca Valley, California

"Undeveloped Property" means, for each Fiscal Year, all Assessors' Parcels of Taxable Property not classified as Developed Property or Approved Property, including an Assessor's Parcel that is designated as a remainder parcel and is not identified as potential Public Property by any final documents and/or maps available to the District Administrator.

B. ASSIGNMENT TO LAND USE CATEGORIES

Each Fiscal Year using the definitions above, all Taxable Property within the District shall be classified as Developed Property, Approved Property, Undeveloped Property or Exempt Property. Commencing with the Base Year and for each subsequent Fiscal Year, all Taxable Property shall be subject to Special Taxes pursuant to Sections C and D below.

C. MAXIMUM SPECIAL TAX RATE

The Maximum Annual Special Tax rates for Assessor's Parcels are shown in the following tables:

**TABLE 1
Equivalent Dwelling Unit Factors
Community Facilities District No. 1
(Improvement Area 1)**

Property Classification	Improvement Area 1
Developed Property Residential Non-Residential	1 EDU per dwelling unit 4.5 EDU per acre
Approved Property Residential Non-Residential	1 EDU per dwelling unit 4.5 EDU per acre
Undeveloped Property Residential Non-Residential	4.5 EDU per acre 4.5 EDU per acre
Exempt Property	N/A

TABLE 2
Maximum Special Tax for Approved Property
Community Facilities District No. 1
(Improvement Area 1)

Property Classification	Maximum annual Special Tax
Developed Property	
Residential	\$194.18 per EDU
Non-Residential	\$873.81 per acre
Approved Property	
Residential	\$194.18 per EDU
Non-Residential	\$873.81 per acre
Undeveloped Property	
Residential	\$194.18 per EDU
Non-Residential	\$873.81 per acre

On each July 1 following the Base Year, the Maximum Special Tax Rates in Table 1 and Table 2 shall be increased in accordance with the Annual Escalation Factor.

4. Tax-Exempt Property

No Special Tax shall be levied on Tax-Exempt Property.

D. METHOD OF APPORTIONMENT OF THE SPECIAL TAX

Commencing with Fiscal Year 2011-12, and for each subsequent Fiscal Year, the District Administrator shall calculate the Special Tax Requirement based on the definitions in Section A and levy the Special Tax as follows until the amount of the Special Tax levied equals the Special Tax Requirement. First, the Special Tax shall be levied each Fiscal Year on each Assessor's Parcel of Developed Property up to 100% of the applicable Maximum Special Tax. Second, if the Special Tax Requirement has not been satisfied by the first step, then the Special Tax shall be levied each Fiscal Year on each Assessor's Parcel of Approved Property up to 100% of the applicable Maximum Special Tax for Approved Property. Third, if the Special Tax Requirement has not been satisfied by the first two steps, then the Special Tax shall be levied each Fiscal Year on each Assessor's Parcel of Undeveloped Property up to 100% of the applicable Maximum Special Tax for Approved Property.

E. APPEALS

Any taxpayer that believes that the amount of the Special Tax assigned to a Parcel is in error may file a written notice with the District Administrator appealing the levy of the Special Tax. This notice is required to be filed with the District Administrator during the Fiscal Year the error is believed to have occurred. The District Administrator or designee will then promptly review the appeal and, if necessary, meet with the taxpayer. If the District Administrator verifies that the tax

should be changed the Special Tax levy shall be corrected and, if applicable in any case, a refund shall be granted.

F. MANNER OF COLLECTION

Special Tax as levied pursuant to Section D above shall be collected in the same manner and at the same time as ordinary *ad valorem* property taxes; provided, however, that the District Administrator may directly bill the Special Tax, may collect Special Taxes at a different time or in a different manner if necessary to meet the financial obligations of the District or as otherwise determined appropriate by the District Administrator.

G. TERM OF SPECIAL TAX

The Special Tax shall be levied in perpetuity.

ORDINANCE NO.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, AMENDING TITLE 12 OF THE TOWN OF YUCCA VALLEY MUNICIPAL CODE BY AMENDING SECTION 12.20.020 ENTITLED "CHANGES IN STATE LAW SPEED LIMITS" OF CHAPTER 12.20 OF THE TOWN OF YUCCA VALLEY MUNICIPAL CODE ESTABLISHING SPEED LIMIT

The Town Council of the Town of Yucca Valley does ordain as follows:

SECTION 1. Title 12 of the Town of Yucca Valley Municipal Code is hereby amended by adding to Section 12.20.020 of Chapter 12.20 the following street, portions affected, and declared prima facie speed limit:

<u>Name of Street</u>	<u>Portion Affected</u>	<u>"Declared Prima Facie Speed Limit (In Miles Per Hr)"</u>
Juarez Dr.	Palomar Ave. to Joshua Ln.	35

Except as so amended, all other provisions of said Chapter shall remain in effect.

SECTION 2 NOTICE OF ADOPTION. Within fifteen (15) days after the adoption hereof, the Town Clerk shall certify to the adoption of this Ordinance and cause it to be published once in a newspaper of general circulation, printed and published in the County and circulated in the Town pursuant to Section 36933 of the Government Code.

SECTION 3 EFFECTIVE DATE: This Ordinance shall become effective thirty (30) days from and after the date of its adoption.

APPROVED AND ADOPTED by the Town Council as signed by the Mayor and attested by the Town Clerk this 6th day of September, 2011.

MAYOR

ATTEST:

APPROVED AS TO FORM:

TOWN CLERK

TOWN ATTORNEY

ENGINEERING & TRAFFIC SURVEY SPEED REDUCTION ENGINEERING REPORT

ROAD NAME: Juarez Dr.	SEGMENT LIMITS BETWEEN Joshua Lane & Palomar	TRAFFIC COUNTS BY: Counts Unlimited
SURVEY DATE 1/31/11	PAGE 1 OF 1	

PURPOSE

To reduce regulatory speed limits for additional 5 mph (10 kmp) as permitted according to Section 2B.13 of the MUTCD in compliance with CVC Section 627 and 22358.5, to improve traffic safety and address concerns of the community.

The following factors were reviewed and considered for the additional 5 mph (10 kph) reduction of the speed limit based on the 85th percentile speed. The recommended speed limit is shown in the speed survey map. As a result of the review, the recommended speed limit for this segment of road is 35 mph.

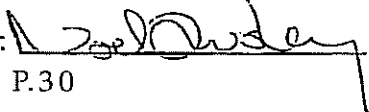
Section 1 - Roadway Characteristics

Width/ # of lanes	<u>25 1/2</u>	Roadside Dev./Terrain:	<u>Residential</u>
Shoulder:	<u>Dirt</u>	Parking Practices:	<u>On Street</u>
Profile/Grade:	<u>Flat</u>	Pedestrian Activity:	<u>Low</u>
Alignment:	<u>Curved</u>	Commercial Density:	<u>N/A</u>
Sight Distance:	<u>Good</u>	Residential Density:	<u>Moderate</u>
Length less than 0.5 miles	<u>Yes</u>	Roadway width 25' or less	<u>Yes</u>

Section 2: Roadway Condition Factors:

Pedestrians	Existing	Residential	Existing
High Pedestrian Traffic	Yes ___ <u>X</u> No	Hidden Driveways	Yes ___ ___ No
School Zone	Yes ___ <u>X</u> No	Residential Area	Yes <u>X</u> ___ No
Students	Yes ___ <u>X</u> No	Equestrian Lots/Area	Yes ___ <u>X</u> No
Parks	Yes ___ <u>X</u> No	Multiple Turning Movements	Yes ___ <u>X</u> No
Bus Stops	Yes ___ <u>X</u> No		
Senior Centers	Yes ___ <u>X</u> No	Commercial	Existing
Curb and Gutter	Yes ___ <u>X</u> No	Commercial Trucks	Yes ___ <u>X</u> No
Paved Shoulders	Yes ___ <u>X</u> No	Commercial Driveways	Yes ___ <u>X</u> No
Sidewalks/Multipurpose trail	Yes ___ <u>X</u> No	Multiple Turning Movements	Yes ___ <u>X</u> No
Designated X'ing	Existing	Adjacent Speed Zone	Existing
Golf Cart X'ing	Yes ___ <u>X</u> No	*With other City/Agency	Yes ___ <u>X</u> No
Equestrian X'ing	Yes ___ <u>X</u> No	With Contiguous Segment	Yes ___ <u>X</u> No
Pedestrian X'ing	Yes ___ <u>X</u> No		
School X'ing	Yes ___ <u>X</u> No	Sight Distance Restriction	Existing
Blke Lane/Route	Yes ___ <u>X</u> No	Horizontal Curve	Yes <u>X</u> ___ No
		Vertical Curve	Yes ___ <u>X</u> No
		Street Parking	Yes <u>X</u> ___ No
Collisions	Existing	*Shared Boundary Line Street per CVC 22359	
High Accident Rate	Yes ___ <u>X</u> No		

Additional Comments: Residential Area, no sidewalks, fronting residences, curved road, reduce to 35 mph

Town Engineer:  Date: 8-9-11
P.30

Town of Yucca Valley
Radar Speed Survey

Speed		Ero. Wtd		Veh		Vehicles Surveyed		Veh	
mph	wt	mph	wt	Eastbound	Westbound	Eastbound	Westbound	Eastbound	Westbound
65	0	0	0						0
64	0	0	0						0
63	0	0	0						0
62	0	0	0						0
61	0	0	0						0
60	0	0	0						0
59	0	0	0						0
58	0	0	0						0
57	0	0	0						0
56	0	0	0						0
55	0	0	0						0
54	0	0	0						0
53	0	0	0						0
52	0	0	0						0
51	0	0	0						0
50	0	0	0						0
49	0	0	0						0
48	0	0	0						0
47	0	0	0						0
46	0	0	0						0
45	0	0	0						0
44	0	0	0						0
43	0	0	0						0
42	0	0	0						0
41	0	0	0						0
40	0	0	0						0
39	0	0	0						0
38	0	0	0						0
37	0	0	0						0
36	0	0	0						0
35	0	0	0						0
34	0	0	0						0
33	0	0	0						0
32	0	0	0						0
31	0	0	0						0
30	0	0	0						0
29	0	0	0						0
28	0	0	0						0
27	0	0	0						0
26	0	0	0						0
25	0	0	0						0
24	0	0	0						0
23	0	0	0						0
22	0	0	0						0
21	0	0	0						0
20	0	0	0						0
19	0	0	0						0
18	0	0	0						0
				GRAND TOTALS				100	

Location:	Juarez Drive
Between:	Palomar Avenue - Joshua Lane
Weather:	Sunny
Date:	1/31/11
Time From:	13:20
Time To:	16:00
Existing Speed Limit:	35 M.P.H.

% Over Pace:	13%
% In Pace:	75%
% Under Pace:	12%
Average Speed:	36 M.P.H.
Pace Speed:	32 - 41 M.P.H.
85th Percentile / Critical Speed:	40 M.P.H.

Radar Survey Conducted By:
Counts Unlimited, Inc.
 PO Box 1178
 Corona, CA 92678
 T 951-258-6258 F 951-258-6267

ORDINANCE NO.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, DETERMINING IT WILL COMPLY WITH THE VOLUNTARY ALTERNATIVE REDEVELOPMENT PROGRAM PURSUANT TO PART 1.9 OF DIVISION 24 OF THE CALIFORNIA HEALTH AND SAFETY CODE IN ORDER TO PERMIT THE CONTINUED EXISTENCE AND OPERATION OF THE REDEVELOPMENT AGENCY OF THE TOWN OF YUCCA VALLEY

WHEREAS, the Town Council of the Town of Yucca Valley (“Town”) approved and adopted the Redevelopment Plan for the Yucca Valley Redevelopment Project (“Redevelopment Plan”) covering certain properties within the Town (the “Project Area”); and

WHEREAS, the Redevelopment Agency of the Town of Yucca Valley (“Agency”) is engaged in activities to execute and implement the Redevelopment Plan pursuant to the provisions of the California Community Redevelopment Law (Health and Safety Code § 33000, et seq.) (“CRL”); and

WHEREAS, since adoption of the Redevelopment Plan, the Agency has undertaken redevelopment projects in the Project Area to eliminate blight, to improve public facilities and infrastructure, to renovate and construct affordable housing, and to enter into partnerships with private industries to create jobs and expand the local economy; and

WHEREAS, over the next few years, the Agency hopes to implement a variety of redevelopment projects and programs to continue to eliminate and prevent blight, stimulate and expand the Project Area’s economic growth, create and develop local job opportunities and alleviate deficiencies in public infrastructure, to name a few; and

WHEREAS, as part of the 2011-12 State budget bill, the California Legislature has recently enacted and the Governor has signed, companion bills AB 1X 26 and AB 1X 27, requiring that each redevelopment agency be dissolved unless the community that created it enacts an ordinance committing it to making certain payments; and

WHEREAS, specifically, AB 1X 26 prohibits agencies from taking numerous actions, effective immediately and purportedly retroactively, and additionally provides that agencies are deemed to be dissolved as of October 1, 2011; and

WHEREAS, AB 1X 27 provides that a community may participate in an “Alternative Voluntary Redevelopment Program,” in order to enable a redevelopment agency within that community to remain in existence and carry out the provisions of the CRL, by enacting an ordinance agreeing to comply with Part 1.9 of Division 24 of the Health and Safety Code; and

WHEREAS, the Alternative Voluntary Redevelopment Program requires that the community agree by ordinance to remit specified annual amounts to the county auditor-controller; and

WHEREAS, under the threat of dissolution pursuant to AB 1X 26, and upon the contingencies and reservations set forth herein, the Town shall make the Fiscal Year 2011-2012 community remittance, currently estimated to be SEVEN HUNDRED FIFTY-NINE THOUSAND SEVEN HUNDRED NINTY-SEVEN DOLLARS (\$759,797) as well as the subsequent annual community remittances as set forth in the CRL; and

WHEREAS, the Town reserves the right to appeal the California Director of Finance's determination of the Fiscal Year 2011-12 community remittance, as provided in Health and Safety Code Section 34194; and

WHEREAS, Town understands and believes that an action challenging the constitutionality of AB 1X 26 and AB 1X 27 will be filed on behalf of cities, counties and redevelopment agencies; and

WHEREAS, while the Town currently intends to make these community remittances, they shall be made under protest and without prejudice to the Town's right to recover such amounts and interest thereon, to the extent there is a final determination that AB 1X 26 and AB 1X 27 are unconstitutional; and

WHEREAS, the Town reserves the right, regardless of any community remittance made pursuant to this Ordinance, to challenge the legality of AB 1X 26 and AB 1X 27; and

WHEREAS, to the extent a court of competent jurisdiction enjoins, restrains, or grants a stay on the effectiveness of the Alternative Voluntary Redevelopment Program's payment obligation of AB 1X 26 and AB 1X 27, the Town shall not be obligated to make any community remittance for the duration of such injunction, restraint, or stay; and

WHEREAS, all other legal prerequisites to the adoption of this Ordinance have occurred.

THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, DOES ORDAIN AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and incorporated herein by reference.

Section 2. Participation in the Alternative Voluntary Redevelopment Program. In accordance with Health and Safety Code Section 34193, and based on the Recitals set forth above, the Town Council hereby determines that the Town shall, to the extent required by law, comply with the provisions of Part 1.9 of Division 24 of the Health and Safety Code, as enacted by AB 1X 27.

Section 3. Payment Under Protest. Except as set forth in Section 4, below, the Town Council hereby determines that the Town shall make the community remittances set forth in Health and Safety Code section 34194 *et seq.*

Section 4. Effect of Stay or Determination of Invalidity. Town shall not make any community remittance in the event a court of competent jurisdiction either grants a stay on the

enforcement of AB 1X 26 and AB 1X 27 or determines that AB 1X 26 and AB 1X 27 are unconstitutional and therefore invalid, and all appeals therefrom are exhausted or unsuccessful, or time for filing an appeal therefrom has lapsed. Any community remittance shall be made under protest and without prejudice to the Town's right to recover such amount and interest thereon in the event that there is a final determination that AB 1X 26 and AB 1X 27 are unconstitutional. If there is a final determination that AB 1X 26 and AB 1X 27 are invalid, this Ordinance shall be deemed to be null and void and of no further force or effect. This Ordinance shall not effect or give rise to any waiver of rights or remedies that the Town may have, whether in law or in equity, to challenge ABX1 26 or ABX1 27. This Ordinance shall not be construed as the Town's willing acceptance of, or concurrence with, either ABX1 26 or ABX1 27; nor does this Ordinance evidence any assertion or belief whatsoever on the part of the Town that said bills are constitutional or lawful.

Section 5. Implementation. The Town Council hereby authorizes and directs the Town Manager to take any action and execute any documents necessary to implement this Ordinance, including but not limited to notifying the San Bernardino County Auditor-Controller, the Controller of the State of California, and the California Department of Finance of the adoption of this Ordinance and the Town's agreement to comply with the provisions of Part 1.9 of Division 24 of the Health and Safety Code, as set forth in AB 1X 27.

Section 6. Additional Understandings and Intent. It is the understanding and intent of the Town Council that, once the Agency is again authorized to enter into agreements under the CRL, the Town will enter into an agreement with the Agency as authorized pursuant to Section 34194.2, whereby the Agency will transfer annual portions of its tax increment to the Town in amounts not to exceed the annual community remittance payments to enable the Town, directly or indirectly, to make the annual remittance payments. The Town Council does not intend, by enactment of this Ordinance, to pledge any of its general fund revenues or assets to make the remittance payments. The Town reserves the right to withdraw from making the payments required by ABX1 27 should the amount of such payments (as will be determined by the State Department of Finance) prove to be in excess of the Town's available funds not otherwise obligated for other uses.

Section 7. CEQA. The Town Council finds, under Title 14 of the California Code of Regulations, Section 15378(b)(4), that this Ordinance is exempt from the requirements of the California Environmental Quality Act ("CEQA") in that it is not a "project," but instead consists of the creation and continuation of a governmental funding mechanism for potential future projects and programs, and does not commit funds to any specific project or program. The Town Council, therefore, directs that a Notice of Exemption be filed with the County Clerk of the County of San Bernardino in accordance with CEQA Guidelines.

Section 8. Custodian of Records. The documents and materials that constitute the record of proceedings on which these findings are based are located at the Town Clerk's office located at 57090 29 Palms Highway, Yucca Valley, CA 92284. The custodian for these records is Janet M. Anderson, Town Clerk.

Section 9. Severability. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable. The Town Council hereby declares that it would have adopted this Ordinance irrespective of the invalidity of any particular portion thereof.

Section 10. Certification; Publication. The Town Clerk shall certify to the adoption of this Ordinance and cause it, or a summary of it, to be published once within 15 days of adoption in a newspaper of general circulation printed and published within the Town of Yucca Valley, and shall post a certified copy of this Ordinance, including the vote for and against the same, in the Office of the Town Clerk in accordance with Government Code § 36933.

Section 11. Effective Date. This Ordinance shall become effective thirty (30) days from its adoption.

APPROVED AND ADOPTED this _____ day of _____, 2011.

MAYOR

ATTEST:

APPROVED AS TO FORM:

TOWN CLERK

TOWN ATTORNEY

TOWN COUNCIL STAFF REPORT

To: Honorable Mayor & Town Council
From: Curtis Yakimow, Administrative Services Director
Date: August 29, 2011
For Council Meeting: September 6, 2011

Subject: Warrant Register September 6, 2011

Recommendation:

Ratify Payroll Registers total of \$ 324,270.25 for checks dated August 5, 2011 through August 19, 2011.
Ratify the Warrant Register total of \$ 743,393.31 for checks dated August 11, 2011 through August 25, 2011.

Order of Procedure:


- Department Report
- Request Staff Report
- Request Public Comment
- Council Discussion
- Motion/Second
- Discussion on Motion
- Call the Question (Roll Call)

Attachments:

- Payroll Register No. 6 dated August 05, 2011 total of \$ 160,782.34
- Payroll Register No. 8/1 dated August 10, 2011 total of \$ 10,261.67
- Payroll Register No. 8/2 dated August 19, 2011 total of \$ 153,226.24
- Warrant Register No.11 dated August 11, 2011 total of \$ 314,483.32
- Warrant Register No.13 dated August 25, 2011 total of \$ 428,909.99

Reviewed By:


Town Manager


Admin. Services


Town Attorney

Department Report
 Consent

Ordinance Action
 Minute Action

Resolution Action
 Receive and File

Public Hearing
 Study Session

TOWN OF YUCCA VALLEY

PAYROLL REGISTER # 06
CHECK DATE - August 05, 2011

Fund Distribution Breakdown

Fund Distribution

General Fund	\$138,448.52
Gas Tax Fund	11,232.81
Redevelopment Agency	<u>11,101.01</u>

Grand Total Payroll \$160,782.34



Prepared by P/R & Financial Specialist:



Reviewed by H/R & Risk Mgr.:



Town of Yucca Valley
Payroll Net Pay & Net Liability Breakdown
 Pay Period 06 - Paid 8/05/11
 (July 16, 2011 - July 29, 2011)
 Checks: 4081-4098

	Employee	Employer	Total
<u>Net Employee Pay</u>			
Payroll Checks	\$9,977.74		\$9,977.74
Direct Deposit	76,664.66	-	76,664.66
Sub-total	86,642.40		86,642.40
<u>Employee Tax Withholding</u>			
Federal	16,578.58		16,578.58
Medicare	1,773.42	1,773.41	3,546.83
SDI - EE	-	-	-
State	5,304.70		5,304.70
Sub-total	23,656.70	1,773.41	25,430.11
<u>Employee Benefit & Other Withholding</u>			
Misc. Labor Account Credits	34.80	-	34.80
Deferred Compensation	3,122.54	1,350.97	4,473.51
PERS Survivor Benefit	40.00		40.00
Health Café Plan	1,902.25	13,397.23	15,299.48
American Fidelity Pre-Tax	298.40		298.40
American Fidelity After-Tax	12.15		12.15
American Fidelity-FSA	421.52		421.52
PERS EE - Contribution 7%	157.46		157.46
PERS EE - Contribution 8%	6,881.94		6,881.94
PERS Retirement - Employee	59.97	-	59.97
PERS Retirement - Employer	-	15,378.72	15,378.72
Wage Garnishment - Employee	10.00		10.00
Life & Disability Insurance		923.70	923.70
Unemployment Insurance		1,181.06	1,181.06
Workers' Compensation		3,537.12	3,537.12
Sub-total	12,941.03	35,768.80	48,709.83
Gross Payroll	\$123,240.13	\$37,542.21	\$160,782.34
Prepared by P/R & Financial Specialist: 	Reviewed by H/R & Risk Mgr. 		

TOWN OF YUCCA VALLEY

**PAYROLL REGISTER # 08/1
CHECK DATE - August 10, 2011**

Fund Distribution Breakdown

Fund Distribution

General Fund	\$10,261.67
Gas Tax Fund	0.00
Redevelopment Agency	0.00

Grand Total Payroll

\$10,261.67

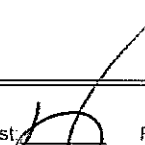
Prepared by P/R & Financial Specialist:



Reviewed by H/R & Risk Mgr.:



Town of Yucca Valley
Payroll Net Pay & Net Liability Breakdown
Pay Period 08/1 - Paid 8/10/11
(July 30, 2011 - August 12, 2011)
Checks: 4099

	Employee	Employer	Total
<u>Net Employee Pay</u>			
Payroll Checks	\$8,838.28		\$8,838.28
Direct Deposit	-	-	-
Sub-total	8,838.28		8,838.28
<u>Employee Tax Withholding</u>			
Federal	-		-
Medicare	141.10	141.10	282.20
SDI - EE	-	-	-
State	751.94		751.94
Sub-total	893.04	141.10	1,034.14
<u>Employee Benefit & Other Withholding</u>			
Misc. Labor Account Credits	-	-	-
Deferred Compensation	-	-	-
PERS Survivor Benefit	-		-
Health Café Plan	-	-	-
American Fidelity Pre-Tax	-		-
American Fidelity After-Tax	-		-
American Fidelity-FSA	-		-
PERS EE - Contribution 7%	-		-
PERS EE - Contribution 8%	-		-
PERS Retirement - Employee	-	-	-
PERS Retirement - Employer	-	-	-
Wage Garnishment - Employee	-		-
Life & Disability Insurance		-	-
Unemployment Insurance		97.31	97.31
Workers' Compensation		291.94	291.94
Sub-total	-	389.25	389.25
Gross Payroll	\$9,731.32	\$530.35	\$10,261.67
Prepared by P/R & Financial Specialist:  Reviewed by H/R & Risk Mgr.: _____			

TOWN OF YUCCA VALLEY

**PAYROLL REGISTER # 08/2
CHECK DATE - August 19, 2011**

Fund Distribution Breakdown

Fund Distribution

General Fund	\$136,089.16
Gas Tax Fund	8,882.46
Redevelopment Agency	<u>8,254.62</u>

Grand Total Payroll	<u><u>\$153,226.24</u></u>
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Prepared by P/R & Financial Specialist:



Reviewed by H/R & Risk Mgr.:



Town of Yucca Valley
Payroll Net Pay & Net Liability Breakdown
 Pay Period 08/2 - Paid 8/19/11
 (July 30, 2011 - August 12, 2011)
 Checks: 4100-4118

	Employee	Employer	Total
<u>Net Employee Pay</u>			
Payroll Checks	\$9,600.54		\$9,600.54
Direct Deposit	72,708.14	-	72,708.14
Sub-total	82,308.68		82,308.68
<u>Employee Tax Withholding</u>			
Federal	12,907.19		12,907.19
Medicare	1,663.63	1,663.62	3,327.25
SDI - EE	-	-	-
State	4,099.34		4,099.34
Sub-total	18,670.16	1,663.62	20,333.78
<u>Employee Benefit & Other Withholding</u>			
Misc. Labor Account Credits	-	-	-
Deferred Compensation	3,943.00	2,327.53	6,270.53
PERS Survivor Benefit	50.00		50.00
Health Café Plan	1,902.25	13,491.33	15,393.58
American Fidelity Pre-Tax	298.40		298.40
American Fidelity After-Tax	12.15		12.15
American Fidelity-FSA	421.52		421.52
PERS EE - Contribution 7%	285.66		285.66
PERS EE - Contribution 8%	6,856.22		6,856.22
PERS Retirement - Employee	59.97	-	59.97
PERS Retirement - Employer	-	15,463.58	15,463.58
Wage Garnishment - Employee	219.06		219.06
Life & Disability Insurance		919.96	919.96
Unemployment Insurance		1,083.29	1,083.29
Workers' Compensation		3,249.86	3,249.86
Sub-total	14,048.23	36,535.55	50,583.78
Gross Payroll	\$115,027.07	\$38,199.17	\$153,226.24
Prepared by P/R & Financial Specialist: <i>hf</i> Reviewed by H/R & Risk Mgr. <i>dll</i>			

WARRANT REGISTER #11
CHECK DATE - AUGUST 11, 2011

FUND DISTRIBUTION BREAKDOWN

Checks # 34994 to # 35064 are valid
Checks # 35045 is included in RDA Warrant # 11

GENERAL - FUND # 001	\$306,287.06
CUP DEPOSITS - FUND # 200	1,075.00
COPS SLESF FUND # 509	112.00
STREET MAINTENANCE - FUND # 515	237.43
MEASURE I FUND # 524	3,821.83
LANDSCAPING/LIGHTING MAINTENANCE FUND # 581	1,350.00
STREET & DRAINAGE DISTRICT FUND # 582	1,600.00

GRAND TOTAL

\$314,483.32

Prepared by Shirlene Doten, Finance  Approved by Mark Nuaimi, Town Manager 
Reviewed by: Curtis Yakimow, Admin Svc. Dir. 

Town of Yucca Valley

Warrant Register

August 11, 2011

Fund	Check #	Vendor	Description	Amount
001	GENERAL FUND			
	34994	Ace Alternators	Fleet Vehicle Maintenance	\$147.82
	34995	Action Door Controls, Inc.	Senior Center Maintenance	162.50
	34996	Action Pumping, Inc.	Septic Pumping Services	160.00
	34997	Alsco/American Linen, Inc.	Facilities Maintenance Supplies	211.24
	34998	Arrowhead Mountain Water	Shelter Supplies	102.50
	34999	Avalon Urgent Care	Medical Screening Services	75.00
	35000	Hazel Bader	Contract Instructor	75.60
	35001	Barr Lumber, Inc.	Facilities Maintenance	76.97
	35002	Kathleen Bishop	Recreation Program Refund	36.00
	35003	Kristine Bost	Contract Instructor	23.80
	35004	Carol Boyer	Contract Instructor	54.60
	35005	Carquest Auto Parts	Equipment Maintenance	62.75
	35006	Carrot Top Industries	Summer Music Performance	311.54
	35007	Janine Cleveland	Contract Instructor	441.00
	35008	Walter Cortez	Recreation Program Refund	72.00
	35009	J.W. Craig	Contract Instructor	106.40
	35010	Desert Images Office Equipment, Inc.	Toner Cartridge	64.64
	35011	Desert Pacific Exterminators	Facilities Maintenance	229.00
	35012	Desert Hot Springs Animal Clinic	Veterinary Services	218.54
	35013	Dept of Justice	Live Scan Services	117.00
	35014	Kristopher Dybbro	Contract Instructor	39.20
	35015	Farmer Bros. Co.	Office Supplies	127.14
	35016	FedEx	Delivery Service	23.52
	35017	Mae Fox	Contract Instructor	58.80
	35018	G & K Propane	Vehicle Fuel	26.67
	35019	Geo Central	Museum Shop Merchandise	539.75
	35020	Joy Groves	Contract Instructor	323.33
	35021	Shani Guerrero	Recreation Program Refund	36.00
	35022	Mary Hagerty-Severns	Contract Instructor	252.00
	35023	Hajoca Corporation	Plumbing Supplies	428.38
	35024	Hi-Desert Publishing	Engineer Employment Ad	1,452.96
	35025	Jessica Huff	Recreation Account Refund	15.00
	35026	Innovative Federal Strategies, LLC	July 2011 Professional Services	3,931.00
	35027	Susan Jordan	Contract Instructor	126.00
	35028	K & M Enterprises	Brehm Park Grant Research	9,000.00
	35029	KCDZ-FM	Brehm Park Advertising	200.00
	35030	Roger Keezer	Contract Instructor	79.10
	35032	Shang Lee	Recreation Account Refund	8.00
	35033	Pat Lumbattis	Recreation Account Refund	10.00
	35034	The Mallants Corp	Temporary Employment Svs.	961.48
	35035	National Notary Association	Membership Dues	52.00
	35036	Viva Nelson	Contract Instructor	25.20
	35037	O C Tanner Company	Employee Recognition	1,958.48
	35038	Oasis Office Supply	Office Supplies	70.09
	35039	David Ogden	Recreation Account Refund	53.00
	35040	Pacific Telemanagement Svs.	09/11 Public Phone Service	82.64
	35041	Public Agency Retirement Services	06/11 Trust Administration Svs.	300.00
	35042	Pro Video	Town Council Taping	200.00

Town of Yucca Valley
Warrant Register
August 11, 2011

Fund	Check #	Vendor	Description	Amount
	35043	Quick Reference Publishing	Reference Materials	204.00
	35044	SBCO Sheriff's Dept	July 2011 Public Safety	274,045.00
	35046	Beverly Schmuckle	Contract Instructor	54.60
	35047	Kristy Snedden	Recreation Program Refund	144.00
	35048	Southwest Networks, Inc.	Technology Support	1,280.00
	35049	Sprint	Phone Service	15.82
	35050	Stater Bros	Recreation Program Expense	105.38
	35051	Michael Summers	Museum Display Expense	500.00
	35052	Superior Ready Mix	Parks Supplies	259.68
	35053	Trophy Express	Engraving Expense	72.18
	35054	Unique Crafters Co.	Museum Shop Merchandise	730.85
	35055	Unisource Worldwide, Inc.	Maintenance Supplies	213.11
	35056	VCA Yucca Valley Animal Hospital	Veterinary Services	219.85
	35057	Verizon	Technical Support	1,530.00
	35058	Verizon	Long Distance Phone Service	181.04
	35059	Valley Independent	Recreation Program Expense	564.28
	35060	Voyager Fleet Systems, Inc	Vehicle Fuel	74.51
	35061	Walmart Community	Museum Program Expense	279.87
	35062	Shaun Watkins	Sports Referee	44.00
	EFT	The Home Depot	Maintenance Supplies	638.83
	EFT	First Bankcard	Meetings & Operating Supplies	2,001.42
Total 001	GENERAL FUND			<u>\$306,287.06</u>
	200	DEPOSITS FUND		
	35064	Jay Zupan	Deposit Account Refund	\$1,075.00
Total 200	DEPOSITS FUND			<u>\$1,075.00</u>
	509	COPS-SLESF-FUND		
	35063	Arden Wiltshire	Seminar Expense	\$112.00
Total 509	COPS-SLESF-FUND			<u>\$112.00</u>
	515	GAS TAXFUND		
	34997	Alsco/American Linen, Inc.	Street Uniforms Service	\$61.17
	35001	Barr Lumber, Inc.	Street Department Supplies	62.99
	35005	Carquest Auto Parts	Street Equipment Maintenance	14.72
	35045	SCE	Electric Service	98.55
Total 515	GAS TAX FUND			<u>\$237.43</u>
	524	MEASURE I -2010-2040 FUND		
	35045	SCE	Electric Service	\$3,821.83
Total 524	MEASURE I - 2010-2040 FUND			<u>\$3,821.83</u>
	581	LANDSCAPE/LIGHTING MAINTENANCE FUND		
	35031	K. Dennis Klingelhofer	Engineering Services	\$1,350.00
Total 581	LANDSCAPE/LIGHTING MAINTENANCE FUND			<u>\$1,350.00</u>
	582	STREET & DRAINAGE DISTRICT FUND		
	35031	K. Dennis Klingelhofer	Engineering Services	\$1,600.00
Total 582	STREET & DRAINAGE DISTRICT FUND			<u>\$1,600.00</u>

Town of Yucca Valley
Warrant Register
August 11, 2011

Fund	Check #	Vendor	Description	Amount
***		Report Total		<u><u>\$314,483.32</u></u>




WARRANT REGISTER # 13
CHECK DATE - AUGUST 25, 2011

FUND DISTRIBUTION BREAKDOWN

Checks # 35065 to # 35155 are valid

Checks # 35089, # 35098, # 35111, and # 35113 are included in RDA Warrant # 13

GENERAL FUND # 001	\$389,702.10
CENTRAL SUPPLIES FUND # 100	2,479.98
CUP DEPOSITS FUND # 200	3,712.13
AB2928 STATE CONSTRUCTION FUND # 513	575.00
AB2928 TCRP FUND # 514	230.00
GAS TAX FUND # 515	20,346.05
MEASURE I MAJOR ARTERIAL FUND # 522	3,552.48
MEASURE I LOCAL ROADS FUND # 523	75.00
MEASURE I FUND # 524	4,674.60
PUBLIC LANDS FEDERAL GRANT FUND # 527	592.50
CA ENERGY COMMISSION ARRA FUND # 540	1,506.75
CMAQ FUND # 542	115.00
CDBG FUND # 560	1,137.50
CAPITAL PROJECTS RESERVE FUND # 800	210.90
GRAND TOTAL	<u><u>\$428,909.99</u></u>

Prepared by Shirlene Doten, Finance  Approved by Mark Nuaimi, Town Manager 
Reviewed by: Curtis Yakimow, Admin Svc. Dir. 

Town of Yucca Valley

Warrant Register

August 25, 2011

Fund	Check # Vendor	Description	Amount
001	GENERAL FUND		
	35065 Jennifer Doan	Replacement Payroll Check	\$1,182.53
	35066 Action Pumping, Inc.	Septic Pumping Services	987.50
	35067 All American Publishing	Community Relations Expense	150.00
	35068 Alsco/American Linen, Inc.	Parks Uniform Service	48.68
	35069 Aquatic Technology	YVHS Pool Program Expense	101.96
	35070 Avalon Urgent Care	Medical Screening Services	15.00
	35071 Barr Lumber, Inc.	Community Services Supplies	171.82
	35072 Best Paw Forward	Animal Evaluation Svs.	150.00
	35073 Big 5 Corp.	Recreation Program Expense	743.22
	35074 Bonded Rigging & Heavy Transport	Property Abatement Svs.	9,200.00
	35075 Brian's Lockshop	Facilities Maintenace	275.48
	35076 Carquest Auto Parts	Vehicle Maintenance	102.84
	35077 Charles Abbott & Assoc, Inc.	Permit Fee Services	7,011.94
	35078 Companion Animal Clinic	Veterinary Services	179.90
	35079 Lesley Copeland	Tuition Reimbursement	1,500.00
	35080 CPRS - Calif Park & Rec Soc	Membership Renewal	135.00
	35081 Cyber Photographics	Recreation Program Expense	133.61
	35082 Desert Entertainer	Museum Advertising	75.00
	35084 Desert Pacific Exterminators	Facilities Maintenance	49.00
	35085 eLifeguard	Recreation Program Expense	126.83
	35086 Farmer Bros. Co.	Office Supplies	128.56
	35087 FedEx	Animal Shelter Delivery Svs.	33.84
	35088 Fred's Tires	Fleet Tire Replacement & Repair	514.96
	35089 Duane Gasaway	Engineering Services	2,215.00
	35092 Golden State Overnight	Delivery Service	24.23
	35093 Art Gutierrez	Sports Referee	242.00
	35094 Harrison Air Conditioning	Facilities Maintenance	1,047.19
	35095 HdL Hinderliter, DeLlamas & Assoc	Sales Tax Service	1,283.12
	35096 HdL Coren & Cone	CAFR Statistical Report	595.00
	35097 Hi-Desert Glass	Facility Maintenance	178.13
	35098 Hi-Desert Water	Water Service	14,926.46
	35099 Hi-Desert Publishing	Com Svs Program Ad.	1,624.99
	35100 Honeywell Building Solutions	HVAC Maintenance Contract	24,900.00
	35101 Inland Empire Stages Unlimited	Adult Trips Program	4,202.00
	35103 International Dark-Sky Assoc.	Membership Dues	50.00
	35104 Intervet, Inc.	Shelter Adoption Expense	374.97
	35105 Knorr Systems, Inc.	YVHS Pool Chemicals	383.08
	35106 M. Scott	Museum Advertising	40.00
	35107 Mark S. Mahoney	Administrative Hearing Officer	200.00
	35108 The Mallants Corp	Public Works Temp. Employment	2,493.14
	35110 Tiffany Mladinich	Museum Shop Merchandise	170.00
	35112 NRO Engineering	Engineering Services	3,910.00
	35113 Oasis Office Supply	Office Supplies	991.08
	35115 Pet Edge	Shelter Equipment	160.29
	35116 Petty Cash-Michele Linzner	Miscellaneous Supplies	564.70
	35118 Pool & Spa Center	YVHS Pool Maintenance	179.15
	35119 Pro Pet Distributors	Parks Maintenance	264.50
	35120 Pro Video	Youth Commission Program	554.00

Town of Yucca Valley
Warrant Register
August 25, 2011

Fund	Check #	Vendor	Description	Amount
	35123	Ron's Automotive	Vehicle Maintenance	166.47
	35124	Steve Ruiz	Museum Program Performance	200.00
	35125	S & S Worldwide	Recreation Event Supplies	121.27
	35126	SBCO-Vehicle Services	Fleet Vehicle Inspections & Repair	568.00
	35128	SBCO - Information Services	Radio Access	2,028.23
	35129	SBCO Sheriff's Dept	August 2011 Professional Svs.	274,043.00
	35130	SCE	Electric Service	15,204.50
	35131	Signs by Wanda	Recreation Program Expense	750.75
	35132	Simplot Partners, Inc.	Parks Maintenance & Supplies	200.15
	35133	So. Cal. Gas Co.	Natural Gas Vehicle Fuel	13.00
	35134	Tony Soares	Museum Shop Merchandise	66.00
	35135	Southwest Networks, Inc.	Technology Support	4,013.68
	35136	Stater Bros	Recreation Supplies	331.94
	35138	Trophy Express	Recreation & Sports Program Exp.	463.19
	35139	Delanford Truitt	Sports Referee	176.00
	35140	Two's Company, Inc.	Museum Shop Merchandise	496.43
	35141	Uline	Museum Shop Expense	146.55
	35142	Unique Crafters Co.	Museum Shop Merchandise	68.10
	35143	United Glass & Door, Inc.	Facility Maintenance	150.00
	35145	USA Mobility Wireless, Inc.	Pager Service	21.55
	35146	Vagabond Welding Supply	YVHS Pool Expense	61.42
	35147	VCA Yucca Valley Animal Hospital	Veterinary Services	260.08
	35148	Valley Independent	Employee Business Cards	32.27
	35149	Walmart Community	Shelter Supplies	763.60
	35151	Sylvia White	Museum Shop Merchandise	100.00
	35152	Woods Auto Repair	Fleet Vehicle Repairs & Smog Svs.	1,651.09
	35153	Guy Wulf	Sports Referee	330.00
	35154	Yellowmart	Shelter Supplies	195.80
	35155	Yucca Valley Quick Lube	Fleet Vehicle Maintenance	277.57
	EFT	First Bank Card	Conference & Operating Expenses	1,893.72
	EFT	The Home Depot	Facilities Maintenance	317.04
Total 001	GENERAL FUND			\$389,702.10
100 INTERNAL SERVICE FUND				
	35083	Desert Images Office Equipment, Inc.	Animal Shelter Copier Svs. Contract	\$450.00
	35090	GE Capital Corporation	Com Dev Copier Lease	901.05
	35113	Oasis Office Supply	Copy Paper	771.93
	35117	Pitney Bowes-Lease	Postage Meter Lease	357.00
Total 100	INTERNAL SERVICE FUND			\$2,479.98
200 DEPOSITS FUND				
	35087	FedEx	Delivery Service	\$89.66
	35089	Duane Gasaway	Engineering Services	1,627.50
	35099	Hi-Desert Publishing	Public Hearing Ad	406.22
	35112	NRO Engineering	Engineering Services	1,538.75
	35127	SBCO-Clerk/Board of Supervisors	Notice of Exemption	50.00
Total 200	DEPOSITS FUND			\$3,712.13

Town of Yucca Valley

Warrant Register

August 25, 2011

Fund	Check # Vendor	Description	Amount
513 AB2928-STATE CONSTRUCTION GRANT FUND			
	35089 Duane Gasaway	Engineering Services	\$575.00
Total 513 AB2928-STATE CONSTRUCTION GRANT FUND			\$575.00
514 AB2928 - TCRP FUND			
	35112 NRO Engineering	Engineering Services	\$230.00
Total 514 AB2928 - TCRP FUND			\$230.00
515 GAS TAX FUND			
	35066 Action Pumping, Inc.	01/10 Storm Repair	\$150.00
	35068 Alsco/American Linen, Inc.	Street Uniforms Service	77.80
	35076 Carquest Auto Parts	Vehicle Maintenance	96.95
	35091 Gemini Specialized Machining	Backhoe Vehicle 38 Repair	1,895.37
	35098 Hi-Desert Water	Water Service	265.28
	35109 Match Corporation	Streets Repair & Maint.	13,873.17
	35121 Quality Street Services, Inc.	Street Sweeping Services	880.00
	35130 SCE	Electric Service	422.83
	35137 Traffic Control Service, Inc.	Street Signage	317.86
	35144 United Rentals, Inc.	Water Truck Rental	2,152.17
	35149 Walmart Community	Street Equipment	64.62
	35154 Yellowmart	Safety Equipment	150.00
Total 515 GAS TAX FUND			\$20,346.05
522 MEASURE I MAJOR ARTERIAL FUND			
	35089 Duane Gasaway	Engineering Services	\$25.00
	35112 NRO Engineering	Engineering Services	1,150.00
	35122 RBF Consulting	SR 62 Widening Project Svs.	1,000.48
	35150 Albert A. Webb Assoc.	Median Imprv. Project	1,377.00
Total 522 MEASURE I MAJOR ARTERIAL FUND			\$3,552.48
523 MEASURE I - LOCAL ROADS FUND			
	35089 Duane Gasaway	Engineering Services	\$75.00
Total 523 MEASURE I - LOCAL ROADS FUND			\$75.00
524 MEASURE I - 2010-2040			
	35089 Duane Gasaway	Engineering Services	\$2,582.20
	35112 NRO Engineering	Engineering Services	2,070.00
	35130 SCE	Electric Service	22.40
Total 524 MEASURE I - 2010-2040			\$4,674.60
527 PUBLIC LANDS FEDERAL GRANT FUND			
	35089 Duane Gasaway	Engineering Services	\$375.00
	35114 Overland Pacific & Cutler, Inc.	PLHD Services	217.50
Total 527 PUBLIC LANDS FEDERAL GRANT FUND			\$592.50
540 CA ENERGY COMMISSION ARRA FUND			
	35089 Duane Gasaway	Engineering Services	\$1,025.00
	35099 Hi-Desert Publishing	Bid Advertising	481.75
Total 540 CA ENERGY COMMISSION ARRA FUND			\$1,506.75

Town of Yucca Valley
Warrant Register
August 25, 2011

Fund	Check # Vendor	Description	Amount
542 CMAQ FUND	35112 NRO Engineering	Engineering Services	\$115.00
Total 542 CMAQ FUND			\$115.00
560 CDBG FUND	35102 Interactive Design	Community Center Door Project	\$1,137.50
Total 560 CDBG FUND			\$1,137.50
800 CAPITAL PROJECTS RESERVE FUND	35075 Brian's Lockshop	Town Wide Re-key Project	\$210.90
Total 800 CAPITAL PROJECTS RESERVE FUND			\$210.90
***	Report Total		\$428,909.99

TOWN COUNCIL STAFF REPORT

To: Honorable Mayor & Town Council
From: Shane R. Stueckle, Deputy Town Manager
Date: August 31, 2011
For Council Meeting: September 6, 2011

Subject: Development Code Update-Phase I
Draft Guiding Principles, Issues and Intent

Prior Council Review: The Town Council met in joint session with the Planning Commission on August 23, 2011, to receive the Development Code Update, Phase I Report. Included in the Phase I Report were the Draft Guiding Principles, Issues and Intent.


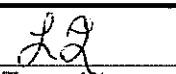

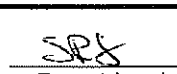
Recommendation: That the Town Council approves and adopts the Development Code Guiding Principles, Issues and Intent.

Executive Summary: The Town recently initiated the process to update the Yucca Valley Development Code. The Development Code in place today was inherited from the County of San Bernardino, and has been amended several times since the Town incorporated. Prior to drafting updates to the various sections of the Code, a Phase I Report was to be presented at a joint meeting of the Town Council and Planning Commission. The purpose of this approach was to obtain policy direction from Town Council to staff, the Planning Commission, and the consulting team on direction of update of the Code.

Based upon the feedback and direction received at the August 23, 2011 Joint Meeting, staff has revised the Guiding Principles as attached.

Order of Procedure:

- Request Staff Report
- Request Public Comment
- Council Discussion/Questions of Staff
- Motion/Second
- Discussion on Motion
- Call the Question (Voice Vote)

Reviewed By:	 Town Manager	 Town Attorney	 Mgmt Services	 Dept Head
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<input checked="" type="checkbox"/> Department Report	<input type="checkbox"/> Ordinance Action	<input type="checkbox"/> Resolution Action	<input type="checkbox"/> Public Hearing
<input type="checkbox"/> Consent	<input checked="" type="checkbox"/> Minute Action	<input type="checkbox"/> Receive and File	<input type="checkbox"/> Study Session

Discussion: Based upon the feedback and direction received at the August 23, 2011 Joint Meeting, staff has revised the Guiding Principles as attached and as outlined below. A track changes version has been provided to the Town Council so that proposed amendments to the August 23, 2011 document can easily be followed.

1. Clear, specific standards with minimum of interpretation required. The Development Code shall be straightforward, clear and easy to use for decision-makers, Town staff, developers, property owners and residents, with specific standards and a minimum of interpretation required.

Purpose: As previously discussed, the County Development Code contains many areas that require interpretation and their implementation by staff. Ambiguities and conflicting sections cause the Code to be difficult to use for many individuals. Establishing clear specific standards with minimal interpretation will enable the Code to be both understood and administrated more easily and effectively.

2. Appropriate infrastructure. The Development Code shall require appropriate infrastructure to be provided for new development, but shall provide allowances for infill development. Infrastructure requirements shall be related to the density and intensity of the zoning designation, in a form similar to the San Bernardino County requirements.

Purpose: Neither the existing General Plan or Development Code establish specific standards, based upon land use/zoning or development type, for infrastructure requirements. Implementing a tool similar to the County's approach to establishing specific infrastructure standards and requirements, will provide clarity to those standards for all land use/zoning districts.

3. Enabling the Economic Hub. Development and design standards shall provide for a balance of uses to meet the social and economic needs of the community and the Morongo basin, with higher intensity uses to address retail, commercial, employment, and housing opportunities concentrated along the Highway 62 corridor and surrounding area.

Purpose: The Town is the primary commercial, employment and retail center of the Morongo Basin. The Development Code must provide the necessary standards to ensure that the Town's economic position is strengthened in the future. The commercial core of SR 62 and the three planning areas previously identified, including the East Side, Mid-Town, and Old Town, will play pivotal roles in providing for commercial growth, mixed use higher intensity development, while being buffered from the lower density desert character residential neighborhoods.

4. Reinforcing the Desert character. For the lower density residential areas of the Town, desert character consists primarily of greater openness and less urban lifestyle. Development standards shall provide greater setbacks for both primary and accessory structures, lower lot coverage, less infrastructure requirements, more animal uses, larger accessory structures, and a broader array of home occupations and businesses to be operated within residential areas. Desert vegetation shall not be cleared until properties are to be developed and clearing only necessary land for structures and specific uses is encouraged. Incorporation of native desert plants shall be encouraged through the development of landscape requirements for residential development and through the use of clustering to promote undisturbed native desert areas.

Purpose: As discussed with the Town Council and Planning Commission at the joint meeting of August 23, 2011, defining and supporting the desert character that is present in the low density residential neighborhoods today through the Development Code Update was identified as an important element in the overall Update process. As illustrated in the description of "Reinforcing the Desert character" above, these areas are defined by openness, larger setbacks, lower allowed percentage of lot coverage, reduced levels of required infrastructure, allowances for larger accessory structures, anticipated animal keeping, and incorporation of native desert plant materials in on-site and parkway landscaping.

Principles one through four contain further implementation guidance for the Development Code Update within the attachment to this Report. Staff will present those implementation guidance directions in further detail at the Town Council meeting. With Town Council approval of the Guiding Principles, the Development Code Update team is positioned to move forward with the drafting of the Update.

Based upon Town Council discussion and feedback at the August 23, 2011 joint meeting, staff is developing a work program for addressing the Council's priority areas within the Development Code Update process.

The results of the polling conducted during the joint meeting area also attached for the Council's convenience and information. The polling results are separated by Town Council, Planning Commission, Town Residents, and others.

Alternatives: The Town Council may modify the guiding principles as deemed necessary. Take no action and direct staff to return to the Town Council with specific modifications to the Guiding Principles.

Fiscal impact: NA

Attachments: Revised Draft Guiding Principles, Issues and Intent
Polling Results



Summary Report Memorandum
Attachment A: Draft Guiding Principles, Issues and Intent
Development Code Update- Phase I Analysis
Town of Yucca Valley

(Approved by the Town Council on ~~August XX~~September 6, 2011)

The Development Code Update Draft Guiding Principles were developed based upon review of the General Plan and Development Code, interviews with stakeholders, discussions with City-Town Staff, ~~and~~ responses to the Community Survey, and a joint Town Council / Planning Commission workshop. The Guiding Principles are intended to be a guide for the Development Code Update. As the code is revised and updated, the project team will refer to the Guiding Principles to draft purpose intent and purpose-intent statements for standards within the Code.

The Guiding Principles are intended to be adopted by the Town Council on a conceptual basis, to provide direction for the Development Code Update team ~~in preparing the new Development Code~~. Modifications to the guiding principles by the Town Council are encouraged and recommended as the intent of this document is to reflect the direction of the Town Council.

~~The Guiding Principles are further defined and expanded in the Issues and Objectives outline in the body of this document. The Guiding Principles should be representative of the ambitions of the Town.~~

Development Code Update Guiding Principles

1. Clear, specific standards with minimum of interpretation required. The Development Code shall be straightforward, clear and easy to use for decision-makers, Town staff, developers, property owners and residents, with specific standards and a minimum of interpretation required.

~~Note: In order to minimize interpretation, emphasis will be placed on provision of specific standards, rather than policies with general criteria. Varying levels of review can also be provided for alternatives or exceptions to the criteria.~~

2. Appropriate infrastructure. The Development Code shall require appropriate infrastructure to be provided for new development, but shall provide allowances for infill development. Infrastructure requirements shall be related to the density and intensity of the zoning designation, in a form similar to the San Bernardino County requirements.

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Summary Report Memorandum - Attachment A Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on August XX September 6, 2011)

~~Enabling the Note: As an example (see Attachment A1), the "new" San Bernardino County Code, Section 83.09.050, Infrastructure Improvement Standards. Note that in the desert regions the County requires paved roads, but not curbs, gutters and sidewalks for new non-residential development and low-density residential tracts.~~

~~3. Balance of uses with desert characterEconomic Hub. Development and design standards regulations shall provide for a balance of uses to meet the social and economic needs of the community and the Morongo basin, with higher intensity uses to address retail, commercial, employment, and housing opportunities concentrated along the Highway 62 corridor and surrounding area.~~

~~3. with consideration for the desert character and existing lower density residential areas.~~

~~— Note: The Code can provide for more intense uses and standards for areas surrounding the Highway 62 corridor to address commercial, jobs, and housing issues with provision for less intense uses and standards for lower density outlying areas.~~

~~4. Reinforcing the Working definition of dDesert character—Implications for the Development Code Update. People refer to the special character of the Town, which the existing General Plan describes as rural atmosphere and character, however, "desert character" may be a more appropriate term. What defines the "special or desert character" that the Town would like to maintain, encourage, or require? Consider the following and add, modify or delete as appropriate:For the lower density residential areas of the Town, desert character consists primarily of greater openness and less urban lifestyle. Development standards shall provide greater setbacks for both primary and accessory structures, lower lot coverage, less infrastructure requirements, more animal uses, larger accessory structures, and a broader array of home occupations and businesses to be operated within residential areas. Desert vegetation shall not be cleared until properties are to be developed and clearing only necessary land for structures and specific uses is encouraged. Incorporation of native desert plants shall be encouraged through the development of landscape requirements for residential development and through the use of clustering to promote undisturbed native desert areas.~~

~~4. —~~

~~a. Landscape materials—utilize Joshua Trees, Yuccas, and other specified desert and desert-appropriate plants in landscaping~~

~~b. Dark night sky—reduce light pollution with fully shielded lighting~~

~~e. Blue skies/clean air~~

~~○ Include non-residential performance standards for good air quality and low particulate matter emissions~~

~~○ Provide for mixed-use development to allow residential with commercial to potentially reduce vehicular trips~~

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Summary Report Memorandum - Attachment A Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on ~~August XX~~ September 6, 2011)

- ~~○ Include transportation demand management measures to reduce vehicular trips (such as reduced parking requirements for non-residential uses and parking for motorcycles and bicycles)~~
- ~~○ Limit clearing and grubbing of property unless related to a development project~~
- ~~○ Limit clearing or grading to area of property to be developed within reasonable period (six months or one year?)~~
- ~~○ Consider rural road standards that limit dust~~
- d. ~~Openness — continue to provide for lower density residential areas (2 ½ acre and larger lots) and maintain lower density residential zoning districts around the edges of the Town, except along the Highway 62 corridor area~~
- e. ~~Undisturbed and/or re-vegetated or enhanced desert areas~~
 - ~~○ Allow clustering in new development projects to preserve some undisturbed desert areas within developments especially in connection with boulder out-croppings and topographic features, drainage courses, fault hazard zones, and at project entries~~
 - ~~○ Protect natural drainage courses~~
 - ~~○ Protect large boulder out-croppings~~
 - ~~○ Consider buffers of undisturbed desert areas between non-residential uses and low density residential areas~~
 - ~~○ Consider buffers of a minimum specified width (20 feet?) of undisturbed desert areas adjacent to the National Park, National Monuments, and regional open space corridors~~
 - ~~○ Consider retaining some percentage of undisturbed desert area on lower density residential lots (Size: 1 acre or 2 ½ acre and larger lots? Percentage: 2 ½ or 5 percent, or more?)~~

- f. ~~Hillsides — alternatives for consideration:~~
 - ~~○ Minimize disturbance of hillsides related to percentage of slope and area of slope~~
 - ~~○ Provide grading regulations that require grading of hillsides to avoid the appearance of large flat hillsides, that provide rounded or “contoured” slopes that transition to natural slopes and utilize boulders to further modify large slopes~~
 - ~~○ Should specified ridgelines be provided similar protections?~~
- g. ~~Native Plants — alternatives for consideration (see Attachment A2 as an example of the treatments required by Scottsdale, Arizona for its “sensitive lands”):~~
 - ~~○ Protect in-place or transplant on-site specified healthy, native plants on properties proposed for development (all properties, any property over a certain size [1 acre?], or only lower density residential properties?)~~



Summary Report Memorandum - Attachment A Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on ~~August XX~~ September 6, 2011)

- ~~○ Provide for identification of specified healthy, native plants on properties proposed for development, permits for “taking”, and require provisions for potential adoption of native plants~~
- ~~○ Regulations for existing developed parcels— should the Town enforce what occurs on developed property (i.e. tree removal on residential lots)?~~
- ~~○ Should Native Plant “protection” simply be development of desert appropriate landscape standards?~~
- ~~○ Should Town consider development of “incentives” to promote in place or transplant on site efforts?~~
- ~~○ Allow commercial harvesting of native plants for re-sale on properties proposed for development~~
- ~~○ Beyond Joshua trees, what general categories of native plants besides those specified by the State requirements, should be considered (Mojave Desert plants?)?~~
- ~~○ No requirements for native plants beyond State requirements for specified native plants~~



Summary Report Memorandum - Attachment A Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on ~~August XX~~ September 6, 2011)

The Issues and Objectives outlined in the following table further elaborate the Guiding Principles.

- 1. Guiding Principle:** Clear, specific standards with minimum of interpretation required. The Development Code shall be straightforward, clear and easy to use for decision-makers, Town staff, developers, property owners and residents, with specific standards and a minimum of interpretation required.

~~Note: In order to minimize interpretation, emphasis will be placed on provision of specific standards, rather than policies with general criteria. Varying levels of review can also be provided for alternatives or exceptions to the criteria.~~

Issue	Objective
A) Interpretations of code sections	<ul style="list-style-type: none"> ▪ Include specific, quantifiable requirements and standards ▪ Use language that is clear and concise ▪ Avoid need for interpretations, or subjective criteria ▪ Provide visual aids where feasible
B) Enforceable code	<ul style="list-style-type: none"> ▪ “Shall” will be used instead of “encourage” or “should” ▪ Provide specific standards and requirements to measure compliance against
C) Ease of Use	<ul style="list-style-type: none"> ▪ Format and language shall be consistent throughout Development Code ▪ Tables will be used as often as possible, with text accompanying to provide further detail if needed ▪ Include specific references to relevant sections for common standards ▪ Provide clear administration standards to streamline development review process ▪ <u>A detailed Table of Contents will be included</u>



Summary Report Memorandum - Attachment A
Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on ~~August XX~~ September 6, 2011)

Issue	Objective
D) Smaller Code	<ul style="list-style-type: none"> ▪ Eliminate information applicable to County areas and not Town ▪ Avoid repetition of standards ▪ Consolidate standards and requirements of a particular type in one section, for example parking, landscaping, signs and grading
E) Update for consistency with state law	<ul style="list-style-type: none"> ▪ Sections such as <u>water management, transitional housing, landscaping or and</u> emergency shelters <u>will be</u> updated to comply with state law

2. **Guiding Principle:** Appropriate infrastructure. The Development Code shall require appropriate infrastructure to be provided for new development, but shall provide allowances for infill development. Infrastructure requirements shall be related to the density and intensity of the zoning designation in a form similar to the San Bernardino County requirements.

~~Note: As an example (see Attachment A1), the “new” San Bernardino County Code, Section 83.09.050, Infrastructure Improvement Standards. Note that in the desert regions the County requires paved roads, but not curbs, gutters and sidewalks for new non-residential development and low density residential tracts.~~

Issue	Objective
A) Roadway improvements	<ul style="list-style-type: none"> ▪ Incorporate graduated improvement levels, related to density and intensity of development (see attached example from County of San Bernardino). Specifics will be determined with the drafting of the Development Code, and subsequent Town Council review and approval



Summary Report Memorandum - Attachment A
Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on ~~August XX~~September 6, 2011)

	<ul style="list-style-type: none"> ○ Paved roads for new tracts <u>(not including parcel maps)</u>, commercial and industrial development to reduce dust and maintain air quality ○ Roadway sections in residential areas related to density ○ Curb and gutter/drainage improvements related to need and density and intensity of development ○ Sidewalks along highways and arterial roads ○ Sidewalks in commercial areas ○ Sidewalks/paths/trails in residential areas related to density of development ○ Street lights related to density and traffic safety ▪ Provide exceptions for infill development (where 75% or more of block already developed) ▪ Driveway improvements related to roadway improvements
B) Drainage impacts	<ul style="list-style-type: none"> ▪ Protect drainage courses ▪ Preserve drainage courses in natural state to extent feasible ▪ Require new tracts, commercial and industrial development to address impacts to storm drainage, both on- and off-site ▪ All development provide for on-site detention of storm flows
C) Infill development	<ul style="list-style-type: none"> ▪ Provide exceptions for infill development (where 75% or more of block already developed)



Summary Report Memorandum - Attachment A
Draft Guiding Principles, Issues and Intent
(Approved by the Town Council on ~~August XX~~September 6, 2011)



Summary Report Memorandum - Attachment A
Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on ~~August XX~~ September 6, 2011)

3. ~~**Guiding Principle: Balance of uses with desert character**~~Enabling the Economic Hub. ~~Development and design standards shall provide for a balance of uses to meet the social and economic needs of the community and the Morongo basin, with higher intensity uses to address retail, commercial, employment, and housing opportunities concentrated along the Highway 62 corridor and surrounding area~~Development regulations shall provide a balance of uses to meet the social and economic needs of the community with consideration for the desert character and existing lower density residential areas.

~~Note: The Code can provide for more intense uses and standards for areas surrounding the Highway 62 corridor to address commercial, jobs, and housing issues with provision for less intense uses and standards for lower density outlying areas.~~

Issue	Objective
A) Development and design standards	<ul style="list-style-type: none"> ▪ Prepare design standards for subdivisions ▪ Prepare industrial development and design standards ▪ Provide design standards to encourage integrated development, rather than the ‘strip-mall’ look along Highway 62; <u>review Sign Code for enhancement opportunity(s)</u> ▪ Provide standards and requirements for Mixed Use developments ▪ Identify overlay zones and standards to identify hazard areas in the Town (flood hazard zones, fault zones, airport safety zones) ▪ Reduce required parking requirements in non-residential areas to better reflect actual need
B) Poorly kept properties/ blighted areas	<ul style="list-style-type: none"> ▪ Provide specific standards for Code Enforcement to rely upon in enforcing the Development Code ▪ Maintain consistent standards to extent feasible
C) Character-Quality of development and small town atmosphere	<ul style="list-style-type: none"> ▪ Reduce conflicts between land uses through buffers, especially between low-density residential and commercial and industrial uses



Summary Report Memorandum - Attachment A
Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on ~~August XX~~ September 6, 2011)

Issue	Objective
	<ul style="list-style-type: none"> ▪ Provide regulations for big-box commercial uses ▪ Provide specific Rregulations regarding walls and fences
D) Grading and dust control	▪ Grading and clearing standards to minimize disturbance of the land prior to actual development

4. **Guiding Principle:** ~~Reinforcing the Desert character~~~~Working definition of desert character— Implications for the Development Code Update.~~ For the lower density residential areas of the Town, desert character consists primarily of greater openness and less urban lifestyle. Development standards shall provide greater setbacks for both primary and accessory structures, lower lot coverage, less infrastructure requirements, more animal uses, larger accessory structures, and a broader array of home occupations and businesses to be operated within residential areas. Desert vegetation shall not be cleared until properties are to be developed and clearing only necessary land for structures and specific uses is encouraged. Incorporation of native desert plants shall be encouraged through the development of landscape requirements for residential development and through the use of clustering to promote undisturbed native desert areas.~~People refer to the special character of the Town, which the existing General Plan describes as rural atmosphere and character, however, “desert character” may be a more appropriate term. What defines the “special or desert character” that the Town would like to maintain, encourage, or require? Listed below are some potential objectives for implementation, dependent upon direction from the direction received.~~

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Issue	Objective
<p>A) Native ——— desert ——— plant communitiesPromoting the <u>Desert Character appearance</u></p>	<ul style="list-style-type: none"> ▪ <u>Develop landscape requirements for commercial, industrial, and tract residential development</u> Use mandating use of native desert plants; in landscaping ▪ Screen or use non-desert plants in areas not visible from roadwaysEncourage clustered development through the implementation of incentives to promote set aside of undisturbed native desert areas; ▪ <u>Establish an Open Space fee program in lieu of property dedication in areas slated</u>



Summary Report Memorandum - Attachment A
Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on ~~August XX~~ September 6, 2011)

Issue	Objective
	<p><u>primarily for residential development</u></p> <ul style="list-style-type: none"> ▪ Repeal existing Native Plant Ordinance with the establishment of these programs ▪ If desired. For lots one acre (or 2 ½ acres) or larger, preserve and protect either a percentage of lot area (or other specified area) of undisturbed desert land with a minimum dimension and connected to adjoining properties (e.g. consider the concept of providing a minimum of fifteen feet of undisturbed land along rear or side property line, or a percentage of lot area, such as in Scottsdale Environmentally Sensitive Lands Guide, Attachment A.2, as an example of the concept for consideration, with amounts of targeted lands to be determined through the update process)
B) Night Sky	<ul style="list-style-type: none"> ▪ Outdoor lighting should be oriented downward and away from adjacent properties or shielded so that light does not shine up into the sky or onto adjacent properties; ▪ <u>Use of motion sensors / time-of-day controls to reduce lighting impacts in retail areas;</u> ▪ <u>Improve enforcement capabilities to improve compliance with existing regulations</u>
C) Hillside and ridgeline development	<ul style="list-style-type: none"> ▪ Grading on hillsides shall be minimized to extent feasible and contoured and blended to appear more like natural state, with structures stepped and to avoid large, visible, flat wallslopes with sharp edges ▪ If Desired. Ridgeline construction limited to fifty percent of lot dimension and minimize disruption of ridgeline

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Summary Report Memorandum - Attachment A
Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on ~~August XX~~September 6, 2011)

Issue	Objective
<u>D) Low Density Residential Standards</u>	<ul style="list-style-type: none"> ▪ <u>Development standards shall provide greater setbacks for both primary and accessory structures,</u> ▪ <u>Lower lot coverage, less infrastructure requirements,</u> ▪ <u>Allow for more animal uses, larger accessory structures, and a broader array of home occupations and businesses to be operated within residential areas</u>
E) Water supply	<ul style="list-style-type: none"> ▪ Promote water conservation strategies to reduce consumption (e.g., development and landscaping standards)
<u>F) Grading and dust control</u>	<ul style="list-style-type: none"> ▪ <u>Grading and clearing standards to minimize disturbance of the land prior to development</u>

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Summary Report Memorandum
Attachment A: Draft Guiding Principles, Issues and Intent
Development Code Update- Phase I Analysis
Town of Yucca Valley

(Approved by the Town Council on September 6, 2011)

The Development Code Update Draft Guiding Principles were developed based upon review of the General Plan and Development Code, interviews with stakeholders, discussions with Town Staff, responses to the Community Survey, and a joint Town Council / Planning Commission workshop. The Guiding Principles are intended to be a guide for the Development Code Update. As the code is revised and updated, the project team will refer to the Guiding Principles to draft purpose and intent statements for standards within the Code.

The Guiding Principles are intended to be adopted by the Town Council on a conceptual basis, to provide direction for the Development Code Update team. Modifications to the guiding principles by the Town Council are encouraged and recommended as the intent of this document is to reflect the direction of the Town Council.

The Guiding Principles are further defined and expanded in the Issues and Objectives outline in the body of this document.

Development Code Update Guiding Principles

1. Clear, specific standards with minimum of interpretation required. The Development Code shall be straightforward, clear and easy to use for decision-makers, Town staff, developers, property owners and residents, with specific standards and a minimum of interpretation required.
2. Appropriate infrastructure. The Development Code shall require appropriate infrastructure to be provided for new development, but shall provide allowances for infill development. Infrastructure requirements shall be related to the density and intensity of the zoning designation, in a form similar to the San Bernardino County requirements.
3. Enabling the Economic Hub. Development and design standards shall provide for a balance of uses to meet the social and economic needs of the community and the Morongo basin, with higher intensity uses to address retail, commercial, employment, and housing opportunities concentrated along the Highway 62 corridor and surrounding area.
4. Reinforcing the Desert character. For the lower density residential areas of the Town, desert character consists primarily of greater openness and less urban lifestyle. Development standards shall provide greater setbacks for both primary and accessory structures, lower lot coverage, less infrastructure requirements, more animal uses, larger accessory structures, and a broader array of home occupations and businesses to be operated within residential areas. Desert vegetation shall not be cleared until properties are to be developed and clearing only necessary land for structures and specific uses is encouraged. Incorporation of native desert plants shall be encouraged through the development of landscape requirements for residential development and through the use of clustering to promote undisturbed native desert areas.



Summary Report Memorandum - Attachment A Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on September 6, 2011)

The Issues and Objectives outlined in the following table further elaborate the Guiding Principles.

1. **Guiding Principle:** Clear, specific standards with minimum of interpretation required. The Development Code shall be straightforward, clear and easy to use for decision-makers, Town staff, developers, property owners and residents, with specific standards and a minimum of interpretation required.

Issue	Objective
A) Interpretations of code sections	<ul style="list-style-type: none"> ▪ Include specific, quantifiable requirements and standards ▪ Use language that is clear and concise ▪ Avoid need for interpretations, or subjective criteria ▪ Provide visual aids where feasible
B) Enforceable code	<ul style="list-style-type: none"> ▪ “Shall” will be used instead of “encourage” or “should” ▪ Provide specific standards and requirements to measure compliance against
C) Ease of Use	<ul style="list-style-type: none"> ▪ Format and language shall be consistent throughout Development Code ▪ Tables will be used as often as possible, with text accompanying to provide further detail ▪ Include specific references to relevant sections for common standards ▪ Provide clear administration standards to streamline development review process ▪ A detailed Table of Contents will be included ▪ Eliminate information applicable to County areas and not Town
D) Smaller Code	<ul style="list-style-type: none"> ▪ Avoid repetition of standards



**Summary Report Memorandum - Attachment A
Draft Guiding Principles, Issues and Intent**

(Approved by the Town Council on September 6, 2011)

Issue	Objective
	<ul style="list-style-type: none"> ▪ Consolidate standards and requirements of a particular type in one section, for example parking, landscaping, signs and grading
E) Update for consistency with state law	<ul style="list-style-type: none"> ▪ Sections such as water management, transitional housing, and emergency shelters will be updated to comply with state law

2. **Guiding Principle: Appropriate infrastructure.** The Development Code shall require appropriate infrastructure to be provided for new development, but shall provide allowances for infill development. Infrastructure requirements shall be related to the density and intensity of the zoning designation in a form similar to the San Bernardino County requirements.

Issue	Objective
A) Roadway improvements	<ul style="list-style-type: none"> ▪ Incorporate graduated improvement levels, related to density and intensity of development (see attached example from County of San Bernardino). Specifics will be determined with the drafting of the Development Code, and subsequent Town Council review and approval <ul style="list-style-type: none"> ○ Paved roads for new tracts (not including parcel maps), commercial and industrial development to reduce dust and maintain air quality ○ Roadway sections in residential areas related to density ○ Curb and gutter/drainage improvements related to need and density and intensity of development ○ Sidewalks along highways and arterial roads



Summary Report Memorandum - Attachment A
Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on September 6, 2011)

	<ul style="list-style-type: none"> ○ Sidewalks in commercial areas ○ Sidewalks/paths/trails in residential areas related to density of development ○ Street lights related to density and traffic safety ▪ Provide exceptions for infill development (where 75% or more of block already developed) ▪ Driveway improvements related to roadway improvements
B) Drainage impacts	<ul style="list-style-type: none"> ▪ Protect drainage courses ▪ Preserve drainage courses in natural state to extent feasible ▪ Require new tracts, commercial and industrial development to address impacts to storm drainage, both on- and off-site ▪ All development provide for on-site detention of storm flows
C) Infill development	<ul style="list-style-type: none"> ▪ Provide exceptions for infill development (where 75% or more of block already developed)



Summary Report Memorandum - Attachment A Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on September 6, 2011)

- 3. Guiding Principle:** Enabling the Economic Hub. Development and design standards shall provide for a balance of uses to meet the social and economic needs of the community and the Morongo basin, with higher intensity uses to address retail, commercial, employment, and housing opportunities concentrated along the Highway 62 corridor and surrounding area

Issue	Objective
A) Development and design standards	<ul style="list-style-type: none"> ▪ Prepare design standards for subdivisions ▪ Prepare industrial development and design standards ▪ Provide design standards to encourage integrated development, rather than the ‘strip-mall’ look along Highway 62; review Sign Code for enhancement opportunity(s) ▪ Provide standards and requirements for Mixed Use developments ▪ Identify overlay zones and standards to identify hazard areas in the Town (flood hazard zones, fault zones, airport safety zones) ▪ Reduce required parking requirements in non-residential areas to better reflect actual need
B) Poorly kept properties/ blighted areas	<ul style="list-style-type: none"> ▪ Provide specific standards for Code Enforcement to rely upon in enforcing the Development Code ▪ Maintain consistent standards to extent feasible
C) Quality of development and small town atmosphere	<ul style="list-style-type: none"> ▪ Reduce conflicts between land uses through buffers, especially between low-density residential and commercial and industrial uses ▪ Provide regulations for big-box commercial uses ▪ Provide specific regulations regarding walls and fences



Summary Report Memorandum - Attachment A Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on September 6, 2011)

- 4. Guiding Principle: Reinforcing the Desert character.** For the lower density residential areas of the Town, desert character consists primarily of greater openness and less urban lifestyle. Development standards shall provide greater setbacks for both primary and accessory structures, lower lot coverage, less infrastructure requirements, more animal uses, larger accessory structures, and a broader array of home occupations and businesses to be operated within residential areas. Desert vegetation shall not be cleared until properties are to be developed and clearing only necessary land for structures and specific uses is encouraged. Incorporation of native desert plants shall be encouraged through the development of landscape requirements for residential development and through the use of clustering to promote undisturbed native desert areas.

Issue	Objective
A) Promoting the Desert Character appearance	<ul style="list-style-type: none"> ▪ Develop landscape requirements for commercial, industrial, and tract residential development mandating use of native desert plants; ▪ Encourage clustered development through the implementation of incentives to promote set aside of undisturbed native desert areas; ▪ Establish an Open Space fee program in lieu of property dedication in areas slated primarily for residential development ▪ Repeal existing Native Plant Ordinance with the establishment of these programs
B) Night Sky	<ul style="list-style-type: none"> ▪ Outdoor lighting should be oriented downward and away from adjacent properties or shielded so that light does not shine up into the sky or onto adjacent properties; ▪ Use of motion sensors / time-of-day controls to reduce lighting impacts in retail areas; ▪ Improve enforcement capabilities to improve compliance with existing regulations
C) Hillside and ridgeline development	<ul style="list-style-type: none"> ▪ Grading on hillsides shall be contoured and blended to appear more like natural state and to avoid large, flat slopes with sharp edges



Summary Report Memorandum - Attachment A Draft Guiding Principles, Issues and Intent

(Approved by the Town Council on September 6, 2011)

Issue	Objective
D) Low Density Residential Standards	<ul style="list-style-type: none">▪ Development standards shall provide greater setbacks for both primary and accessory structures,▪ Lower lot coverage, less infrastructure requirements,▪ Allow for more animal uses, larger accessory structures, and a broader array of home occupations and businesses to be operated within residential areas
E) Water supply	<ul style="list-style-type: none">▪ Promote water conservation strategies to reduce consumption (e.g., development and landscaping standards)
F) Grading and dust control	<ul style="list-style-type: none">▪ Grading and clearing standards to minimize disturbance of the land prior to development

Turning Results by Participant (Response Detail)

Session Name: Joint_Meeting_082311_Dev_Code

Created: 8/24/2011 11:26 AM

Strongly Agree	Response
Agree	Response
Neutral	Response
Disagree	Response
Strongly Disagree	Response
No Response	

Questions	George Huntington	Dawn Rowe	Isaac Hagerman	Merl Abel	Bob Lombardo
1) I am here today as ...	Town Councilmember	Town Councilmember	Town Councilmember	Town Councilmember	Town Councilmember
2) Our Town is the Economic Hub of the Morongo Basin	Strongly Agree	Strongly Agree	Strongly Agree	Strongly Agree	Strongly Agree
3) Our Town should be the Economic Hub of the Morongo Basin	Strongly Agree	Strongly Agree	Strongly Agree	Strongly Agree	Strongly Agree
4) Our neighborhoods provide a desirable desert character	Neutral	Agree	Agree	Agree	Agree
5) Our neighborhoods should provide a desirable desert character	Agree	Neutral	Neutral	Strongly Agree	Agree
6) Our community provides a good jobs / housing balance	Disagree	Disagree	Strongly Disagree	Disagree	
7) Our community should provide a good jobs / housing balance	Agree	Strongly Agree	Strongly Agree	Strongly Agree	Strongly Agree
8) Our development code imposes too many regulations on private property development	Neutral	Agree	Strongly Agree	Neutral	Agree
9) Which of the Town's regulations need the most attention of staff / consultant? (pick 2)	Utility Undergrounding; Hillside Protection	Native Plant Ordinance; Sign Code	Native Plant Ordinance; Sign Code	Alternative Energy regulations (windmills); Sign Code	Sign Code; Native Plant Ordinance
10) "High Intensity" / "Mixed Use" Projects (i.e. proposed Senior project, Old Town Specific Plan) can be acceptable if properly presented to the community	Strongly Agree	Agree	Agree	Agree	Strongly Agree
11) Our development code fails to protect the desert character that brought us here	Neutral	Strongly Disagree	Strongly Disagree	Disagree	Disagree
12) Hillside development has ruined the desert character of the Town	Disagree	Strongly Disagree	Strongly Disagree	Disagree	Disagree
13) A Hillside Grading Ordinance is required to prevent development as shown	Agree	Strongly Disagree	Strongly Disagree	Agree	Disagree
14) There are so few developable ridgelines left that a hillside ordinance is not required...	Neutral	Strongly Agree	Agree	Disagree	Agree
15) The Town's Native Plant Ordinance meets my expectations...	Agree	Strongly Disagree	Strongly Disagree	Disagree	Disagree
16) The Native Plant Ordinance needs to be ...	Revised to Address "desert character" neighborhoods only	Repealed (allowing state law to govern)	Repealed (allowing state law to govern)	Revised to Address "desert character" neighborhoods only	Revised to Address "desert character" neighborhoods only

Strongly Agree	Response
Agree	Response
Neutral	Response
Disagree	Response
Strongly Disagree	Response
No Response	

Questions	George Huntington	Dawn Rowe	Isaac Hagerman	Merl Abel	Bob Lombardo
17) The Native Plant Ordinance would be improved if it ...	Provided Density credits or other incentives for "voluntary" implementation	Provided Density credits or other incentives for "voluntary" implementation		Required Adherence to desert character landscape pallet	Provided Density credits or other incentives for "voluntary" implementation
18) The Development Code should promote Clustered Development as an alternative to the Native Plant ordinance	Strongly Agree	Agree	Agree	Agree	Agree
19) As a property owner / developer, the Town faced a \$6,000+ cost. Prioritize where those dollars should have been spent if given the choice. (pick top 3)	Sewer Infrastructure; Flood Control Improvements; Native Plant Protection	Sewer Infrastructure; Road Improvements	Sewer Infrastructure; Road Improvements; Park Improvements	Sewer Infrastructure; Road Improvements	Sewer Infrastructure; Road Improvements; Park Improvements
20) The Native Plant Ordinance needs to be ... (repolling)	Revised to Address "desert character" neighborhoods only	Repealed (allowing state law to govern)	Repealed (allowing state law to govern)	Revised to Address "desert character" neighborhoods only	Repealed (allowing state law to govern)
21) The Native Plant Ordinance would be improved if it ... (repolling)	Provided Density credits or other incentives for "voluntary" implementation	Provided Density credits or other incentives for "voluntary" implementation	Provided Density credits or other incentives for "voluntary" implementation	Provided Density credits or other incentives for "voluntary" implementation	Provided Density credits or other incentives for "voluntary" implementation
22) The Town's Sign Code is Too Restrictive and serves as a barrier to new businesses coming to YV	Disagree	Agree	Strongly Agree	Agree	Agree
23) The Sign Code needs to be enforced to eliminate the "sign pollution" along the state highways.	Agree	Disagree	Disagree	Neutral	Neutral
24) Every business should be entitled to signage, regardless of the size of their lot or the square footage of their business	Disagree	Agree	Disagree	Strongly Disagree	Strongly Agree
25) Non-conforming signs should be amortized over what amount of time?	Over 10 years	3-5 years	Businesses should not be required to remove non-conforming signs	Businesses should not be required to remove non-conforming signs	3-5 years
26) The Development Code should implement graduated infrastructure requirements similar to the County matrix...	Agree	Strongly Agree	Agree	Strongly Agree	Strongly Agree
27) The Town's Night Sky Ordinance is adequate to protecting our "Starry Night" experience	Disagree	Agree	Neutral	Disagree	Agree
28) Retail lighting should be controlled to automatically reduce to security lighting only when past the operating hours	Agree	Strongly Disagree	Strongly Disagree	Agree	Agree
29) Retail operating hours should be restricted to limit the impacts on our "Night Skies"	Disagree	Strongly Disagree	Strongly Disagree	Disagree	Strongly Disagree
30) I am here today as ...	Town Councilmember	Town Councilmember	Town Councilmember	Town Councilmember	Town Councilmember
Correct %	NaN%	NaN%	NaN%	NaN%	NaN%
Total Points	0	0	0	0	0

Turning Results by Participant (Response Detail)

Session Name: Joint_Meeting_082311_Dev_Code

Created: 8/24/2011 11:26 AM

Strongly Agree	Response
Agree	Response
Neutral	Response
Disagree	Response
Strongly Disagree	Response
No Response	

Questions	Jeff Drozd	Mike Alberg	Michael Hildebrand	Vickie Bridenstine	Tim Humphreville
1) I am here today as ...	Planning Commissioner	Planning Commissioner	Planning Commissioner	Planning Commissioner	Planning Commissioner
2) Our Town is the Economic Hub of the Morongo Basin	Agree	Strongly Agree	Strongly Agree	Agree	Strongly Agree
3) Our Town should be the Economic Hub of the Morongo Basin	Strongly Agree	Strongly Agree	Strongly Agree	Strongly Agree	Strongly Agree
4) Our neighborhoods provide a desirable desert character	Neutral	Agree	Neutral	Strongly Agree	Agree
5) Our neighborhoods should provide a desirable desert character	Strongly Agree	Agree	Strongly Agree	Agree	Neutral
6) Our community provides a good jobs / housing balance	Disagree	Disagree	Neutral	Disagree	Disagree
7) Our community should provide a good jobs / housing balance	Strongly Agree	Agree	Strongly Agree	Strongly Agree	Strongly Agree
8) Our development code imposes too many regulations on private property development	Neutral	Agree	Strongly Agree	Agree	Strongly Agree
9) Which of the Town's regulations need the most attention of staff / consultant? (pick 2)	Native Plant Ordinance; Sign Code	Utility Undergrounding; Hillside Protection	Adult Businesses; Utility Undergrounding	Sign Code; Alternative Energy regulations (windmills)	Native Plant Ordinance; Sign Code
10) "High Intensity" / "Mixed Use" Projects (i.e. proposed Senior project, Old Town Specific Plan) can be acceptable if properly presented to the community	Agree	Agree	Strongly Agree	Strongly Agree	Agree
11) Our development code fails to protect the desert character that brought us here	Agree	Neutral	Neutral	Disagree	Disagree
12) Hillside development has ruined the desert character of the Town	Neutral	Disagree	Strongly Disagree	Strongly Disagree	Strongly Disagree
13) A Hillside Grading Ordinance is required to prevent development as shown	Neutral	Disagree	Strongly Agree	Disagree	Disagree
14) There are so few developable ridgelines left that a hillside ordinance is not required...	Neutral	Strongly Disagree	Strongly Agree	Agree	Agree
15) The Town's Native Plant Ordinance meets my expectations...	Strongly Disagree	Strongly Disagree	Strongly Disagree	Neutral	Strongly Disagree
16) The Native Plant Ordinance needs to be ...	Revised to Address "desert character" neighborhoods only	Repealed (allowing state law to govern)	Revised to Address "desert character" neighborhoods only	Repealed (allowing state law to govern)	Repealed (allowing state law to govern)

Strongly Agree	Response
Agree	Response
Neutral	Response
Disagree	Response
Strongly Disagree	Response
No Response	

Questions	Jeff Drozd	Mike Alberg	Michael Hildebrand	Vickie Bridenstine	Tim Humphreville
17) The Native Plant Ordinance would be improved if it ...	Provided Density credits or other incentives for "voluntary" implementation	Mandated protection in place -- % of lot undisturbed	Provided Density credits or other incentives for "voluntary" implementation	Required Adherence to desert character landscape pallet	
18) The Development Code should promote Clustered Development as an alternative to the Native Plant ordinance	Strongly Disagree	Agree	Strongly Agree	Agree	Agree
19) As a property owner / developer, the Town faced a \$6,000+ cost. Prioritize where those dollars should have been spent if given the choice. (pick top 3)	Sewer Infrastructure; Native Plant Protection; Road Improvements	Park Improvements; Sewer Infrastructure; Road Improvements	Flood Control Improvements	Road Improvements; Sewer Infrastructure	Sewer Infrastructure; Road Improvements; Flood Control Improvements
20) The Native Plant Ordinance needs to be ... (repolling)	Revised to Address "desert character" neighborhoods only	Repealed (allowing state law to govern)	Revised to Address "desert character" neighborhoods only	Repealed (allowing state law to govern)	Repealed (allowing state law to govern)
21) The Native Plant Ordinance would be improved if it ... (repolling)	Provided Density credits or other incentives for "voluntary" implementation	Provided Density credits or other incentives for "voluntary" implementation	Provided Density credits or other incentives for "voluntary" implementation	Required Adherence to desert character landscape pallet	Provided Density credits or other incentives for "voluntary" implementation
22) The Town's Sign Code is Too Restrictive and serves as a barrier to new businesses coming to YV	Agree	Strongly Agree	Strongly Agree	Strongly Agree	Agree
23) The Sign Code needs to be enforced to eliminate the "sign pollution" along the state highways.	Strongly Disagree	Strongly Disagree	Strongly Agree	Disagree	Disagree
24) Every business should be entitled to signage, regardless of the size of their lot or the square footage of their business	Strongly Agree	Agree	Strongly Agree	Agree	Agree
25) Non-conforming signs should be amortized over what amount of time?	Businesses should not be required to remove non-conforming signs	Businesses should not be required to remove non-conforming signs	3-5 years	Businesses should not be required to remove non-conforming signs	3-5 years
26) The Development Code should implement graduated infrastructure requirements similar to the County matrix...	Strongly Agree	Agree	Strongly Disagree	Agree	Agree
27) The Town's Night Sky Ordinance is adequate to protecting our "Starry Night" experience	Strongly Agree	Agree	Strongly Agree	Agree	Agree
28) Retail lighting should be controlled to automatically reduce to security lighting only when past the operating hours	Strongly Agree	Agree	Strongly Disagree	Agree	Agree
29) Retail operating hours should be restricted to limit the impacts on our "Night Skies"	Strongly Disagree	Strongly Disagree	Strongly Disagree	Strongly Disagree	Strongly Disagree
30) I am here today as ...	Planning Commissioner	Planning Commissioner	Planning Commissioner	Planning Commissioner	Planning Commissioner
Correct %	NaN%	NaN%	NaN%	NaN%	NaN%
Total Points	0	0	0	0	0

Turning Results by Participant (Response Detail)

Session Name: Joint_Meeting_082311_Dev_Code

Created: 8/24/2011 11:26 AM

Strongly Agree	Response
Agree	Response
Neutral	Response
Disagree	Response
Strongly Disagree	Response
No Response	

Questions	Participant 2 (622E9)	Participant 5 (62344)	Participant 6 (6231B)	Participant 15 (6231C)	Participant 17 (62301)
1) I am here today as ...	Town Resident	Town Resident	Town Resident	Town Resident	Town Resident
2) Our Town is the Economic Hub of the Morongo Basin	Strongly Agree	Agree	Strongly Agree	Strongly Agree	Strongly Agree
3) Our Town should be the Economic Hub of the Morongo Basin	Strongly Agree	Agree	Strongly Agree		
4) Our neighborhoods provide a desirable desert character	Strongly Agree	Strongly Agree	Agree	Strongly Agree	Strongly Agree
5) Our neighborhoods should provide a desirable desert character	Strongly Agree	Strongly Agree	Strongly Agree	Strongly Agree	Strongly Agree
6) Our community provides a good jobs / housing balance		Agree	Disagree	Disagree	Disagree
7) Our community should provide a good jobs / housing balance	Strongly Agree	Disagree	Strongly Agree	Agree	Agree
8) Our development code imposes too many regulations on private property development	Strongly Agree	Disagree	Agree	Agree	Disagree
9) Which of the Town's regulations need the most attention of staff / consultant? (pick 2)	Hillside Protection; Night Sky Ordinance	Alternative Energy regulations (windmills); Sign Code	Sign Code; Adult Businesses	Utility Undergrounding; Sign Code	Native Plant Ordinance; Night Sky Ordinance
10) "High Intensity" / "Mixed Use" Projects (i.e. proposed Senior project, Old Town Specific Plan) can be acceptable if properly presented to the community	Agree	Neutral	Agree	Agree	Agree
11) Our development code fails to protect the desert character that brought us here	Disagree	Disagree	Agree	Disagree	Neutral
12) Hillside development has ruined the desert character of the Town		Disagree	Agree	Disagree	Disagree
13) A Hillside Grading Ordinance is required to prevent development as shown		Disagree	Strongly Agree		
14) There are so few developable ridgelines left that a hillside ordinance is not required...	Strongly Agree	Disagree	Disagree	Strongly Agree	Strongly Disagree
15) The Town's Native Plant Ordinance meets my expectations...	Agree	Strongly Agree		Strongly Agree	Strongly Disagree
16) The Native Plant Ordinance needs to be ...	Tweaked here and there to address minor issues	Left As Is	Tweaked here and there to address minor issues		Tweaked here and there to address minor issues

Strongly Agree	Response
Agree	Response
Neutral	Response
Disagree	Response
Strongly Disagree	Response
No Response	

Questions	Participant 2 (622E9)	Participant 5 (62344)	Participant 6 (6231B)	Participant 15 (6231C)	Participant 17 (62301)
17) The Native Plant Ordinance would be improved if it ...	Provided Density credits or other incentives for "voluntary" implementation	Mandated protection in place -- % of lot undisturbed	Mandated protection in place -- % of lot undisturbed	Provided Density credits or other incentives for "voluntary" implementation	Required Adherence to desert character landscape pallet
18) The Development Code should promote Clustered Development as an alternative to the Native Plant ordinance	Agree	Agree	Agree	Disagree	Agree
19) As a property owner / developer, the Town faced a \$6,000+ cost. Prioritize where those dollars should have been spent if given the choice. (pick top 3)	Flood Control Improvements; Sewer Infrastructure	Native Plant Protection; Sewer Infrastructure	Flood Control Improvements; Sewer Infrastructure; Road Improvements	Sewer Infrastructure; Road Improvements; Flood Control Improvements	Native Plant Protection; Road Improvements; Park Improvements
20) The Native Plant Ordinance needs to be ... (repolling)	Revised to Address "desert character" neighborhoods only	Left As Is	Tweaked here and there to address minor issues	Revised to Address "desert character" neighborhoods only	Tweaked here and there to address minor issues
21) The Native Plant Ordinance would be improved if it ... (repolling)	Provided Density credits or other incentives for "voluntary" implementation	Mandated protection in place -- % of lot undisturbed	Required Adherence to desert character landscape pallet	Provided Density credits or other incentives for "voluntary" implementation	Required Adherence to desert character landscape pallet
22) The Town's Sign Code is Too Restrictive and serves as a barrier to new businesses coming to YV	Strongly Agree	Neutral	Strongly Agree	Strongly Agree	Neutral
23) The Sign Code needs to be enforced to eliminate the "sign pollution" along the state highways.	Strongly Disagree	Strongly Agree	Agree	Strongly Agree	Agree
24) Every business should be entitled to signage, regardless of the size of their lot or the square footage of their business	Strongly Agree	Disagree	Strongly Disagree	Agree	Agree
25) Non-conforming signs should be amortized over what amount of time?	Businesses should not be required to remove non-conforming signs	5-7 year	3-5 years	3-5 years	3-5 years
26) The Development Code should implement graduated infrastructure requirements similar to the County matrix...	Strongly Agree	Agree	Agree	Strongly Agree	
27) The Town's Night Sky Ordinance is adequate to protecting our "Starry Night" experience	Agree	Agree	Agree	Agree	Strongly Disagree
28) Retail lighting should be controlled to automatically reduce to security lighting only when past the operating hours	Strongly Agree	Agree	Agree	Strongly Agree	Agree
29) Retail operating hours should be restricted to limit the impacts on our "Night Skies"	Strongly Disagree	Agree	Strongly Disagree	Strongly Agree	Disagree
30) I am here today as ...	Town Resident	Town Resident		Town Resident	Town Resident
Correct %	NaN% 0	NaN% 0	NaN% 0	NaN% 0	NaN% 0
Total Points					

Turning Results by Participant (Response Detail)

Session Name: Joint_Meeting_082311_Dev_Code

Created: 8/24/2011 11:26 AM

Strongly Agree	Response
Agree	Response
Neutral	Response
Disagree	Response
Strongly Disagree	Response
No Response	

Questions	Participant 7 (62321)	Participant 10 (62316)	Participant 18 (623F5)	Participant 19 (590D1)	Participant 20 (6239C)
1) I am here today as ...	Other interested party (non-resident, media, ...)	Other interested party (non-resident, media, ...)	Non-Resident Business Owner	Non-Resident Business Owner	
2) Our Town is the Economic Hub of the Morongo Basin	Strongly Agree	Strongly Agree	Strongly Agree	Strongly Agree	
3) Our Town should be the Economic Hub of the Morongo Basin	Strongly Agree	Neutral	Agree	Neutral	
4) Our neighborhoods provide a desirable desert character	Agree	Agree	Disagree	Disagree	
5) Our neighborhoods should provide a desirable desert character	Strongly Agree	Strongly Agree	Strongly Agree	Agree	
6) Our community provides a good jobs / housing balance	Disagree	Neutral	Strongly Disagree	Strongly Disagree	
7) Our community should provide a good jobs / housing balance	Strongly Agree	Neutral	Agree	Strongly Agree	
8) Our development code imposes too many regulations on private property development	Strongly Disagree	Neutral	Disagree		
9) Which of the Town's regulations need the most attention of staff / consultant? (pick 2)	Native Plant Ordinance; Night Sky Ordinance	Native Plant Ordinance; Alternative Energy regulations (windmills)	Night Sky Ordinance; Utility Undergrounding		
10) "High Intensity" / "Mixed Use" Projects (i.e. proposed Senior project, Old Town Specific Plan) can be acceptable if properly presented to the community	Agree	Strongly Agree	Agree		
11) Our development code fails to protect the desert character that brought us here	Strongly Agree	Agree			Neutral
12) Hillside development has ruined the desert character of the Town	Neutral	Neutral	Agree		Disagree
13) A Hillside Grading Ordinance is required to prevent development as shown	Neutral	Strongly Agree	Agree		Agree
14) There are so few developable ridgelines left that a hillside ordinance is not required...	Strongly Disagree	Strongly Disagree	Disagree		Disagree
15) The Town's Native Plant Ordinance meets my expectations...	Strongly Disagree	Disagree			Disagree
16) The Native Plant Ordinance needs to be ...	Strengthened (enforcement added)	Strengthened (enforcement added)	Tweaked here and there to address minor issues		Revised to Address "desert character" neighborhoods only

Strongly Agree	Response
Agree	Response
Neutral	Response
Disagree	Response
Strongly Disagree	Response
No Response	

Questions	Participant 7 (62321)	Participant 10 (62316)	Participant 18 (623F5)	Participant 19 (590D1)	Participant 20 (6239C)
17) The Native Plant Ordinance would be improved if it ...	Mandated protection in place -- % of lot undisturbed	Required Adherence to desert character landscape pallet	Provided Density credits or other incentives for "voluntary" implementation		Provided Density credits or other incentives for "voluntary" implementation
18) The Development Code should promote Clustered Development as an alternative to the Native Plant ordinance	Disagree	Neutral	Disagree		Agree
19) As a property owner / developer, the Town faced a \$6,000+ cost. Prioritize where those dollars should have been spent if given the choice. (pick top 3)	Native Plant Protection; Road Improvements; Park Improvements	Sewer Infrastructure; Road Improvements; Flood Control Improvements	Sewer Infrastructure		Road Improvements; Park Improvements; Flood Control Improvements
20) The Native Plant Ordinance needs to be ... (repolling)	Strengthened (enforcement added)	Revised to Address "desert character" neighborhoods only	Tweaked here and there to address minor issues		Revised to Address "desert character" neighborhoods only
21) The Native Plant Ordinance would be improved if it ... (repolling)	Mandated protection in place -- % of lot undisturbed	Required Adherence to desert character landscape pallet	Provided Density credits or other incentives for "voluntary" implementation		Provided Density credits or other incentives for "voluntary" implementation
22) The Town's Sign Code is Too Restrictive and serves as a barrier to new businesses coming to YV	Strongly Disagree	Disagree			
23) The Sign Code needs to be enforced to eliminate the "sign pollution" along the state highways.	Strongly Agree	Agree			
24) Every business should be entitled to signage, regardless of the size of their lot or the square footage of their business	Strongly Disagree	Disagree			
25) Non-conforming signs should be amortized over what amount of time?	Over 10 years	3-5 years			
26) The Development Code should implement graduated infrastructure requirements similar to the County matrix...	Agree	Agree			
27) The Town's Night Sky Ordinance is adequate to protecting our "Starry Night" experience	Disagree	Strongly Disagree			
28) Retail lighting should be controlled to automatically reduce to security lighting only when past the operating hours	Strongly Agree	Agree			
29) Retail operating hours should be restricted to limit the impacts on our "Night Skies"	Disagree	Strongly Disagree			
30) I am here today as ...	Other interested party (non-resident, media, ...)	Other interested party (non-resident, media, ...)			
Correct %	NaN%	NaN%	NaN%	NaN%	NaN%
Total Points	0	0	0	0	0