

CITY COUNCIL
AND AS SUCCESSOR AGENCY TO THE
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF THE PALM SPRINGS
CITY OF PALM SPRINGS, CALIFORNIA
Palm Springs Convention Center
Primrose B (See Location Map)
277 N. Avenida Caballeros, Palm Springs, CA 92262
www.palmspringsca.gov

AGENDA

June 7, 2017



5:00 PM CLOSED SESSION
6:00 PM REGULAR MEETING

Robert Moon, Mayor
Ginny Foat, Mayor Pro Tem
Geoff Kors, Councilmember
Chris Mills, Councilmember
J.R. Roberts, Councilmember

City of Palm Springs Mission Statement: Palm Springs is an inclusive world-class city dedicated to providing excellent and responsive public services to enhance the quality of life for current and future generations.

David H. Ready, Esq., Ph.D., City Manager
Kathleen D. Hart, MMC, Interim City Clerk
Marcus L. Fuller, MPA, P.E., P.L.S., Assistant City Manager
Edward Z. Kotkin, City Attorney
Geoffrey S. Kiehl, Director of Finance and Treasurer

Any person who wishes to provide public testimony for an Item on the Agenda MUST file a speaker card prior to the Public Testimony (Non-Public Hearing Agenda Items Only) prior to that portion of the meeting. Testimony for Public Hearings will be allowed only during the Public Hearing. [Two (2) minutes per speaker]

Testimony for Public Hearings will only be taken at the time of the hearing. Any person who wishes to speak at a Public Hearing must file a "Speaker Card" with the City Clerk BEFORE the Public Hearing is called. [Two (2) minutes per speaker]

Any person who wishes to speak on a topic not on the agenda within the City's jurisdiction during the "Public Comments" portion of the agenda must file a "Speaker Card" with the City Clerk BEFORE that portion of the agenda is called. [Two (2) minutes per speaker] Although the City Council values your comments, pursuant to the Brown Act, it generally cannot take any action on items not listed on the posted agenda.

Please note, any agenda item which has not been initiated by 11:00 p.m. may be continued to a subsequent meeting.

At approximately 10:00 p.m., the City Council will determine the number of speakers who wish to address the City Council during Public Comment for non-Agenda Items, and determine which agenda items will be considered before the 11:00 p.m. Adjournment time.

The City Council encourages written public testimony prior to the meeting, which provides the City Council ample time and attention for consideration. All written testimony will be provided to the City Council prior to the discussion. Written testimony may be sent via email to CITY.CLERK@palmspringsca.gov, by fax at (760) 322-8332, or hand delivery to the City Clerk, Palm Springs City Hall, 3200 E. Tahquitz Canyon Way, Palm Springs, CA 92262.

5:00 P.M. CLOSED SESSION

CALL TO ORDER (*Primrose B*):

PUBLIC COMMENT (*Primrose B*): This time has been set aside for members of the public to address the City Council on items contained only on the Closed Session Agenda.

RECESS TO CLOSED SESSION (*Mesquite B*): See Closed Session Agenda.

6:00 P.M. REGULAR MEETING

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

PRESENTATIONS:

ACCEPTANCE OF THE AGENDA: The City Council will discuss the order of the agenda, may amend the order, add urgency items, note abstentions or “no” votes on Consent Calendar items, and request Consent Calendar items be removed from the Consent Calendar for discussion. The City Council may also remove items from the Consent Calendar prior to that portion of the Agenda.

REPORT OF CLOSED SESSION:

PUBLIC TESTIMONY: (Non-Public Hearing Agenda Items ONLY)

This time has been set aside for members of the public to address the City Council only on agenda items. Two (2) minutes will be assigned to each speaker. Testimony for Public Hearings will only be taken at the time of the hearing, and General Public Comments, non-agenda items, will be taken later in the meeting.

CITY COUNCIL AND CITY MANAGER’S COMMENTS AND REPORT: This time is set aside for the City Council to provide additional general comments, reports, and announcements are briefly presented. Additionally, this time is set aside for the City Manager to update the City Council on important items initiated by staff or previously requested by the City Council.

CITY COUNCIL SUBCOMMITTEE REPORTS: This time is set aside for the City Council to provide subcommittee reports.

The City Council encourages written public testimony prior to the meeting, which provides the City Council ample time and attention for consideration. All written testimony will be provided to the City Council prior to the discussion. Written testimony may be sent via email to CITY.CLERK@palmspringsca.gov, by fax at (760) 322-8332, or hand delivery to the City Clerk, Palm Springs City Hall, 3200 E. Tahquitz Canyon Way, Palm Springs, CA 92262.

1. CONSENT CALENDAR:

The following routine matters may be acted upon by one motion. Individual items may be removed by the Council for separate discussion at this time or under Acceptance of the Agenda. The ordinance title is deemed to be read in its entirety and further reading waived on any ordinance listed on the Consent Calendar.

1.A. APPROVE ENROLLMENT IN COUNTY OF RIVERSIDE MASTER MICROSOFT ENTERPRISE AGREEMENT FOR LICENSE OF MICROSOFT SOFTWARE:**RECOMMENDATION:**

- 1) Enter into an agreement with Microsoft for the Enterprise License Agreement via the Riverside EA. A_____.
- 2) Award a Purchase Order to Insight Public Sector Inc. who was awarded as the lowest responsible bidder by the County of Riverside, in an amount not to exceed \$73,313.76 for the first year of the Microsoft Enterprise Agreement, and authorize staff to issue annual purchase orders to renew the enterprise agreement each fiscal year with any applicable "true-up" adjustments thereafter if funded during the budget process.
- 3) Authorize the City Manager to execute all necessary documents.

1.B. AMENDMENT NO. 5 IN THE AMOUNT OF \$84,616.73 TO PROFESSIONAL SERVICES AGREEMENT NO. A6190 WITH CNS ENGINEERS, INC., FOR THE RAMON ROAD WIDENING FROM SAN LUIS REY DR. TO LANDAU BLVD. INCLUDING THE WHITEWATER RIVER BRIDGE WIDENING, FEDERAL-AID PROJECT NO. BHLS-5282 (040) CP 08-25:**RECOMMENDATION:**

- 1) Approve Amendment No. 5 to the Professional Services Agreement No. A6190 with CNS Engineers, Inc., to incorporate additional engineering design services in the amount of \$84,616.73 for an increased total contract amount of \$3,114,871.58 for the Ramon Road Widening from San Luis Rey Dr. to Landau Blvd., including the Whitewater River Bridge Widening, Federal-Aid Project No. BHLS-5282 (040), CP 08-25.
- 2) Authorize the City Manager to execute all necessary documents.

1.C. APPROVAL OF PAYROLL WARRANTS, CLAIMS AND DEMANDS:**RECOMMENDATION:**

- 1) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1091709 THROUGH 1091798 IN THE AGGREGATE AMOUNT OF \$2,886,056.31, DRAWN ON BANK OF AMERICA."
- 2) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF PAYROLL WARRANTS FOR THE PERIOD

ENDED 04-22-2017 BY WARRANTS NUMBERED 419910 THROUGH 419927 TOTALING \$32,834.05, LIABILITY CHECKS NUMBERED 1091799 THROUGH 1091819 TOTALING \$82,599.22, FIVE WIRE TRANSFERS FOR \$57,809.08, AND THREE ELECTRONIC ACH DEBITS OF \$1,436,311.02 IN THE AGGREGATE AMOUNT OF \$1,609,553.37, DRAWN ON BANK OF AMERICA.”

3) Adopt Resolution No. _____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1091820 THROUGH 1091956 IN THE AGGREGATE AMOUNT OF \$1,776,412.37, DRAWN ON BANK OF AMERICA.”

4) Adopt Resolution No. _____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1091957 THROUGH 1092102 IN THE AGGREGATE AMOUNT OF \$3,180,384.71, DRAWN ON BANK OF AMERICA.”

5) Adopt Resolution No. _____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF PAYROLL WARRANTS FOR THE PERIOD ENDED 05-06-2017 BY WARRANTS NUMBERED 419928 THROUGH 419941 TOTALING \$28,682.34 LIABILITY CHECKS NUMBERED 1092103 THROUGH 1092123 TOTALING \$83,166.58, FIVE WIRE TRANSFERS FOR \$57,871.58, AND THREE ELECTRONIC ACH DEBITS OF \$1,432,060.78 IN THE AGGREGATE AMOUNT OF \$1,601,781.28, DRAWN ON BANK OF AMERICA.”

6) Adopt Resolution No. _____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1092124 THROUGH 1092289 IN THE AGGREGATE AMOUNT OF \$1,648,587.95, DRAWN ON BANK OF AMERICA.”

1.D. PROPOSED RESOLUTION DECLARING THE CITY’S INTENTION TO LEVY ASSESSMENTS FUNDING THE PALM SPRINGS SMALL HOTEL TOURISM BUSINESS IMPROVEMENT DISTRICT AND SETTING A TIME AND PLACE FOR THE PUBLIC HEARING:

RECOMMENDATION:

1) Adopt Resolution No. _____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DECLARING THE CITY’S INTENTION TO RENEW THE PALM SPRINGS SMALL HOTEL TOURISM BUSINESS IMPROVEMENT DISTRICT TO LEVY ASSESSMENTS WITHIN THE DISTRICT AND SETTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO.”

2) Direct the City Clerk to give notice as required by law.

- 1.E. RATIFY AND APPOINT THE NOMINATION OF THE CITY OF INDIAN WELLS TO THE PALM SPRINGS INTERNATIONAL AIRPORT COMMISSION FOR THE TERM ENDING JUNE 30, 2019:**
RECOMMENDATION: Reappoint Robert Berriman, as the City of Indian Wells representative, to the Palm Springs International Airport Commission for the term ending June 30, 2019.
- 1.F. RESIGNATION OF GLEN PERRY FROM THE ADMINISTRATIVE APPEALS BOARD FOR THE TERM ENDING JUNE 30, 2018:**
RECOMMENDATION:
1) Accept with regret the resignation of Glen Perry from the Administrative Appeals Board.
2) Direct the City Clerk to post a notice of vacancy for the term ending June 30, 2018.
- 1.G. RESIGNATION OF DAVID WILLIAMS FROM THE ADMINISTRATIVE APPEALS BOARD FOR THE TERM ENDING JUNE 30, 2017:**
RECOMMENDATION:
1) Accept with regret the resignation of David Williams from the Administrative Appeals Board.
2) Direct the City Clerk to post a notice of vacancy for the term ending June 30, 2017.
- 1.H. ACCEPT GRANT FUNDING IN THE AMOUNT OF \$17,010.99 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE FOR THE PURCHASE OF BULLETPROOF VESTS:**
RECOMMENDATION:
1) Accept the 2015 grant award in the amount of \$3,515.08 and the 2016 grant award in the amount of \$13,495.91, total amount \$17,010.99, from the United States Department of Justice (DOJ), Bureau of Justice Assistance (BJA) for the purchase of bullet proof vests.
2) Authorize the City Manager to execute all necessary documents.
- 1.I. REJECT ALL BIDS RECEIVED FOR THE AIRPORT CARPET CLEANING SERVICES IFB NO. 17-02:**
RECOMMENDATION: Reject the bid received on April 18, 2017, from Sierra Aviation Group for Airport Carpet Cleaning services IFB No.17-02 and authorize airport staff to perform the services until further notice with no re-bid at this time.
- 1.J. REQUEST BY ELEVATED EXPERIENCES LLC FOR A RESOLUTION OF PUBLIC CONVIENENCE OR NECESSITY (PCN) TO SELL BEER (TYPE 40 ALCOHOLIC BEVERAGE CONTROL LICENSE) AT THE EXISTING CAFÉ/COFFEE SHOP LOCATED AT THE AERIAL TRAM VALLEY STATION, 1 TRAM WAY (CASE 5.1412 PCN):**

RECOMMENDATION: Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DETERMINING THE PUBLIC CONVENIENCE WILL BE SERVED BY THE SALE OF BEER FOR CONSUMPTION ON OR OFF PREMISES (TYPE 40 STATE ALCOHOLIC BEVERAGE CONTROL LICENSE) AT A CAFÉ/COFFEE SHOP LOCATED WITHIN THE AERIAL TRAMWAY VALLEY STATION, 1 TRAM WAY AND WITHIN CENSUS TRACT 9405."

1.K. APPROVAL OF FACILITY USE AGREEMENT FOR THE DEMUTH COMMUNITY CENTER WITH BLOOM IN THE DESERT MINISTRIES:

RECOMMENDATION:

- 1) Approve Facility Use Agreement with Bloom in the Desert Ministries for use of the Demuth Community Center for a period of three (3) years, with two (2), one-year optional extensions, commencing July 1, 2017. A6015.
- 2) Authorize the City Manager to execute all necessary documents.

1.L. AWARD PURCHASE OF MOBILE DATA TERMINALS:

RECOMMENDATION:

- 1) Approve the purchase of ten (10) MDT's and related installation hardware from Broadcast Microwave Services / Data 911 Products, in the amount of \$68,028.62 inclusive of all applicable taxes and shipping, utilizing GSA Contract No. GS35F0259U. A special one-time package discount of \$2,500.00 is included in the price.
- 2) Authorize the City Manager to execute all necessary documents.

1.M. ANNUAL LEVY OF ASSESSMENTS FOR VARIOUS CITYWIDE STREET LIGHTING AND PARKWAY MAINTENANCE DISTRICTS, FISCAL YEAR 2017-18:

RECOMMENDATION:

- 1) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE PREPARATION OF AND GIVING PRELIMINARY APPROVAL OF THE ENGINEER'S REPORT REGARDING STREET LIGHTING MAINTENANCE DISTRICT NO. 3, AND PARKWAY MAINTENANCE DISTRICTS NO. 6A, 6C, 7, 8, 9, AND 10 (ZONES 1 AND 2), AND LANDSCAPE MAINTENANCE DISTRICT NO. 12, TO ESTABLISH ANNUAL ASSESSMENTS AND THE LEVY AND COLLECTION RELATED THERETO FOR FISCAL YEAR 2017-18."
- 2) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DECLARING ITS INTENTION TO CONDUCT A PUBLIC HEARING ON JULY 5, 2017, REGARDING STREET LIGHTING MAINTENANCE DISTRICT NO. 3, AND PARKWAY MAINTENANCE DISTRICTS NO. 6A, 6C, 7, 8, 9, AND 10 (ZONES 1 AND 2), AND LANDSCAPE

MAINTENANCE DISTRICT NO. 12, AND TO LEVY AND COLLECT ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2017/2018.”

1.N. WAIVER OF FEES FOR A CONDITIONAL USE PERMIT APPLICATION (CASE 5.1419 CUP):

RECOMMENDATION: Approve the waiver of application fees associated with a Conditional Use Permit filed by Well in the Desert (Case 5.1419 CUP).

1.O. ACCEPTANCE OF THE REPAIRS AND INSTALLATION OF IN-GROUND LIGHTED CROSSING SYSTEMS AT VARIOUS LOCATIONS, CP 16-16:

RECOMMENDATION:

- 1) Accept the public works improvement identified as the Repairs and Installation of In-Ground Lighted Crossing Systems as completed in accordance with the work order, CP 16-16. A6858.
- 2) Authorize the City Engineer to execute and file for recordation with the Riverside County Recorder a Notice of Completion for the Repairs and Installation of In-Ground Lighted Crossing Systems, CP 16-16.

1.P. APPROVE AMENDMENTS TO COACHELLA VALLEY ASSOCIATION OF GOVERNMENTS (CVAG) REIMBURSEMENT AGREEMENTS FOR INCREASED FUNDING COMMITMENTS AND ESTABLISH TIME TRIGGERS ASSOCIATED WITH VARIOUS PHASES OF CITY PROJECTS:

RECOMMENDATION:

- 1) Approve Amendment No. 1 to Agreement No. A6530, a Reimbursement Agreement with the Coachella Valley Association of Governments, increasing funding to the Preliminary Engineering (PE) phase, includes funding commitments for the remaining phases (Right of Way and Construction) and establish associated time triggers for the South Palm Canyon Drive Bridge Replacement over Tahquitz Creek, Federal-Aid Project No. BRLS 5282(042) CP 12-02.
- 2) Approve Amendment No. 1 to Agreement No. A6531, a Reimbursement Agreement with the Coachella Valley Association of Governments, increasing funding to the Preliminary Engineering (PE) phase, includes funding commitments for the remaining phases (Right of Way and Construction) and establish associated time triggers for the East Palm Canyon Drive Bridge Rehabilitation over Palm Canyon Wash, Federal-Aid Project No. BRLS 5282(041) CP 12-04.
- 3) Authorize the City Manager to execute all necessary documents.

1.Q. APPROVAL OF PROGRAM SUPPLEMENT AGREEMENT NOS. F045 AND F046, WITH THE STATE OF CALIFORNIA FOR USE OF HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) FUNDS FOR

TRAFFIC SIGNAL MODIFICATIONS, FEDERAL-AID PROJECT NO. HSIPLN-5282(047) AND INSTALLATION OF A FLASHING BEACON, FEDERAL-AID PROJECT NO. HSIPL-5282(048), CP 16-18:

RECOMMENDATION: Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PROGRAM SUPPLEMENT AGREEMENT NOS. F045 AND F046 TO ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECTS NO. 08-5282F15 WITH THE STATE OF CALIFORNIA, IN THE AMOUNTS OF \$479,700 AND \$66,200, RESPECTIVELY, FOR USE OF HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) FUNDS FOR TRAFFIC SIGNAL MODIFICATIONS, FEDERAL-AID PROJECT NO. HSIPLN-5282(047) AND FOR INSTALLATION OF A FLASHING BEACON, FEDERAL-AID PROJECT NO. HSIPL-5282(048) AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENTS ON BEHALF OF THE CITY OF PALM SPRINGS, CP 16-18." A_____.

1.R. AUTHORIZE APPROVAL OF A PURCHASE ORDER IN THE AMOUNT OF \$55,500 TO INTERWEST CONSULTING GROUP, INC., FOR BUILDING INSPECTIONS REQUIRED FOR NEW COMMERCIAL BUILDINGS LOCATED IN THE DOWNTOWN PALM SPRINGS DEVELOPMENT PROJECT:

RECOMMENDATION:

- 1) Approve a Purchase Order in the amount of \$55,500 to Interwest Consulting Group, Inc., in accordance with Agreement No. A6686, to coordinate and provide as-needed building inspections through Fiscal Year 2017-18 required for new commercial buildings being constructed within the Downtown Palm Springs development project.
- 2) Authorize the City Manager to execute all necessary documents.

1.S. ACCEPTANCE OF \$38,628 IN GRANT FUNDING FROM THE CALIFORNIA DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL (ABC) FOR AN ALCOHOL ENFORCEMENT AND AWARENESS PROJECT TO BE USED TO ENFORCE, EDUCATE, AND BRING AWARENESS TO THE PUBLIC:

RECOMMENDATION:

- 1) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ACCEPTING A GRANT FROM THE CALIFORNIA DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL IN THE AMOUNT OF \$38,628 FOR ALCOHOL ENFORCEMENT."
- 2) Authorize the City Manager to execute all necessary documents.

1.T. APPROVAL OF PLANS, SPECIFICATIONS AND ESTIMATE (PS&E) AND AUTHORIZATION TO BID THE PALM SPRINGS ROOF REPAIR AND REPLACEMENT PROJECT, CP 16-05:

The City Council encourages written public testimony prior to the meeting, which provides the City Council ample time and attention for consideration. All written testimony will be provided to the City Council prior to the discussion. Written testimony may be sent via email to CITY.CLERK@palmspringsca.gov, by fax at (760) 322-8332, or hand delivery to the City Clerk, Palm Springs City Hall, 3200 E. Tahquitz Canyon Way, Palm Springs, CA 92262.

RECOMMENDATION:

- 1) Approve the plans, specifications, and estimate.
- 2) Authorize staff to advertise and solicit bids for the Palm Springs Roof Repair and Replacement Project, CP 16-05.

1.U. APPROVAL OF PLANS, SPECIFICATIONS AND ESTIMATE (PS&E) AND AUTHORIZATION TO BID THE PALM SPRINGS SWIM CENTER REPLASTER AND POOL REPAIR PROJECT, CP 16-06:**RECOMMENDATION:**

- 1) Approve the plans, specifications, and estimate.
- 2) Authorize staff to advertise and solicit bids for the Palm Springs Swim Center Replaster and Pool Repair Project, CP 16-06.

EXCLUDED CONSENT CALENDAR: Items removed from the Consent Calendar for separate discussion are considered at this time.

DEFERRED ITEMS FROM A PREVIOUS MEETING:**D.1. INTRODUCTION OF AN ORDINANCE ADDING TO AND AMENDING THE PALM SPRINGS MUNICIPAL CODE, REGARDING LOUD, UNUSUAL NOISES AND LANDSCAPE RELATED BUSINESSES, PROHIBITING GASOLINE POWERED LEAF BLOWERS IN THE CITY AS A PER SE NUISANCE COMMENCING ON JANUARY 1, 2019, AND PROVIDING FOR REGULATION OF ELECTRICAL OR BATTERY POWERED LEAF BLOWERS:**

RECOMMENDATION: Waive the reading of text in its entirety, read by title only, and introduce for first reading Ordinance No. _____, "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADDING SUBSECTION (k) TO SECTION 11.74.043 AND SECTION 5.78.050, AND AMENDING SECTION 5.78.010 OF THE PALM SPRINGS MUNICIPAL CODE, REGARDING LOUD, UNUSUAL NOISES AND LANDSCAPE RELATED BUSINESSES, PROHIBITING GASOLINE POWERED LEAF BLOWERS IN THE CITY AS A PER SE NUISANCE COMMENCING ON JANUARY 1, 2019, AND PROVIDING FOR REGULATION OF ELECTRICAL OR BATTERY POWERED LEAF BLOWERS."

D.2. REPORT BY AD HOC CITY COUNCIL SUBCOMMITTEE ON ETHICS, TRANSPARENCY AND GOVERNMENT REFORM: (Councilmember Kors and Mayor Moon)

RECOMMENDATION: Receive and file the report, and instruct the Subcommittee and/or City Attorney to undertake action consistent with its terms, and/or any additional Council direction agreed upon during discussion.

2. PUBLIC HEARINGS:

- 2.A. SELENE PALM SPRINGS, LLC, FOR AN AMENDMENT TO A PREVIOUSLY APPROVED FINAL PLANNED DEVELOPMENT DISTRICT 333 (PDD 333) AND TENTATIVE TRACT MAP 35236 FOR THE DEVELOPMENT OF A 171-ROOM HOTEL, 34 RESIDENTIAL UNITS, AND ASSOCIATED PARKING LOCATED AT THE NORTHWEST CORNER OF AVENIDA CABALLEROS AND AMADO ROAD, (CASE NOS. 5.1132-PDD 333 AMND & TTM 35236):**

RECOMMENDATION:

- 1) Open the public hearing and receive public testimony.
- 2) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING A SUBSEQUENT MITIGATED NEGATIVE DECLARATION AND THEREBY APPROVING A PROPOSED AMENDMENT TO PLANNED DEVELOPMENT DISTRICT 333 AND TENTATIVE TRACT MAP 35236, AS PROPOSED BY SELENE PALM SPRINGS, LLC, TO DEVELOP A 171-ROOM HOTEL, 34 RESIDENTIAL UNITS, AND ASSOCIATED PARKING ON 7.8 ACRES OF LAND LOCATED AT THE NORTHWEST CORNER OF AVENIDA CABALLEROS AND AMADO ROAD."

- 2.B. CALLING AND CONDUCTING A SPECIAL ELECTION AND INTRODUCING AN ORDINANCE AUTHORIZING THE LEVY OF SPECIAL TAXES WITHIN ANNEXATION NO. 17 TO COMMUNITY FACILITIES DISTRICT NO. 2005-1 (PUBLIC SAFETY SERVICES):**

RECOMMENDATION:

- 1) Open the public hearing, and take no public testimony at this time.
- 2) Continue the public hearing to September 6, 2017.
- 3) Direct the City Clerk to post a notice of continuance.

- 2.C. 750 LOFTS DEVELOPMENT, PLANNED DEVELOPMENT DISTRICT 374, GENERAL PLAN AMENDMENT/CONDITIONAL USE PERMIT, MAJOR ARCHITECTURAL APPLICATION 3.3795, CASE 5.1350, LOCATED AT 750 NORTH PALM CANYON DRIVE:**

RECOMMENDATION:

- 1) Open the public hearing, and take no public testimony at this time.
- 2) Continue the public hearing to June 21, 2017, at 6:00 p.m.
- 3) Direct the City Clerk to post a notice of continuance.

- 2.D. PUBLIC HEARING AND ADOPTION OF THE FISCAL YEAR 2017-18 BUDGET, ALLOCATED POSITIONS AND COMPENSATION PLAN, SUCCESSOR AGENCY ADMINISTRATIVE BUDGET, HOUSING SUCCESSOR AGENCY BUDGET, APPROPRIATIONS LIMIT, AND INVESTMENT POLICY:**

RECOMMENDATION:

- 1) Open the public hearing and accept public testimony on the Fiscal Year 2017-18 Budget.
- 2) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING THE ALLOCATED POSITIONS AND COMPENSATION PLAN FOR FISCAL YEAR 2017-18."
- 3) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING THE BUDGET FOR FISCAL YEAR 2017-18 AND OTHER SUCH MATTERS AS REQUIRED."
- 4) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ACTING SOLELY IN ITS CAPACITY AS THE SUCCESSOR AGENCY TO THE CITY OF PALM SPRINGS COMMUNITY REDEVELOPMENT AGENCY, AND IN ITS CAPACITY AS THE HOUSING SUCCESSOR AGENCY TO THE CITY OF PALM SPRINGS COMMUNITY REDEVELOPMENT AGENCY, APPROVING THE SUCCESSOR AGENCY AND HOUSING SUCCESSOR AGENCY BUDGETS FOR FISCAL YEAR 2017-18, AND OTHER SUCH MATTERS AS REQUIRED."
- 5) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING AN APPROPRIATIONS LIMIT FOR THE FISCAL YEAR ENDING JUNE 30, 2018."
- 6) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING AN INVESTMENT POLICY GOVERNING THE INVESTMENT OF CITY FUNDS AND SUPERCEEDING RESOLUTION NO. 24070."
- 7) Direct the City Manager and Director of Finance and Treasurer to make the appropriate modifications to the Budget and prepare the final budget document for Fiscal Year 2017-18.

3. **LEGISLATIVE:** None.

4. **UNFINISHED BUSINESS:** None.

5. **NEW BUSINESS:**

5.A. TRIO RESTAURANT, FOR AN ART MURAL APPLICATION ON A COMMERCIAL RESTAURANT BUILDING LOCATED AT 707 NORTH PALM CANYON DRIVE (CASE 17-001 MUR):

RECOMMENDATION: Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING AN ART MURAL ON THE COMMERCIAL RESTAURANT BUILDING AT 707 NORTH PALM CANYON DRIVE."

5.B. APPROVAL OF A LEASE AGREEMENT WITH RIVERSIDE COUNTY FOR PROPERTY LOCATED AT 63775 DILLON ROAD:

RECOMMENDATION:

- 1) Approve a Revenue Lease Agreement with the County of Riverside for use of the property located at 63775 Dillon Road identified by Assessor's Parcel Number 666-140-024, through June 30, 2020. A_____.
- 2) Authorize the City Manager to execute all necessary documents.

5.C. APPROVE ANNUAL INSURANCE POLICY RENEWALS FOR THE CITY'S INSURANCE PORTFOLIO FOR FISCAL YEAR 2017-18:

RECOMMENDATION:

- 1) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AUTHORIZING KEENAN & ASSOCIATES AS THE CITY'S BROKER OF RECORD, TO PURCHASE PROPERTY LIABILITY, EXCESS EARTHQUAKE/FLOOD LIABILITY (DIFFERENCE IN CONDITION), EXCESS LIABILITY, EXCESS WORKERS COMPENSATION, AIRPORT OWNERS AND OPERATORS LIABILITY, VILLAGEFEST LIABILITY, MULTI MEDIA LIABILITY, AIRCRAFT HULL LIABILITY, CRIME/FIDELITY LIABILITY, AND CYBER LIABILITY INSURANCE POLICIES FROM VARIOUS CARRIERS FOR POLICY YEAR 2017-2018, EFFECTIVE JULY 1, 2017."
- 2) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DECLARES ITS MEMBERSHIP IN THE MUNICIPAL INSURANCE COOPERATIVE JOINT POWERS AUTHORITY AND INSTRUCTS ITS DULY AUTHORIZED AGENT TO EXECUTE ON BEHALF OF THE CITY THE ATTACHED JOINT POWERS AGREEMENT AND APPOINTS THE CITY MANAGER, DAVID READY, AS ITS OFFICIAL REPRESENTATIVE TO THE MUNICIPAL INSURANCE COOPERATIVE JPA."

PUBLIC COMMENT: (Non-Agenda Items) This time has been set aside for members of the public to address the City Council on items of general interest within the subject matter jurisdiction of the City. Although the City Council values your comments, pursuant to the Brown Act, it generally cannot take any action on items not listed on the posted agenda. Two (2) minutes will be assigned to each speaker.

CITY COUNCIL AND CITY MANAGER REQUESTS AND UPCOMING AGENDA DEVELOPMENT: This time is set aside for the City Council to make requests of staff and/or issues of concern to Councilmembers are briefly presented, and to prioritize and set future agenda items.


ADJOURNMENT: The City Council will adjourn to the next regular meeting Wednesday, June 21, 2017, at 6:00 p.m. preceded by Closed Session at the Palm Springs Convention Center, Primrose B, 277 N. Avenida Caballeros, Palm Springs.

The City Council encourages written public testimony prior to the meeting, which provides the City Council ample time and attention for consideration. All written testimony will be provided to the City Council prior to the discussion. Written testimony may be sent via email to CITY.CLERK@palmspringsca.gov, by fax at (760) 322-8332, or hand delivery to the City Clerk, Palm Springs City Hall, 3200 E. Tahquitz Canyon Way, Palm Springs, CA 92262.

AFFIDAVIT OF POSTING

State of California)
 County of Riverside) ss.
 City of Palm Springs)

I, Kathleen D. Hart, Interim City Clerk of the City of Palm Springs, California, hereby certify this Agenda was delivered to each member of the City Council, provided to all parties who have requested such notice, posted at City Hall before 11:00 p.m., on June 1, 2017, and posted on the City's website as required by established policies and procedures.



 KATHLEEN D. HART, MMC
 Interim City Clerk

PUBLIC NOTICES

Pursuant to G.C. Section 54957.5(b)(2) the designated office for inspection of records in connection with the meeting is the Office of the City Clerk, City Hall, 3200 E. Tahquitz Canyon Way. Complete Agenda Packets are available for public inspection at: City Hall Office of the City Clerk. Agenda and staff reports are available on the City's website www.palmspringsca.gov. If you would like additional information on any item appearing on this agenda, please contact the Office of the City Clerk at (760) 323-8204.

It is the intention of the City of Palm Springs to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, or in meetings on a regular basis, you will need special assistance beyond what is normally provided, the City will attempt to accommodate you in every reasonable manner. Please contact the Office of the City Clerk, (760) 323-8204, at least 48 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible.

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