



CITY OF DESERT HOT SPRINGS

**REGULAR MEETING OF THE CITY COUNCIL
And the City Council Serving as the Successor Agency to the
Redevelopment Agency Board**

AGENDA

FEBRUARY 6, 2018

4:30 P.M. – CLOSED SESSION

6:00 P.M. – REGULAR SESSION

**CITY COUNCIL CHAMBERS
Carl May Community Center
11711 West Drive, Desert Hot Springs, California**

CLOSED SESSION - 4:30 P.M.

CALL TO ORDER

ROLL CALL

CLOSED SESSION PUBLIC COMMENTS

At this time, item(s) on the Closed Session agenda may be discussed during Public Comments. PLEASE STATE YOUR NAME FOR THE RECORD.

CLOSED SESSION

1. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**
Pursuant to Government Code Section 54954.5(e): City Manager
2. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**
Pursuant to Government Code Section 54954.5(e): City Attorney
3. **CONFERENCE WITH LEGAL COUNSEL – POTENTIAL INITIATION OF LITIGATION**
Pursuant to Government Code Section 54956.9: (one potential case)

RECESS

REGULAR SESSION – 6:00 P.M.

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

CITY ATTORNEY REPORT ON CLOSED SESSION

APPROVAL OF THE AGENDA

At this time the City Council may amend the order of the agenda, approve the Consent Calendar, remove items from the Consent Calendar for separate discussion and action, and add Urgency Items.

Urgency Items ("Added Starters"): The Brown Act, which governs public meetings, permits the City Council to take action on any item that does not appear on the agenda only if 2/3 of the City Council (if all are present) or all members of the City Council (if fewer than all members are present) determine there is a need to take immediate action on the item, and the need to take immediate action came to the City Council's attention after the agenda was posted.

PUBLIC COMMENTS

At this time, pursuant to the Brown Act, any person may comment on matters of general interest within the subject matter jurisdiction of the City Council, NOT listed on the agenda. Under the Brown Act, the City Council should not take action on or discuss matters raised during Public Comment portion of the agenda that are not listed on the agenda.

Comments are limited to the first ten (10) speakers at three (3) minutes per speaker. Speakers may not yield their time to others without consent of the Mayor. All comments are to be directed to the City Council and shall be devoid of any personal attacks. Members of the public are expected to maintain a professional, courteous decorum during public comments.

Please complete and submit a "speaker card" to the City Clerk. You will be asked to STATE YOUR NAME AND CITY OF RESIDENCE FOR THE RECORD.

CITY MANAGER REPORT

MAYOR AND COUNCIL MEMBER REPORTS

ADMINISTRATIVE CALENDAR:

4. **Appointment to the Planning Commission**

City Clerk, Jerry Soriano, CMC

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Recommendation: Ratify Council Member Yvonne Parks' appointment to the Planning Commission to fill one (1) vacancy.

5. **Request for Development Impact Fee Deferment Agreement With Attached Lien Agreement From Snider Interests, LLC**

City Attorney, Jennifer A. Mizrahi

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Recommendation: 1) Consider a request from Snider Interests, LLC to enter into the attached Development Impact Fee Deferment Agreement with Attached Lien Agreement ("Agreement"), which would allow Snider to defer the development impact fees ("DIFs") in the amount of \$825,198.45, pursuant to the payment schedule in the attached.

2) Should the City Council desire to grant Snider's request to defer the DIFs and enter into the Agreement, Staff would recommend that the City Council grant authorization to the City Manager and the City Attorney to make such substantive amendments to the Agreement as they may deem necessary.

6. **Resolutions of Initiation and Intention to Annex 259 Assessable Parcels Commonly Known as Rancho Del Oro to the City of Desert Hot Springs Landscape and Lighting Maintenance District No. 2**

Community Development Director, Daniel Porras, P.E.

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Recommendation: 1) Adopt a Resolution Initiating Proceedings to Annex Property to Landscape and Lighting Maintenance District No. 2 (Annexation No. 18, Zone 19) for Fiscal Year 2018-19, including ordering the Engineer's Report.

2) Adopt a Resolution of Intention to Annex property to Landscape and Lighting Maintenance District No. 2 (Annexation No. 18, Zone 19) and to levy assessments on such property for Fiscal Year 2018-19, approve the Engineer's Report and set the date, time and place of a public hearing on the proposed annexation and assessments.

7. **Ordinance Regulating the Use and Operation of Public Dog Parks**

City Attorney, Jennifer A. Mizrahi

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Recommendation: Introduce for First Reading and read by title only, "An Ordinance of the City Council of the City of Desert Hot Springs, California, adding Chapter 12.24 "Dog Park Regulations" to Title 12 "Streets, Sidewalks And Public Places" and amending Section 9.04.040 ("Animals In Public Parks") of Chapter 9.04 ("General Offenses") of Title 9 ("Public Peace and Welfare") of the Desert Hot Springs Municipal Code ("DHSMC") to regulate the use and operation of public dog parks.

8. [Resolution of Intention to Annex Two Parcels \(Annexation No. 14\) Located at 12106 Palm Drive \(APN 641-101-005\) and East of Palm Drive, North of Acoma Avenue and South of Pierson Boulevard \(APN 641-101-006\) to the City of Desert Hot Springs Community Facilities District No. 2010-1 \(Services\) \(La Plaza Center, LLC\)](#)

Administrative Services Director, Joseph M. Tanner, Jr.

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Recommendation: Adopt a Resolution of the City Council of the City of Desert Hot Springs declaring its intention to annex territory to Community Facilities District No. 2010-1 (Services) of the City of Desert Hot Springs, adopting a map of the area proposed to be annexed (Annexation No. 14), and to authorize the levy of special taxes therein.

9. [Resolution of Intention to Annex One Parcel \(Annexation No. 28\) Located East of Little Morongo Road, and North of 15th Avenue \(APN 665-050-021\) to the City of Desert Hot Springs Community Facilities District No. 2010-1 \(Services\)](#)

Administrative Services Director, Joseph M. Tanner, Jr.

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Recommendation: Adopt a Resolution of the City Council of the City of Desert Hot Springs declaring its intention to annex territory to Community Facilities District No. 2010-1 (Services) of the City of Desert Hot Springs, adopting a map of the area proposed to be annexed (Annexation No. 28), and to authorize the levy of special taxes therein.

10. [Resolution of Intention to Create a Special Tax Area Zone 33 For Property, APN 665-050-021 Located North of 15th Avenue and East of Little Morongo Road to the Desert Hot Springs Special Public Safety Tax Area](#)

Administrative Services Director, Joseph M. Tanner, Jr.

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Recommendation: Adopt a Resolution of Intention which establishes the time and place of the Public Hearing to establish Zone 33 within the Special Public Safety Tax Area for Police and Fire Protection Services, and authorizing an election.

CONSENT CALENDAR:

Matters on the "Consent Calendar" are considered routine and may be acted upon by one motion under "Approval of the Agenda." Individual items may also be removed by the City Council for separate discussion under "Approval of the Agenda." The title is deemed to be read and further reading waived on any ordinance listed on the Consent Calendar for second reading and adoption.

11. [City Council Regular Meeting Minutes: January 16, 2018](#)

City Clerk, Jerryl Soriano, CMC

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Recommendation: Approve Minutes as presented; or as corrected.

FUTURE AGENDA ITEMS

PUBLIC COMMENTS

Opportunity is given to those members of the public who have NOT addressed the City Council on an item which is NOT on the agenda. Comments are limited to three (3) minutes per speaker. PLEASE STATE YOUR NAME AND CITY OF RESIDENCE FOR THE RECORD.

ADJOURN

UPCOMING DATES

**Please refer to the City website [calendar](#) at www.cityofdhs.org for meeting locations and the most up to date information.*

February 8	Public Safety Commission	6:00 p.m.
February 13	Planning Commission	6:00 p.m.
February 14	RDA Oversight Board Meeting	8.00 a.m.
February 14	CCAC	6:00 p.m.
February 20	City Council Regular Meeting	6:00 p.m.

NOTICES

Americans with Disabilities Act

In an effort to comply with the requirements of Title 2 of the Americans with Disabilities Act of 1990, the City of Desert Hot Springs requires that any person in need of any type of special equipment, assistance, or accommodation(s) in order to communicate at a City public meeting, must inform the City Clerk a minimum of 72 hours prior to the scheduled meeting to enable the City to make reasonable arrangements.

SB 343

In accordance with California Government Code Section 54957.5, any writing or document that is a public record, relates to an open session agenda item, and is distributed less than 72 hours prior to a regular meeting will be made available for public inspection in the Office of the City Clerk at City Hall during normal business hours at 65950 Pierson Boulevard, Desert Hot Springs, CA 92240.

If, however, the document or writing is not distributed until the regular meeting to which it relates, then the document or writing will be made available to the public at the location of the meeting, as listed on this agenda at 11711 West Drive, Desert Hot Springs, CA 92240.