



## **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**

### **ACTION MINUTES**

**OCTOBER 16, 2018**

### **4:00 P.M. – STUDY SESSION**

#### **CLOSED SESSION**

**(Immediately Following the Study Session)**

### **5:15 P.M. – PRESENTATIONS**

### **6:00 P.M. – REGULAR SESSION**

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

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### **STUDY SESSION - 4:00 P.M.**

#### **CALL TO ORDER**

Mayor Matas called the Study Session to order at 4:01 P.M.

#### **ROLL CALL**

Present:

Council Members: Russell Betts, Joe McKee, Jan Pye

Mayor Pro Tem: Anayeli Zavala

Mayor: Scott Matas

#### **PUBLIC COMMENTS**

There were no comments.

## **STUDY SESSION:**

1. **Coachella Valley Housing First Program**  
*Health Assessment and Research for Communities (HARC), Chief Executive Officer, Jenna LeComte-Hinely*

Dr. Jenna LeComte-Hinely, HARC Chief Executive Officer, presented the first year evaluation of the Coachella Valley Housing First Program; and responded to questions.

Victor Beecham, Outreach Supervisor for Path of Life Ministries, responded to questions.

## **CLOSED SESSION** **(Immediately Following the Study Session)**

Jennifer Mizrahi, City Attorney, announced the Closed Session Items.

The City Council recessed to Closed Session at 4:49 P.M.

## **CLOSED SESSION:**

2. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**  
Significant exposure to litigation pursuant to subdivision (d)(2) of Section 54956.9: The facts and circumstances involve issues pertaining a certain entity who has threatened litigation against the City, although no formal claim or action has been filed.

## **PRESENTATIONS - 5:15 P.M.**

*The "Little Morongo Wash Encampment Clean-Up Presentation" was presented at this time.*

3. **Life Saving Award Presented to Desert Hot Springs Police Officers, Seth Franklin and Jason Jimenez**  
*Chief of Police, Dale R. Mondary; and Mayor, Scott Matas*

Dale Mondary, Chief of Police, and Mayor Matas presented Life Saving Awards to Officers Franklin and Jimenez in recognition of their courageous lifesaving actions on September 29, 2018.

4. **Certificate of Recognition Presented to Desert Hot Springs High School Student, Shaniyah Carlson, Mixed Martial Arts Champion**  
*Mayor, Scott Matas*

Mayor Matas presented a Certificate of Recognition to Shaniyah Carlson.

5. **Little Morongo Wash Encampment Clean-Up Presentation**

*Coachella Valley Association of Governments, Cheryll Dahlin; and Coachella Valley Conservation Commission, Kathleen Brundige*

*The presentation was received prior to "Life Saving Award Presented to Desert Hot Springs Police Officers, Seth Franklin and Jason Jimenez."*

Kathleen Brundige, Coachella Valley Conservation Commission, and Cheryll Dahlin, Coachella Valley Association of Governments, reported on the Little Morongo Wash encampment clean-up; and responded to questions.

**RECESS**

The City Council recessed at 5:41 P.M.

**REGULAR SESSION - 6:00 P.M.**

**CALL TO ORDER**

Mayor Matas called the Regular Session to order at 6:00 P.M.

**ROLL CALL**

Present:  
Council Members: Russell Betts, Joe McKee, Jan Pye  
Mayor Pro Tem: Anayeli Zavala  
Mayor: Scott Matas

**INVOCATION**

A moment of silence was held in memory of Bob Spiegel, City of Palm Desert Council Member.

Reverend Paul Miller gave the Invocation.

**PLEDGE OF ALLEGIANCE**

Desert Hot Springs Scouts, Troop 1606, presented the colors and led the Pledge of Allegiance.

**CITY ATTORNEY REPORT ON CLOSED SESSION**

Jennifer Mizrahi, City Attorney, advised that there was no reportable action.

## **APPROVAL OF THE AGENDA**

Action: McKee moved to approve the October 16, 2018 regular meeting agenda, and approve the Consent Calendar except for Items 9 and 10, motion seconded by Pye, motion carried 5/0 by the following vote:

Vote: AYES: 5 - Zavala, Betts, Matas, McKee, Pye  
Passed NOES: 0 - (None)

## **PUBLIC COMMENTS**

Sam Messler announced the Diversity DHS, 2nd Annual Desert Hot Springs Pride Festival.

Russ Martin announced that was a Memorandum of Understanding between the Mission Springs Water District and Agua Caliente Band of Cahuilla Indians.

Eddie Johnson expressed thanks for being selected as a grand marshal for the holiday parade; and spoke regarding Veterans Park.

Nina Duarte reported on the October 11, 2018 Public Safety Commission meeting.

Ruben Perez, from the Office of Assemblymember Eduardo Garcia, provided legislative updates.

Nicole Kirk inquired about the legality of electric scooters.

## **CITY MANAGER REPORT**

Luke Rainey, Deputy City Manager, reported on usage of the Furbee Aquatic Center for 2018.

Dale Mondary, Chief of Police, announced that he was appointed as chairman of the cannabis committee for the California Police Chiefs Association.

## **MAYOR AND COUNCIL MEMBER REPORTS**

Council Member Betts reported on the various meetings and events he attended.

Danny Porras, Community Development Director, reported on storm cleanup.

Council Member Pye reported on the various meetings and events she attended.

Council Member McKee reported on the various meetings and events he attended.

Mayor Pro Tem Zavala reported on the various meetings and events she attended.

Mayor Matas reported on the various meetings and events he attended.

## **PUBLIC HEARINGS:**

### **6. An Ordinance to Revise Restrictions on Parking on Unpaved Surfaces** *Community Development Director, Daniel Porras, P.E.*

- Recommendation:**
- 1) Staff Report;
  - 2) Entertain Questions of Staff from City Council;
  - 3) Open the Public Hearing;
  - 4) Take testimony from those in favor;
  - 5) Take testimony from those opposed;
  - 6) Take testimony from those in a neutral position;
  - 7) Close the Public Hearing;
  - 8) City Council discussion and questions to Staff; and
  - 9) Introduce for First Reading and read by title only, "An Ordinance of the City Council of the City of Desert Hot Springs, California, amending Section 4.16.010(a)(6) ("Vehicle Parking") of Section 4.16.010 ("Unlawful Acts - Public Nuisances"); and amending Section 17.48.030 ("General Regulations") of Chapter 17.48 ("Offstreet Parking Standards") of Title 17 ("Zoning") of the Desert Hot Springs Municipal Code to revise restrictions on parking on unpaved surfaces."

Christina Archuleta, Code Compliance Supervisor, presented the staff report.

A discussion ensued.

Mayor Matas opened the Public Hearing.

Cliff Lavy spoke in favor.

Mayor Matas closed the Public Hearing.

A discussion ensued.

Action: Betts moved to approve staff recommendation, amended to strike "impervious" and replace with "other material as approved by the director," motion seconded by McKee, motion carried 5/0 by the following vote:

Vote: AYES: 5 - Zavala, Betts, Matas, McKee, Pye  
Passed NOES: 0 - (None)

As a friendly amendment, Mayor Pro Tem Zavala requested that there be an exception when no other parking options were available.

The friendly amendment was not accepted. It was agreed that Code Compliance judgement in those situations would be handled administratively.

**ADMINISTRATIVE CALENDAR:**

7. **[Award Contract for City Wide Janitorial Services](#)**

*Community Development Director, Daniel Porras, P.E.*

**Recommendation:** Authorize the City Manager to execute an agreement between Pristine Environments and the City of Desert Hot Springs in an amount not to exceed of \$114,320, plus a 10% contingency of \$11,432 annually for City Wide Janitorial Services.

Lynne Paul, Public Works Analyst, presented the staff report.

Action: McKee moved to approve staff recommendation, motion seconded by Pye, motion carried 5/0 by the following vote:

Vote: AYES: 5 - Zavala, Betts, Matas, McKee, Pye  
Passed NOES: 0 - (None)

**CONSENT CALENDAR:**

8. **[City Council Regular Meeting Minutes: October 2, 2018](#)**

*City Clerk, Jerryl Soriano, CMC*

**Recommendation:** Approve Minutes as presented; or as corrected.

9. **[Settlement Agreement for the Matter of Coachillin' Holdings, LLC v. City of Desert Hot Springs, Superior Court of California, County of Riverside, Case No. RIC 1805014](#)**

*City Attorney, Jennifer A. Mizrahi*

**Recommendation:** Approve the Settlement Agreement.

Jennifer Mizrahi, City Attorney, presented the staff report.

Action: McKee moved to approve staff recommendation, motion seconded by Zavala, motion carried 5/0 by the following vote:

Vote: AYES: 5 - Zavala, Betts, Matas, McKee, Pye  
Passed NOES: 0 - (None)

10. **[Award Service Contract for New Industrial Steel Doors for Fire Station 37 to GMAT Incorporated](#)**

*Finance Director, Linda Kelly*

**Recommendation:** Award a Service Contract Agreement to the lowest bidder, GMAT Incorporated DBA Overhead Door Company of the Inland Empire, and authorize the City Manager to execute the agreement by and between GMAT Incorporated and the City of Desert Hot Springs for the installation of (4) rolling steel service doors at Fire Station 37 in the amount of \$48,500.00.

Mark Brooks, Battalion Fire Chief, presented the staff report.

Action: Betts moved to approve staff recommendation, motion seconded by McKee, motion carried 5/0 by the following vote:

Vote: AYES: 5 - Zavala, Betts, Matas, McKee, Pye  
Passed NOES: 0 - (None)

### **PUBLIC COMMENTS**

There were no comments.

### **ADJOURN**

Mayor Matas adjourned the meeting at 7:35 P.M.

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Jerryl Soriano, CMC, City Clerk