



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

JANUARY 15, 2019

5:00 P.M. – CLOSED SESSION

5:30 P.M. – PRESENTATIONS

6:00 P.M. – REGULAR SESSION

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

CLOSED SESSION - 5:00 P.M.

CALL TO ORDER

ROLL CALL

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. **[CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION](#)**

(Paragraph (1) of subdivision (d) of Government Code section 54956.9)

Name of case: Garcia et al v. City of Desert Hot Springs– Pending Litigation –
Riverside Superior Court, Case Number PSC 1807458

PRESENTATIONS - 5:30 P.M.

2. **[Farmworker Institute of Education and Leadership Development \(FIELD\)
Institute Presentation](#)**

FIELD Institute, Joe Mota

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

PUBLIC HEARINGS:

3. **[Annexation No. 32 to the City of Desert Hot Springs Community Facilities District No. 2010-1 \(Services\) for APN 639-281-001 Located at 11522 Palm Drive](#)**

Finance Director, Linda Kelly

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- Recommendation:**
- 1) Staff Report;
 - 2) Entertain questions of staff from the City Council;
 - 3) Open the Public Hearing;
 - 4) Take public testimony;
 - 5) Close the Public Hearing;
 - 6) City Council discussion and questions of Staff;
 - 7) Adopt a Resolution calling an election to submit to the qualified electors the questions of levying a special tax within the area proposed to be annexed to the Community Facility District No. 2010-1 (Services) (Annexation No. 32);
 - 8) Hold the election;
 - 9) Canvass the election; and
 - 10) Adopt a Resolution declaring the election results for annexation to Community Facilities District No 2010-1 (Services) (Annexation No. 32).

ADMINISTRATIVE CALENDAR:

4. **[Resolution in Support of the Memorandum of Understanding Between the County of Imperial and the County of Riverside on the Restoration of the Salton Sea](#)**

City Clerk, Jerryl Soriano, CMC

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Recommendation: Adopt a Resolution of the City Council in support of the Memorandum of Understanding between the County of Imperial and County of Riverside on the Salton Sea.

5. **[General Plan Preferred Alternative Land Use Map](#)**

Community Development Director, Rebecca Deming

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Recommendation: Direct Staff on a preferred alternative for moving forward with the General Plan and Environmental Impact Report (EIR).

6. **[Appointment to the Coachella Valley Mosquito and Vector Control District, Board of Trustees](#)**

City Clerk, Jerryl Soriano, CMC

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Recommendation: Appoint a Trustee to the Coachella Valley Mosquito and Vector Control District (CVMVCD) Board of Trustees, for a fixed term of either two (2) years or four (4) years.

7. **[Appointment to the Planning Commission to Fill Vacancy for Unexpired Term](#)**

City Clerk, Jerryl Soriano, CMC

Packet Page ---

Recommendation: Ratify Mayor Pro Tem Jan Pye's appointment to the Planning Commission to fill one (1) vacancy consisting of an unexpired term ending January 2020.

8. **Mayor's Appointments to Various Intergovernmental Boards and Committees**
City Clerk, Jerryl Soriano, CMC *Packet Page 119*
Recommendation: Ratify Mayor Matas' appointments to the various intergovernmental Boards and Committees.

9. **Resolution Adopting a Policy for City Council Members, Including the Mayor, Placing Items on the Agenda**
City Manager, Charles L. Maynard *Packet Page 125*
Recommendation: Adopt a Resolution of the City Council of the City of Desert Hot Springs adopting a policy for City Council Members, including the Mayor, placing items on the agenda.

10. **Special Event Permit Application – Tour De Palm Springs**
Chief of Police, Dale Mondary *Packet Page 131*
Recommendation: Due to the unanticipated and unbudgeted financial impact, the number of Public Safety Officers that would be needed to ensure safety on the route (which would remove them from their normal patrol function), and the narrow road widths and main corridor route that would significantly impact the community, staff is recommending denial of the Tour De Palm Springs Special Event Permit Application.

11. **Agreement for Litigation Legal Services with Stream, Kim, Hicks, Wrage and Alraro**
City Attorney, Jennifer A. Mizrahi *Packet Page 179*
Recommendation: Authorize the City Manager to execute an Agreement with Stream, Kim, Hicks, Wrage and Alfaro for Legal Litigation Services in an amount not to exceed of \$200,000.

12. **Building Department Plan Check Contract**
Community Development Director, Rebecca Deming *Packet Page 187*
Recommendation: Authorize the City Manager to execute a Professional Services Agreement with Scott Fazekas & Associates, Inc. for Building and Safety Plan Check services on an as-needed and as-directed basis; with approval as to form by the City Attorney.

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.

13. **City Council Regular Meeting Minutes: December 12, 2018**
City Clerk, Jerryl Soriano, CMC *Packet Page 213*
Recommendation: Approve the Minutes as presented; or as corrected.

14. [Second Reading and Adoption of an Ordinance Amending Chapter 10.52 "Abandoned, Wrecked, Dismantled, or Inoperative Vehicles" of the Desert Hot Springs Municipal Code Relating to Abandoned Vehicle Abatement](#)
City Clerk, Jerryl Soriano, CMC *Packet Page 225*
Recommendation: Approve Second Reading, read by title and adopt: "An Ordinance of the City Council of the City of Desert Hot Springs, California, amending Chapter 10.52 "Abandoned, Wrecked, Dismantled, or Inoperative Vehicles" of Title 10 "Vehicles and Traffic" of the Desert Hot Springs Municipal Code relating to abandoned vehicle abatement."
15. [Treasurer's Report for November 2018](#)
Finance Director, Linda Kelly *Packet Page 239*
Recommendation: Receive and file.
16. [Payment Register and City Council Expenditures Report for the Month of November 2018](#)
Finance Director, Linda Kelly *Packet Page 247*
Recommendation: Receive and file.

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](http://www.cityofdhs.org) at www.cityofdhs.org for meeting locations and the most up to date information.*

February 5	City Council Regular Meeting	6:00 p.m.
February 12	Planning Commission	6:00 p.m.
February 13	CCAC	6:00 p.m.
February 14	Public Safety Commission	6:00 p.m.
February 19	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.