



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 and
Housing Authority Board**

AGENDA

JUNE 19, 2018

4:00 P.M. – STUDY SESSION

CLOSED SESSION

(Immediately Following the Study 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**

[STUDY SESSION - 4:00 P.M.](#)

CALL TO ORDER

[ROLL CALL](#)

PUBLIC COMMENTS

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

STUDY SESSION:

1. **[Update on the Status of CalPERS Unfunded Actuarial Accrued Liability](#)**

Finance Director, Linda Kelly

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CLOSED SESSION
(Immediately Following the Study Session)

CLOSED SESSION

2. **REAL PROPERTY NEGOTIATIONS**

Pursuant to Government Code Section 54956.8:

Property: APN 639-252-039 Vacant Lot on the North Side of Pierson
Boulevard

Agency Negotiator: Charles L. Maynard, City Manager / Executive Director
Jennifer Mizrahi, City Attorney / General Counsel
Linda Kelly, Finance Director

Negotiating Parties: Desert Hot Springs Successor Agency

Under Negotiation: Price and Terms

3. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to subdivision (e)(1) of Section 54956.9:
(1 case)

PRESENTATIONS - 5:30 P.M.

4. **Recognition of Service to Members of the RDA Oversight Board to the
Successor Agency**

Mayor, Scott Matas

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:

5. **(Successor Agency) Resolution Approving Purchase and Sale Agreement and Joint Escrow Instructions With Richard A. Feenstra for Real Property Located at 66071 and 66079 Pierson Boulevard (APN's 641-021-006 and 641-021-048)**

Finance Director, Linda Kelly

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Recommendation: Adopt a Resolution of the Successor Agency to the Redevelopment Agency of the City of Desert Hot Springs approving Purchase and Sale Agreement and Joint Escrow Instructions between the Successor Agency to the Redevelopment Agency of the City of Desert Hot Springs and Richard A. Feenstra with respect to the real property located at 66071 and 66079 Pierson Boulevard, Desert Hot Springs, California (APN's 641-021-006 and 641-021-048) and approving certain related actions.

6. [\(Successor Agency\) Resolution Approving Purchase and Sale Agreement and Joint Escrow Instructions With Richard A. Feenstra for Real Property Located at 66146 Pierson Boulevard \(APN 639-232-040\)](#)

Finance Director, Linda Kelly

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Recommendation: Adopt a Resolution of the Successor Agency to the Redevelopment Agency of the City of Desert Hot Springs approving Purchase and Sale Agreement and Joint Escrow Instructions between the Successor Agency to the Redevelopment Agency of the City of Desert Hot Springs and Richard A. Feenstra with respect to the Real Property located at 66146 Pierson Boulevard, Desert Hot springs, California (APN 639-232-040) and approving certain related actions.

7. [\(Housing Authority\) Resolution Approving the Purchase and Sale of Real Property and Joint Escrow Instructions with Richard M. Johnson, Jr. for Real Property Located on the Northeast Corner of West Drive and Ironwood Drive \(APN: 641-191-008\)](#)

Finance Director, Linda Kelly

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Recommendation: Adopt a Resolution of the Desert Hot Springs Housing Authority, acting as the Successor Housing Agency to the Redevelopment Agency of the City of Desert Hot Springs approving the Purchase and Sale Agreement and Joint Escrow Instructions between the Successor Housing Agency and Richard M. Johnson, Jr., as Trustee of the Richard M. Johnson, Jr. Attorney at Law 401(K) Profit Sharing Trust with respect to the real property located on the east side of West Drive on the northeast corner of West Drive and Ironwood Drive, Desert Hot Springs, California (APN 641-191-008); and further instruct the City Manager to substantively negotiate and execute any and all documents needed to effectuate the transaction.

8. [\(Housing Authority\) Resolution Approving the Purchase and Sale of Real Property and Joint Escrow Instructions with Richard M. Johnson, Jr. for Real Property Located on the Northwest Corner of Santa Ysabel Drive and Ironwood Drive \(APN: 641-191-009\)](#)

Finance Director, Linda Kelly

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Recommendation: Adopt a Resolution of the Desert Hot Springs Housing Authority, acting as the Successor Housing Agency to the Redevelopment Agency of the City of Desert Hot Springs approving the Purchase and Sale Agreement and Joint Escrow Instructions between the Successor Housing Agency and Richard M. Johnson, Jr., as Trustee of the Richard M. Johnson, Jr. Attorney at Law 401(K) Profit Sharing Trust with respect to the real property located on the west side of Santa Ysabel Drive on the northwest corner of Santa Ysabel Drive and Ironwood Drive, Desert Hot Springs, California (APN 641-191-009); and further instruct the City Manager to substantively negotiate and execute any and all documents needed to effectuate the transaction.

9. [City-Wide Janitorial Services Contract](#)
Community Development Director, Daniel Porras, P.E. Packet Page 215
Recommendation: Award the City-wide Janitorial Services Contract to Santa Fe Building Maintenance as the most qualified bidder and authorize the City Manager to execute an agreement between Santa Fe Building Maintenance and the City of Desert Hot Springs in an amount not to exceed \$105,367.24, plus a contingency amount of \$10,536.72 annually, for City Wide Janitorial Services.
10. [John Furbee Aquatic Center Pool Maintenance Contract](#)
Community Development Director, Daniel Porras, P.E. Packet Page 305
Recommendation: Award the John Furbee Aquatic Center Pool Maintenance Contract to 1 Stop Pool Pros as the most qualified bidder and authorize the City Manager to execute an agreement between 1 Stop Pool Pros and the City of Desert Hot Springs in an amount not to exceed \$128,070.00, with an additional \$25,614.00 for contingency annually, for the John Furbee Aquatic Center Pool Maintenance Services.
11. [Notice and Call of General Municipal Election to be Held on Tuesday, November 6, 2018](#)
City Clerk, Jerryl Soriano, CMC Packet Page 391
Recommendation: 1) Adopt a Resolution of the City Council, giving notice of the election of officers, authorizing the City Clerk to perform all items necessary to lawfully conduct the election, and requesting services from the County of Riverside to assist in conducting and canvassing the election; and
2) Adopt a Resolution of the City Council establishing general regulations for the filing of an optional candidate's statement for inclusion in the voter's pamphlet; and setting the deposit fee at (\$TBD).
12. [Resolution Calling and Noticing a Proposed Measure to be Submitted to the Voters at the General Municipal Election on November 6, 2018 to Select the Mayor on a Rotating Basis](#)
Council Member, Russell Betts; and Packet Page 413
Council Member, Joe McKee
Recommendation: Take whatever action the City Council deems appropriate.
13. [Palm Springs International Airport Commission Nomination](#)
City Clerk, Jerryl Soriano, CMC Packet Page 427
Recommendation: Consider a nomination to the Palm Springs International Airport Commission for a term ending February 28, 2020.

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.

14. City Council Regular Meeting Minutes: June 5, 2018

City Clerk, Jerryl Soriano, CMC

Packet Page 431

Recommendation: Approve Minutes as presented; or as corrected.

15. Desert Valley Disposal Re-Investment Payment and Extension of Term of the Franchise Agreement

Finance Director, Linda Kelly

Packet Page 447

Recommendation: Approve a Minute Motion to accept a request from the Desert Valley Disposal for Re-Investment Payment and Extension of Term of the Franchise Agreement.

16. Second Reading and Adoption of an Ordinance Adding Chapter 12.24 to the Desert Hot Springs Municipal Code to Establish a Safety Enhancement Zone

City Clerk, Jerryl Soriano, CMC

Packet Page 451

Recommendation: Approve Second Reading, read by title only and adopt: "An Ordinance of the City Council adding Chapter 12.24 "Safety Enhancement Zones" of Title 12 "Streets, Sidewalks, and Public Places" of the Desert Hot Springs Municipal Code to establish Safety Enhancement Zones and increase fines and penalties for Municipal Code violations in areas designated as a Safety Enhancement Zone.

17. Second Reading and Adoption of an Ordinance Amending Chapter 17.60 "Art in Public Places Program" of Title 17 "Zoning" of the Desert Hot Springs Municipal Code

City Clerk, Jerryl Soriano, CMC

Packet Page 459

Recommendation: Approve Second Reading, read by title only and adopt: "An Ordinance of the City Council amending Chapter 17.60 "Art in Public Places Program" of Title 17 "Zoning" of the Desert Hot Springs Municipal Code."

18. Second Reading and Adoption of an Ordinance Amending Chapter 17.180 (Medical Marijuana Facilities Operation and Location) of Title 17 "Zoning" of the Desert Hot Springs Municipal Code

Community Development Director, Daniel Porras, P.E.

Packet Page 477

Recommendation: Approve Second Reading, read by title only and adopt: An Ordinance of the City Council of the City of Desert Hot Springs, Amending Chapter 17.180 (Medical Marijuana Facilities Operation and Location) Allowing for Certain Administrative Approvals for Certain Entitlements, Creating a More Streamlined Process for Already Approved Entitlements Which Are in Good Standing With the City.

19. [Payment Register and City Council Expenditures for the Month of April 2018](#)
Finance Director, Linda Kelly *Packet Page 495*
Recommendation: Receive and file.
20. [Treasurer's Report for the Month of April 2018](#)
Finance Director, Linda Kelly *Packet Page 515*
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](#) at www.cityofdhs.org for meeting locations and the most up to date information.*

June 20	RDA Oversight Board Meeting	8:00 a.m.
July 3	City Council Regular Meeting	6:00 p.m.
July 10	Planning Commission	6:00 p.m.
July 11	CCAC	6:00 p.m.
July 12	Public Safety Commission	6:00 p.m.
July 17	City Council Regular Meeting	DARK

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.