



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

MARCH 20, 2018

6:00 P.M. – REGULAR SESSION

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

CALL TO ORDER

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

ROLL CALL

Present:

Council Members: Russell Betts, Joe McKee, Yvonne Parks

Mayor Pro Tem: Anayeli Zavala

Mayor: Scott Matas

INVOCATION

Jan Pye, Planning Commission Chairman and former Council Member, gave the Invocation.

PLEDGE OF ALLEGIANCE

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

APPROVAL OF THE AGENDA

Action: McKee moved to approve the March 20, 2018 Regular Meeting Agenda and approve the Consent Calendar except for Item 5, motion seconded by Zavala, motion carried 5/0 by the following vote:

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

PUBLIC COMMENTS

Adam Sanchez expressed concerns regarding pedestrian safety on Palm Drive.

(First name inaudible) Valenzuela expressed concerns regarding pedestrian safety on Palm Drive.

Natalia Martinez expressed concerns regarding pedestrian safety on Palm Drive.

Nicholas Gamboa expressed concerns regarding pedestrian safety on Palm Drive.

Dottie Wilder expressed concerns regarding pedestrian safety on Palm Drive.

Amber Thornton expressed concerns regarding pedestrian safety on Palm Drive.

Patricia Arellano expressed concerns regarding pedestrian safety on Palm Drive.

Fred Alvarez expressed concerns regarding issues occurring at Skys Haven Mobile Home Park.

Donna Saunders expressed concerns regarding issues occurring at Skys Haven Mobile Home Park.

Leonard Saunders expressed concerns regarding issues occurring at Skys Haven Mobile Home Park and submitted a petition from Skys Haven residents, a copy of which was received and made a part of the record.

Ken Romanick expressed concerns regarding issues occurring at Skys Haven Mobile Home Park.

Chris Leblow expressed concerns regarding issues occurring at Skys Haven Mobile Home Park.

Edna Escobedo expressed concerns regarding pedestrian safety on Palm Drive.

Andrew Delacruz expressed concerns regarding pedestrian safety on Palm Drive.

CITY MANAGER REPORT

The "City Manager Report" was considered following "Mayor and Council Member Reports."

Luke Rainey, Deputy City Manager, addressed safety concerns on Palm Drive.

Steve Quintanilla, Assistant City Attorney, addressed the incident on Palm Drive.

The City Council recessed at 7:21 P.M.

The City Council reconvened at 7:28 P.M.

MAYOR AND COUNCIL MEMBER REPORTS

Mayor Matas addressed the incident on Palm Drive.

Daniel Porras, Community Development Director, gave an update and overview of the Palm Drive safety improvements.

Council Member McKee addressed the incident on Palm Drive and issues concerning homelessness.

Council Member Betts addressed the incident on Palm Drive and the issues occurring at Skys Haven Mobile Home Park.

Mayor Pro Tem Zavala addressed the incident on Palm Drive.

Council Member Parks addressed the incident on Palm Drive

The "City Manager Report" was considered at this time.

PUBLIC HEARINGS:

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

Deputy City Manager, Luke Rainey

- 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 question of levying a special tax within the area proposed to be annexed to Community

Facilities District No. 2010-1 (Services) (Annexation No. 14)

- 8) Hold the election;
- 9) Canvass the election; and
- 10) Adopt a Resolution declaring election results for annexation to Community Facilities District No. 2010-1 (Services) (Annexation No. 14).

Council Member Betts recused due to a potential conflict of interest. Owns property within 500 feet.

Luke Rainey, Deputy City Manager, presented the staff report.

Mayor Matas opened the Public Hearing.

Laurence Bynum, CEO of Deserts Finest, addressed the City Council.

Mayor Matas closed the Public Hearing.

Action: McKee moved to approve staff recommendation and adopt *Resolution No. 2018-017* (calling the election), motion seconded by Parks, motion carried 4/0 by the following vote:

Vote:
Passed AYES: 4 - Zavala, Parks, Matas, McKee
 NOES: 0 - (None)
 RECUSED: 1 - Betts

Jerryl Soriano, City Clerk, canvassed the election and advised that the property owner voted in favor of the annexation.

Action: McKee moved to approve staff recommendation and adopt *Resolution No. 2018-018* (declaring election results), motion seconded by Parks, motion carried 4/0 by the following vote:

Vote:
Passed AYES: 4 - Zavala, Parks, Matas, McKee
 NOES: 0 - (None)
 RECUSED: 1 - Betts

2. [Annexation No. 28 to the City of Desert Hot Springs Community Facilities District No. 2010-1 \(Services\) for APN 665-050-021 Located East of Little Morongo Road, and North of 15th Avenue \(Marapharm DHS, LLC\)](#)

Deputy City Manager, Luke Rainey

- 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 question of levying a special tax

within the area proposed to be annexed to Community Facilities District No. 2010-1 (Services) (Annexation No. 28)

- 8) Hold the election;
- 9) Canvass the election; and
- 10) Adopt a Resolution declaring election results for annexation to Community Facilities District No. 2010-1 (Services) (Annexation No. 28).

Luke Rainey, Deputy City Manager, presented the staff report.

Mayor Matas opened the Public Hearing.

There was no public testimony.

Mayor Matas closed the Public Hearing.

Action: McKee moved to approve staff recommendation and adopt *Resolution No. 2018-019* (calling the election), motion seconded by Parks, motion carried 5/0 by the following vote:

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

Jerryl Soriano, City Clerk, canvassed the election and advised that the property owner voted in favor of the annexation.

Action: McKee moved to approve staff recommendation and adopt *Resolution No. 2018-020* (declaring election results), motion seconded by Parks, motion carried 5/0 by the following vote:

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

3. [Creating Special Tax Area 33 \(Marapharm DHS California LLC\) for APN 665-050-021 Located North of 15th Avenue and East of Little Morongo Road, within the Desert Springs Special Public Safety Tax Area](#)

Deputy City Manager, Luke Rainey

- 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) Hold the election;
 - 8) Canvass the election; and
 - 9) Adopt an Ordinance Establishing a Special Public Safety Tax Area Zone 33 (Marapharm DHS California LLC).

Luke Rainey, Deputy City Manager, presented the staff report.

Mayor Matas opened the Public Hearing.

There was no public testimony.

Mayor Matas closed the Public Hearing.

Action: McKee moved to approve staff recommendation and adopt *Ordinance No. 655*, motion seconded by Parks, motion carried 4/1 by the following vote:

Vote: AYES: 4 - Zavala, Parks, Matas, McKee
Passed NOES: 1 - Betts

ADMINISTRATIVE CALENDAR:

4. **[Award Professional Services Agreement with Terra Nova Planning to Assist the City with the General Plan Update](#)**

Community Development Director, Daniel Porras, P.E.

Recommendation: Authorize the City Manager to execute a contract with Terra Nova Planning to perform specific tasks in relation to the City-Wide General Plan Update, with approval as to form by the City Attorney.

Danny Porras, Community Development Director, presented the staff report and responded to questions.

Susan Miller spoke.

A discussion ensued.

Action: Betts moved to continue to April 3, 2018 and create City Council Sub-Committee, motion seconded by McKee, motion carried 3/2 by the following vote:

Nicole Criste, Terra Nova, addressed the City Council.

Vote: AYES: 3 - Zavala, Betts, McKee
Passed NOES: 2 - Parks, Matas

CONSENT CALENDAR:

5. **[City Council Regular Meeting Minutes: February 20, 2018](#)**

[City Council Regular Meeting Minutes: March 6, 2018](#)

City Clerk, Jerryl Soriano, CMC

Recommendation: Approve Minutes as presented; or as corrected.

A discussion ensued regarding clarification of Special Dispensary Conditional Use Permits (CUP) for Light Manufacturing for existing dispensaries.

Action: McKee moved to provide clarification that light-manufacturing was a permitted use for existing dispensaries provided that dispensaries were in full compliance with their Conditional Use Permit, motion seconded by Betts, motion carried 5/0 by the following vote:

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

6. **Payment Register and City Council Expenditures Report for the Month of January 2018**

Deputy City Manager, Luke Rainey

Recommendation: Receive and file.

7. **Contracts Management Report as of March 20, 2018**

Deputy City Manager, Luke Rainey

Recommendation: Receive and file.

PUBLIC COMMENTS

None.

ADJOURN

Mayor Matas adjourned the meeting at 8:32 P.M.

Jerryl Soriano, CMC, City Clerk