



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**

DRAFT ACTION MINUTES

NOVEMBER 20, 2018

4:30 P.M. – CLOSED 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**

CLOSED SESSION - 4:30 P.M.

CALL TO ORDER

Mayor Matas called the Closed Session to order at 4:30 P.M.

ROLL CALL

Present:

Council Members: Russell Betts, Joe McKee, Jan Pye

Mayor Pro Tem: Anayeli Zavala

Mayor: Scott Matas

PUBLIC COMMENTS

None.

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

CLOSED SESSION:

1. **CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION** (Paragraph (1) of subdivision (d) of Section 54956.9) In the Matter of the Administration of the D.H.S. Drugs, Inc. Profit Sharing Plan, Riverside Superior Court Case No. PRIN1801126
2. **CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION** (Paragraph (1) of subdivision (d) of Section 54956.9) Sierra Club and Center for Biological Diversity v. City of Desert Hot Springs, et al; and Adkison Engineers, Inc. et al as real parties in interest, Riverside Superior Court Case No. RIC1821985
3. **CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION**
(Paragraph (1) of subdivision (d) of Government Code section 54956.9)
Name of case: City of Desert Hot Springs vs. Stefan Steve Irimescu (66291 Buena Vista) – Pending Litigation – Riverside Superior Court PSC 1706598
4. **CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION**
(Paragraph (1) of subdivision (d) of Government Code section 54956.9)
Name of case: City of Desert Hot Springs vs. Valenti et al – Pending Litigation – Riverside Superior Court PSC 1802698

PRESENTATIONS - 5:15 P.M.

5. **Recognition of Service for Council Member, Joe McKee**

Mayor Matas and the City Council presented a plaque to Council Member Joe McKee in recognition of his service to the City of Desert Hot Springs.

RECESS

The City Council recessed at 5:39 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

None.

PLEDGE OF ALLEGIANCE

Council Member McKee 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 November 20, 2018 Regular Meeting agenda; and approve the Consent Calendar in its entirety, motion seconded by Zavala, motion carried 5/0 by the following vote:

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

PUBLIC COMMENTS

Mike Picardi gave various updates and announcements.

Gary Gardner reported on the November 13, 2018 Planning Commission meeting.

Eddie Johnson spoke regarding the Veterans Day event.

CITY MANAGER REPORT

Charles Maynard, City Manager, gave a brief report.

MAYOR AND COUNCIL MEMBER REPORTS

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

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

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

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

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

Council Member Betts exited at the meeting at 6:40 P.M. due to a family emergency.

PUBLIC HEARINGS:

6. **AB 1600 Annual Report - Development Impact Fees and Resolution Making Findings and Reaffirming the Necessity of Certain Development Impact Fees**

Finance Director, Linda Kelly

- Recommendation:**
- 1) Staff Report;
 - 2) Entertain questions of Staff and from the City Council;
 - 3) Open the Public Hearing;
 - 4) Take Public Testimony;
 - 5) Close the Public Hearing;
 - 6) Review and accept the AB 1600 Annual Report on Development Impact Fees for the period ending June 30, 2018; and
 - 7) Adopt a Resolution of the City Council making findings and reaffirming the necessity of certain Development Impact Fees.

Linda Kelly, Finance Director, presented the staff report; and responded to questions.

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. 2018-071*, motion seconded by Pye, motion carried 4/0 by the following vote:

Vote:
Passed

AYES: 4 - Zavala, Matas, McKee, Pye
NOES: 0 - (None)
ABSENT: 1 - Betts

ADMINISTRATIVE CALENDAR:

7. **Consulting Services Agreement for Tax Administration Services**

Finance Director, Linda Kelly

- Recommendation:** Authorize the City Manager to execute a Consulting Services Agreement for Special District Tax Administration Services with Webb Municipal Finance in the amount of \$256,615 for three (3) years; and to authorize the City Manager to execute all necessary agreements, as approved to form by the City Attorney.

Geoffrey Buchheim, Finance Manager, presented the staff report.

Action: Pye moved to approve staff recommendation with language edits to the

Agreement regarding the integration into daily business operations of the City and the Firm's participation in the making of governmental decisions, motion seconded by McKee, motion carried 4/0 by the following vote:

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

8. [Resolution of Intention to Annex One Parcel \(Annexation No. 32\) Located at 11522 Palm Drive \(APN 639-281-001\) to the City of Desert Hot Springs Community Facilities District No. 2010-1 \(Services\)](#)

Finance Director, Linda Kelly

Recommendation: Adopt a Resolution of the City Council of the City of Desert Hot Springs declaring its intention to annex territory to Community Facility District No 2010-1 (Services) of the City of Desert Hot Springs, adopting a map of the areas proposed to be annexed (Annexation No. 32), and to authorize the levy of special taxes therein.

Linda Kelly, Finance Director, presented the staff report.

Action: McKee moved to approve staff recommendation and adopt *Resolution No. 2018-072*, motion seconded by Pye, motion carried 4/0 by the following vote:

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

9. [Community Development Block Grant \(CDBG\) Program Grant for Fiscal Year 2019-2020](#)

Finance Director, Linda Kelly

Recommendation: Adopt a Resolution of the City Council of the City of Desert Hot Springs authorization participation in and authorizing the City Manager to approve all agreements and necessary documents associated with the Community Development Block Grant (CDBG) for the Fiscal Year 2019-2020.

Geoffrey Buchheim, Finance Manager, presented the staff report.

Action: McKee moved to approve staff recommendation and adopt *Resolution No. 2018-073*, motion seconded by Zavala, motion carried 4/0 by the following vote:

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

10. [Resolution to Assign the City Manager as Authorized Agent to Sign Grant](#)

Documents for the Support of Community Emergency Response Teams (CERT) Project Training

Finance Director, Linda Kelly

Recommendation: Adopt a Resolution of the City Council authorizing the City Manager to execute for, and on, behalf of the City of Desert Hot Springs actions necessary for obtaining federal financial assistance provided by the Federal Department of Homeland Security and sub-granted through the State of California.

Mark Brooks, Battalion Chief, presented the staff report.

Action: McKee moved to approve staff recommendation and adopt *Resolution No. 2018-074*, motion seconded by Pye, motion carried 4/0 by the following vote:

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

CONSENT CALENDAR:

11. **City Council Regular Meeting Minutes: October 16, 2018**

City Clerk, Jerryl Soriano, CMC

Recommendation: Approve Minutes as submitted; or as corrected.

12. **Second Reading and Adoption of an Ordinance to Revise Parking Restrictions on Parking on Unpaved Surfaces**

City Clerk, Jerryl Soriano, CMC

Recommendation: Approve Second Reading, read by title and adopt: "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.

Ordinance 676

13. **Payment Register and City Council Expenditures Report for the Month of September 2018**

Finance Director, Linda Kelly

Recommendation: Receive and file.

14. **Payment Register and City Council Expenditures Report for the Month of October 2018**

Finance Director, Linda Kelly

Recommendation: Receive and file.

15. **Treasurer's Report for the Month of September 2018**

Finance Director, Linda Kelly

Recommendation: Receive and file.

16. **Treasurer's Report for the Month of October 2018**

Finance Director, Linda Kelly

Recommendation: Receive and file.

PUBLIC COMMENTS

None.

ADJOURN

Mayor Matas adjourned the meeting at 7:02 P.M.

Jerryl Soriano, CMC, City Clerk