



## **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**

**OCTOBER 17, 2017**

**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**

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### **PRESENTATIONS – 5:30 P.M.**

1. **[Proclamation for Fire Prevention Week - October 8-14, 2017](#)**  
*Mayor, Scott Matas*

### **RECESS**

### **REGULAR SESSION – 6:00 P.M.**

### **CALL TO ORDER**

### **ROLL CALL**

### **INVOCATION**

### **PLEDGE OF ALLEGIANCE**

### **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:**

2. [Conditional Use Permit No. 17-17 and Tentative Parcel Map No. 37158, Proposing the Development of Various Medicinal Marijuana Structures Totaling Approximately 219,000 Square Feet \(SF\) on a Portion of the 153.71 Acre Site Located on the East side of Indian Canyon Drive Between 18th and 19th Avenues in the L-I \(Light Industrial\) Zone \(Applicant: Kenny Dickerson, Coachillin' Holdings, LLC\)](#)

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

*Packet Page 9*

**Recommendation:**

- 1) Staff Report;
- 2) Entertain Questions of Staff from City Council;
- 3) Open the Public Hearing;
- 4) Take Testimony from Applicant;
- 5) Take Public Testimony;
- 6) Opportunity for Applicant Rebuttal;
- 7) Close the Public Hearing;
- 8) City Council discussion and questions to Staff; and
- 9) A recommendation from the Planning Commission for: 1) Adoption of the Addendum / Mitigated Negative Declaration for the Coachillin Cultivation and Ancillary-Canna Business Park Project; and 2) Approval of Conditional Use Permit No 17-17; and 3) Approval of Tentative Map No 37158 - for the development of various medicinal marijuana structures totaling approximately 219,000 square feet in the L-I (Light Industrial) District. APN 666-340-004, -006.

3. [An Ordinance of the City Council of the City of Desert Hot Springs, Amending Chapter 17.180 to Include Recreational/Adult Use](#)  
*Community Development Director, Daniel Porras, P.E. Packet Page 237*  
**Recommendation:** 1) Staff Report;  
2) Entertain questions of Staff from the City Council;  
3) Open the Public Hearing;  
4) Take testimony;  
5) Close the Public Hearing;  
6) City Council discussion and questions to Staff; and  
7) Introduce for First Reading and read by title only: "An Ordinance of the City Council of the City of Desert Hot Springs amending Chapter 17.180 of the Desert Hot Springs Municipal Code to include recreational (Adult Use).
4. [Annexation No. 23 to the City of Desert Hot Springs Community Facilities District No. 2010-1 \(Services\) for APN 663-280-025 Located on the Northeast Corner of 14th Avenue and Little Morongo Road \(DHS Facilities, LLC\)](#)  
*Administrative Services Director, Joseph M. Tanner, Jr. Packet Page 261*  
**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. 23)  
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. 23)
5. [Creating Special Tax Area 23 \(William A. Conner\) for APN 660-160-010 Located Northeast of Interstate 10 and West of Palm Drive, within the Desert Springs Special Public Safety Tax Area](#)  
*Administrative Services Director, Joseph M. Tanner, Jr. Packet Page 299*  
**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 23 (William A. Conner)

**ADMINISTRATIVE CALENDAR:**

6. **[New City Hall Grading and Utility Installation Contract Award Project 2017-17](#)**  
*Community Development Director, Daniel Porras, P.E. Packet Page 323*  
**Recommendation:** Authorize the City Manager to execute an Agreement with Valley Pipeline Incorporated to perform grading and utility installation services at the new City Hall site in the amount of \$362,503.00 with a 10% contingency amount of \$36,250.00, for a total amount not to exceed \$398,753.00; with approval as to form by the City Attorney.
  
7. **[\(Continued from October 3, 2017\) Resolution Prohibiting Facility Use Agreements for a Period Longer Than 30 Consecutive or Non-Consecutive Days in Any Calendar Year, Unless Otherwise Approved by the City Council](#)**  
*City Manager, Charles L. Maynard Packet Page 349*  
**Recommendation:** Adopt a Resolution of the City Council of the City of Desert Hot Springs amending Resolution No. 2016-049 authorizing the City Manager to negotiate, award and execute award facility use agreements and/or other non-exclusive licenses for city-owned, operated or controlled facilities, and to prohibit facility use agreements for a period of longer than 30 consecutive or non-consecutive days in any calendar year, unless otherwise approved by the City Council.
  
8. **[Community Development Block Grant \(CDBG\) Program for Fiscal Year 2018-2019](#)**  
*Administrative Services Director, Joseph M. Tanner, Jr. Packet Page 371*  
**Recommendation:**
  - 1) Approve the location of a new park located adjacent to the City's Corporation Yard; and
  - 2) Adopt a Resolution of the City Council authorizing participation in and authorizing the City Manager to approve all agreements and necessary documents associated with the Community Development Block Grant (CDBG) for Fiscal Year 2018-2019.
  
9. **[Records Retention Schedule Update](#)**  
*City Clerk, Jerryl Soriano, CMC Packet Page 485*  
**Recommendation:** Adopt a Resolution of the City Council adopting an updated Records Retention Schedule.

10. [American Medical Response \(AMR\) Late Fees](#)

*Fire Chief, Eddy Moore*

*Packet Page 509*

**Recommendation:** Authorize the City Manager to purchase medical/rescue equipment for Stations 36 and 37 in the amount of \$72,740.95 utilizing funds collected from AMR Late Fees.

**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.*

11. [City Council Regular Meeting Minutes: October 3, 2017](#)

*City Clerk, Jerryl Soriano, CMC*

*Packet Page 517*

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

12. [Second Reading and Adoption of an Ordinance Amending Section 2.20.125 \("Disclosure of Campaign Contributions"\) of the Desert Hot Springs Municipal Code](#)

*City Manager, Charles L. Maynard*

*Packet Page 525*

**Recommendation:** Approve Second Reading, read by title only and adopt: "An Ordinance of the City Council of the City of Desert Hot Springs, California, Amending Section 2.20.125 ("Disclosure of Campaign Contributions") of Chapter 2.20 ("Code of Ethics for City Officials") of Title 2 ("Administration and Personnel") of the Desert Hot Springs Municipal Code" ("DHSMC").

13. [Payment Register and City Council Expenditures Report for the Month of July 2017](#)

*Administrative Services Director, Joseph M. Tanner, Jr.*

*Packet Page 533*

**Recommendation:** Receive and file.

14. [Payment Register and City Council Expenditures Report for the Month of August 2017](#)

*Administrative Services Director, Joseph M. Tanner, Jr.*

*Packet Page 559*

**Recommendation:** Receive and file.

15. [Treasurer's Report as of July 31, 2017](#)

*Administrative Services Director, Joseph M. Tanner, Jr.*

*Packet Page 587*

**Recommendation:** Receive and file.

16. [Treasurer's Report as of August 31, 2017](#)  
*Administrative Services Director, Joseph M. Tanner, Jr.* Packet Page 595  
**Recommendation:** Receive and file.
17. [Contracts Management Report as of October 17, 2017](#)  
*Administrative Services Director, Joseph M. Tanner, Jr.* Packet Page 603  
**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](http://www.cityofdhs.org) for meeting locations and the most up to date information.*

October 23	Planning Commission Special Meeting	6:00 p.m.
October 24	Economic Development Committee	6:00 p.m.
November 7	ELECTION DAY	
November 7	City Council Regular Meeting	6:00 p.m.
November 8	RDA Oversight Board Meeting	8.00 a.m.
November 8	CCAC	6:00 p.m.
November 9	Public Safety Commission	6:00 p.m.
November 14	Planning Commission	6:00 p.m.
November 21	City Council Regular Meeting	6:00 p.m.
November 28	Economic Development Committee	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.