



## 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

JUNE 16, 2020

4:30 P.M. – CLOSED SESSION

6:00 P.M. – REGULAR SESSION

VIA VIDEOCONFERENCE  
Desert Hot Springs, California

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#### Notice Regarding COVID-19 and Public Participation at City Council Meetings

Pursuant to California Governor Newsom's Executive Orders N-25-20 issued on March 4, 2020 and N-29-20 issued on March 18, 2020, the City Council regular meeting will be conducted remotely through Zoom and broadcast live on the City's YouTube channel.

Pursuant to the Executive Orders, and to ensure the health and safety of the public by limiting human contact that could spread the COVID-19 virus, the Carl May Center/Council Chamber will not be open for the meeting. The City Council and Staff will be participating remotely and will not be physically present in the Council Chamber.

#### Watch the Meeting Live

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- [City of Desert Hot Springs YouTube Channel](#)

#### For Public Comment

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If you wish to speak under general public comment, or speak on an agenda item, you can access the meeting remotely through ONE of the following options:

- **Participate via Zoom**  
[CLICK HERE](#) to register  
(URL: [https://us02web.zoom.us/webinar/register/WN\\_gxDVyhdGTdKIV5UhYQZn1g](https://us02web.zoom.us/webinar/register/WN_gxDVyhdGTdKIV5UhYQZn1g))
- **Submit Comments in Writing**  
You may also submit your comments in writing via email to the City Clerk at [cityclerk@cityofdhs.org](mailto:cityclerk@cityofdhs.org). **To give the City Clerk adequate time to compile, please**

**submit no later than 4:00 P.M. on June 16, 2020.** All written public comments will be distributed to the City Council and included as part of the record.

In the subject line, please indicate:

“Public Comment – Non-Agenda Item” OR

“Public Comment – Item #” (insert the agenda item number(s) relevant to your comment(s))

The City of Desert Hot Springs thanks you in advance for taking all precautions to prevent the spreading of the COVID-19 virus.

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**CLOSED SESSION - 4:30 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](#)**

**[\(Gov. Code section 54956.9\(d\)\(1\).\)](#)**

Name of Case: Kinney v. City of Desert Hot Springs, et al.,  
Case Number RIC2000505

2. **[THREAT TO PUBLIC SERVICES OR FACILITIES](#)**

**[\(Gov. Code section 54957\(a\).\)](#)**

Consultation with: Desert Hot Springs Police Department - Chief Henson, or his designee

**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. [Resolution Adopting User Fee Study](#)

*Finance Director, Geoffrey Buchheim*

*Packet Page 9*

**Recommendation:**

- 1) Staff Report;
- 2) Entertain questions of Staff by the City Council;
- 3) Open the Public Hearing;
- 4) Take public testimony;
- 5) Close the Public Hearing;
- 6) City Council discussion and questions to Staff; and
- 7) Adopt a Resolution of the City Council adopting the User Fee Study prepared by Revenue & Cost Specialists, LLC, dated April 2020.

4. [Environmental Findings, General Plan GPA-20-1 and Zoning Typographical Error Corrections](#)

*Community Development Director, Rebecca Deming*

*Packet Page 355*

- Recommendation:**
- 1) Staff Report;
  - 2) Entertain questions of Staff from the City Council
  - 3) Open Public Hearing;
  - 4) Take public testimony;
  - 7) Close the Public Hearing;
  - 8) City Council discussion and questions to Staff; and
  - 9) The City Council Approve:
    - A) A Resolution of the City Council of the City of Desert Hot Springs, California, Amending General Plan Amendment and Land Use Map GPA-20-1 to Correct Certain Typographical Errors Pertaining to the Density Number for the Following: 1) Page LU-8, Table LU-1: Land Use Categories (To Reflect Corrected Density Number); 2) Page LU-9 Land Use Map (To Reflect Corrected Density Number); 3) LU-14, Residential High Land Use Designation (To Reflect Corrected Density Number); and 4) LU-15, Mix Use Corridor Land Use Designation (To Reflect Corrected Density Number)

Introduce for First Reading and read by title only the attached Ordinance:

- B) An Ordinance of the City Council of the City Of Desert Hot Springs Correcting Certain Typographic Errors to Reflect the Proper Density By Amending: 1) Land Use Table 17.08.02 "Development Standards-Residential Districts"; And 2) Land Use Table 17.14.02 "Development Standards- Mixed Use Districts."

**ADMINISTRATIVE CALENDAR:**

5. [\(Successor Agency\) Resolution Approving the Purchase and Sale Agreement and Joint Escrow Instructions With Mlou Guzman Villanueva With Respect to the Real Property Located at 66146 Pierson Boulevard, Desert Hot Springs, California \(APN 639-232-040\)](#)

*Finance Director, Geoffrey Buchheim*

*Packet Page 379*

- Recommendation:** Adopt a Resolution of the Successor 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 Agency to the Redevelopment Agency of the City of Desert Hot Springs and Mlou Guzman Villanueva with respect to the Real Property located at 66146 Pierson Boulevard, Desert Hot Springs, California (APN 639-232-040) and approving certain related actions.

6. [Second Amendment to the Service Provider Agreement with Mizell Center for Senior Center Facility Operation Management Services and Programs at the Desert Hot Springs Senior Center](#)  
*Assistant City Manager, Doria Wilms* *Packet Page 447*  
**Recommendation:** Authorize the City Manager to execute a Second Amendment to the Service Provider Agreement with Mizell Center to provide Facility Operation Management Services and Programs at the Desert Hot Springs Senior Center located at 11-777 West Drive in the amount of \$155,291 commencing July 1, 2020 through June 30, 2021 with an option to extend up to two (2) additional one-year terms thereafter at the discretion of the City Council.
  
7. [Proposed Agreement for Cannabis Inspection and Compliance Services](#)  
*Deputy City Manager, Luke Rainey* *Packet Page 459*  
**Recommendation:** Authorize the City Manager to execute an agreement with Cannabis Compliance Services, LLC to provide inspection and compliance services related to the cannabis industry in the City of Desert Hot Springs for an amount of \$13,800 per month.
  
8. [Notice and Call of General Municipal Election to be Held on Tuesday, November 3, 2020](#)  
*City Clerk, Jerryl Soriano, CMC* *Packet Page 487*  
**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 \$500.00.
  
9. [Amendment to the 2019 Annual Housing Element Progress Report](#)  
*Community Development Director, Rebecca Deming* *Packet Page 509*  
**Recommendation:** Approve the updated Table D to the 2019 Annual Housing Element Progress Report.
  
10. [\(Continued from May 19, 2020 and June 2, 2020\) Appointment to the Planning Commission](#)  
*City Clerk, Jerryl Soriano, CMC* *Packet Page 517*  
**Recommendation:** Continue the appointment to July 7, 2020 and extend the application deadline to July 1, 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.*

11. **City Council Regular Meeting Minutes: June 2, 2020**

*City Clerk, Jerryl Soriano, CMC*

*Packet Page 519*

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

12. **Community Facilities District No. 2010-1 Levy and Collection of Special Taxes to Fund the Maintenance of the Improvements for Fiscal Year 2020-21**

*Finance Director, Geoffrey Buchheim*

*Packet Page 529*

**Recommendation:** Adopt a Resolution of the City Council of the City of Desert Hot Springs, California, Approving the Levy and Collection of Special Taxes within the Community Facilities District No. 2010-1 (Services) for Fiscal Year 2020-21.

13. **Community Facilities District 2006-1, Improvement Area No. 1, Levy and Collection of Special Taxes for Fiscal Year 2020-21**

*Finance Director, Geoffrey Buchheim*

*Packet Page 549*

**Recommendation:** Adopt a Resolution of the City Council Ordering the Levy and Collection of Special Taxes within Community Facilities District No. 2006-1 Improvement Area No. 1, for Fiscal Year 2020-21.

14. **Delegation of Investment Authority to the City Treasurer**

*Finance Director, Geoffrey Buchheim*

*Packet Page 557*

**Recommendation:** Adopt a Resolution of the City Council approving delegation of investment authority and other related duties to the City Treasurer, as authorized by the City's Investment Policy, and approve and adopt the attached Investment Policy for Fiscal Year 2020-2021.

15. **Fiscal Year 2020-2021 Appropriations (Gann) Limit**

*Finance Director, Geoffrey Buchheim*

*Packet Page 567*

**Recommendation:** Adopt a Resolution of the City Council for the Fiscal Year 2020-2021 Appropriations Limit as required by Article XIII B of the California State Constitution.

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

July 7	City Council Regular Meeting	6:00 p.m.
July 14	Planning Commission	6:00 p.m.
July 16	Public Safety Commission	6:00 p.m.
July 21	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.