



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

JULY 2, 2019

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

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**
(Paragraph (1) of Subdivision (d) of Government Code Section 54956.9)
Name of Case: Garcia et al v. City of Desert Hot Springs – Pending Litigation
Riverside Superior Court Case Number: PSC 1807458
2. **CONFERENCE WITH LEGAL COUNSEL — EXISTING LITIGATION**
(Paragraph (1) of subdivision (d) of Section 54956.9)
Name of case: Robert E. Garcia and Gary Garcia v. City of Desert Hot Springs,
Riverside Superior Court Case No. RIC1903260

PRESENTATIONS - 5:15 P.M.

3. [Recognition of Service for Council Member, Anayeli Zavala](#)
City Council
4. [Swearing-In of Appointed Council Member, Robert Griffith](#)
City Clerk, Jerryl Soriano, CMC

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:

5. **[Resolution Affirming the Report of Public Nuisance Abatement Costs and Placing Them on the Tax Roll for Fiscal Year 2019-20](#)**

Acting Finance Director, Geoffrey Buchheim

Packet Page 9

- Recommendation:**
- 1) Staff Report;
 - 2) Entertain questions of Staff from the City Council;
 - 3) Open Public Hearing;
 - 4) Take testimony from those in favor;
 - 5) Take testimony from those opposed;
 - 6) Take testimony from those in a neutral position;
 - 7) Close the Public Hearing; and
 - 8) City Council discussion and questions to Staff; and
 - 9) Adopt a Resolution of the City Council of the City of Desert Hot Springs, State of California Ordering Confirmation of the Special Assessments Against Parcels of Land within the Public Nuisance Abatement Costs for Fiscal Year 2019-20.

6. **[An Ordinance Amending Chapter 5.52 Permitting and Regulating Mobile Food Vending Vehicles, Amending Chapter 17.136 Temporary Use Permits and Adding Section 17.12.390 Mobile Food Vending Vehicle Parks of the Desert Hot Springs Municipal Code](#)**

Community Development Director, Rebecca Deming

Packet Page 23

- Recommendation:**
- 1) Staff Report;
 - 2) Entertain Questions of Staff from City Council;
 - 3) Open the Public Hearing;
 - 4) Take testimony from those in favor;
 - 5) Take testimony from those opposed;
 - 6) Take testimony from those in a neutral position;
 - 7) Close the Public Hearing;
 - 8) City Council Discussion and questions to Staff; and
 - 9) Introduce for First Reading, and read by title only, "An Ordinance of the City Council of the City of Desert Hot Springs, amending Chapter 5.52 Permitting and Regulating Mobile Food Vending Vehicles, amending Chapter 17.136 Temporary Use Permits and adding Section 17.12.390 Mobile Food Vending Vehicle Parks, of the Desert Hot Springs Municipal Code.

ADMINISTRATIVE CALENDAR:

7. **[Funding Request in the Amount of \\$32,000.00 to be Utilized by Palm Springs Unified School District for the Multi-City Collaboration for Drug Education Program](#)**

Assistant City Manager, Doria Wilms *Packet Page 39*

Recommendation: Consider a funding request in the amount of \$32,000.00 to be utilized by Palm Springs Unified School District for the Multi-City Collaboration for Drug Education Program.

8. [Resolution in Support of Balanced Energy Solution and Local Choice](#)

Assistant City Manager, Doria Wilms *Packet Page 97*

Recommendation: Adopt a Resolution of the City Council Supporting Balanced Energy Solution and Local Choice.

9. [City Application for Statewide Park Program Grant Funds](#)

Deputy City Manager, Luke Rainey *Packet Page 103*

Recommendation: 1) Adopt a Resolution of the City Council of the City of Desert Hot Springs, California, approving the application for statewide park development and community revitalization program grant funds; and
2) Approve an Exemption to CEQA based on the finding that the project is Exempt under Section 15303 and 15316 under Title 14 of the California Code of Regulations.

10. [Resolution of Intention to Create a Special Tax Area Zone for APN's 661-550-001 through 661-550-019 and 661-551-001 through 661-551-007 Located North of Mission Lakes Boulevard and East of Little Morongo Road, to the Desert Hot Springs Special Public Safety Tax Area](#)

Acting Finance Director, Geoffrey Buchheim *Packet Page 107*

Recommendation: Adopt a Resolution of Intention which establishes the time and place of the Public Hearing to establish Zone 45 within the Special Public Safety Tax Area for Police and Fire Protection Services and authorizing an election.

11. [Amendment No. Two to the Reimbursement Agreement for the North Indian Canyon Drive Project](#)

Public Works Director, Daniel Porras, P.E. *Packet Page 125*

Recommendation: Approve Amendment No. Two of the Reimbursement Agreement between County of Riverside, City of Palm Springs, Coachella Valley Association of Governments and the City of Desert Hot Springs for the North Indian Canyon Drive Project.

12. [John Furbee Aquatic Center Pool Maintenance Contract](#)

Public Works Director, Daniel Porras, P.E. *Packet Page 137*

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 \$434,670.00, with an additional \$ 43,467.00 for contingency for a three year agreement, for the John Furbee Aquatic Center Pool Maintenance Services.

13. [Graffiti Abatement Services Contract](#)
Acting Police Chief, Jim Henson *Packet Page 165*
Recommendation: Award a contract to Graffiti Protective Coatings, Inc. (GPC) for Graffiti Abatement Services and authorize the City Manager to execute a Professional Services Agreement for a three (3) year term with a total not to exceed amount of \$270,000 (\$90,000.00 per year).
14. [Towing Franchise Services](#)
Acting Police Chief, Jim Henson *Packet Page 241*
Recommendation: Authorize the City Manager to enter into an agreement with E&C Towing and AARCO Towing to exclusively provide rotational towing service per the towing franchise agreement. These services will be provided within the City limits for the Police Department, as well as other City Departments on an as need basis.
15. [On Call Environmental Services Contract](#)
Community Development Director, Rebecca Deming *Packet Page 401*
Recommendation: Authorize the City Manger to execute the Professional Services Agreement by and between the City of Desert Springs and Chambers Group Inc. for On-call Environmental Services.

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.

16. [City Council Regular Meeting Minutes: June 18, 2019](#)
City Clerk, Jerryl Soriano, CMC *Packet Page 485*
Recommendation: Approve the Minutes as presented; or as corrected.
17. [Payment Register and City Council Expenditures Report for the Month of May 2019](#)
Acting Finance Director, Geoffrey Buchheim *Packet Page 495*
Recommendation: Receive and file.
18. [Treasurer's Report for the Month of May 2019](#)
Acting Finance Director, Geoffrey Buchheim *Packet Page 565*
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.*

July 9	Planning Commission	DARK
July 10	CCAC	6:00 p.m.
July 11	Public Safety Commission	6:00 p.m.
July 16	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.