

CITY COUNCIL
AND AS SUCCESSOR AGENCY TO THE
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF THE PALM SPRINGS
CITY OF PALM SPRINGS, CALIFORNIA
Palm Springs Convention Center
Primrose B (See Location Map)
277 N. Avenida Caballeros, Palm Springs, CA 92262
www.palmspringsca.gov

AGENDA

June 21, 2017



4:30 PM CLOSED SESSION
6:00 PM REGULAR MEETING

Robert Moon, Mayor
Ginny Foat, Mayor Pro Tem
Geoff Kors, Councilmember
Chris Mills, Councilmember
J.R. Roberts, Councilmember

City of Palm Springs Mission Statement: Palm Springs is an inclusive world-class city dedicated to providing excellent and responsive public services to enhance the quality of life for current and future generations.

David H. Ready, Esq., Ph.D., City Manager
Kathleen D. Hart, MMC, Interim City Clerk
Marcus L. Fuller, MPA, P.E., P.L.S., Assistant City Manager
Edward Z. Kotkin, City Attorney
Geoffrey S. Kiehl, Director of Finance and Treasurer

Any person who wishes to provide public testimony for an Item on the Agenda MUST file a speaker card prior to the Public Testimony (Non-Public Hearing Agenda Items Only) prior to that portion of the meeting. Testimony for Public Hearings will be allowed only during the Public Hearing. [Two (2) minutes per speaker]

Testimony for Public Hearings will only be taken at the time of the hearing. Any person who wishes to speak at a Public Hearing must file a "Speaker Card" with the City Clerk BEFORE the Public Hearing is called. [Two (2) minutes per speaker]

Any person who wishes to speak on a topic not on the agenda within the City's jurisdiction during the "Public Comments" portion of the agenda must file a "Speaker Card" with the City Clerk BEFORE that portion of the agenda is called. [Two (2) minutes per speaker] Although the City Council values your comments, pursuant to the Brown Act, it generally cannot take any action on items not listed on the posted agenda.

Please note, any agenda item which has not been initiated by 11:00 p.m. may be continued to a subsequent meeting.

At approximately 10:00 p.m., the City Council will determine the number of speakers who wish to address the City Council during Public Comment for non-Agenda Items, and determine which agenda items will be considered before the 11:00 p.m. Adjournment time.

The City Council encourages written public testimony prior to the meeting, which provides the City Council ample time and attention for consideration. All written testimony will be provided to the City Council prior to the discussion. Written testimony may be sent via email to CITY.CLERK@palmspringsca.gov, by fax at (760) 322-8332, or hand delivery to the City Clerk, Palm Springs City Hall, 3200 E. Tahquitz Canyon Way, Palm Springs, CA 92262.

4:30 P.M. CLOSED SESSION

CALL TO ORDER (*Primrose B*):

PUBLIC COMMENT (*Primrose B*): This time has been set aside for members of the public to address the City Council on items contained only on the Closed Session Agenda.

RECESS TO CLOSED SESSION (*Mesquite B*): See Closed Session Agenda.

6:00 P.M. REGULAR MEETING

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

PRESENTATIONS:

ACCEPTANCE OF THE AGENDA: The City Council will discuss the order of the agenda, may amend the order, add urgency items, note abstentions or "no" votes on Consent Calendar items, and request Consent Calendar items be removed from the Consent Calendar for discussion. The City Council may also remove items from the Consent Calendar prior to that portion of the Agenda.

REPORT OF CLOSED SESSION:

PUBLIC TESTIMONY: (Non-Public Hearing Agenda Items ONLY)

This time has been set aside for members of the public to address the City Council only on agenda items. Two (2) minutes will be assigned to each speaker. Testimony for Public Hearings will only be taken at the time of the hearing, and General Public Comments, non-agenda items, will be taken later in the meeting.

CITY COUNCIL AND CITY MANAGER'S COMMENTS AND REPORT: This time is set aside for the City Council to provide additional general comments, reports, and announcements are briefly presented. Additionally, this time is set aside for the City Manager to update the City Council on important items initiated by staff or previously requested by the City Council.

CITY COUNCIL SUBCOMMITTEE REPORTS: This time is set aside for the City Council to provide subcommittee reports.

1. **CONSENT CALENDAR:**

The following routine matters may be acted upon by one motion. Individual items may be removed by the Council for separate discussion at this time or under Acceptance of the Agenda. The ordinance title is deemed to be read in its entirety and further reading waived on any ordinance listed on the Consent Calendar.

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**1.A. APPROVE CONTRACT CHANGE ORDER NO. 6 TO AGREEMENT NO. A6878 WITH MATICH CORPORATION IN THE AMOUNT OF \$218,610.26, APPROVE A PURCHASE ORDER INCREASE WITH WILLDAN ENGINEERING FOR CONSTRUCTION MANAGEMENT, AND INSPECTION SERVICES IN AN AMOUNT NOT TO EXCEED \$90,000:
RECOMMENDATION:**

- 1) Approve Contract Change Order No. 6 to Agreement No. A6878 with Matich Corporation, in the amount of \$218,610.26 for the 2016 Pavement Rehabilitation, to include reconstruction of the Vineyard parking lot and the removal/relocation of the East Palm Canyon Dr. entry sign median island, CP 16-01.
- 2) Authorize an increase in the amount of \$90,000 to Purchase Order 17-0549 with Willdan Engineering for revised total amount of \$340,000 for construction management and inspection services associated with the 2016 Pavement Rehabilitation, CP 16-01. A6688.
- 3) Authorize the City Manager to execute all necessary documents.

1.B. STAFF AUTHORIZED AGREEMENTS AND PURCHASE ORDERS FOR THE MONTH OF MAY 2017:

RECOMMENDATION: Receive and file the report of Staff Authorized Agreements and Purchase Orders for the period of May 1 through May 31, 2017.

**1.C. APPROVAL OF PAYROLL WARRANTS, CLAIMS AND DEMANDS:
RECOMMENDATION:**

- 1) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1092290 THROUGH 1092446 IN THE AGGREGATE AMOUNT OF \$2,105,690.68, DRAWN ON BANK OF AMERICA."
- 2) Adopt Resolution No. _____. "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF PAYROLL WARRANTS FOR THE PERIOD ENDED 05-20-2017 BY WARRANTS NUMBERED 419942 THROUGH 419955 TOTALING \$28,508.70, LIABILITY CHECKS NUMBERED 1092447 THROUGH 1092467 TOTALING \$82,397.60, FIVE WIRE TRANSFERS FOR \$58,196.58, AND THREE ELECTRONIC ACH DEBITS OF \$1,331,743.19 IN THE AGGREGATE AMOUNT OF \$1,500,846.07, DRAWN ON BANK OF AMERICA."
- 3) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1092468 THROUGH 1092583 IN THE AGGREGATE AMOUNT OF \$694,080.42, DRAWN ON BANK OF AMERICA."
- 4) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA,

APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1092584 THROUGH 1092682 IN THE AGGREGATE AMOUNT OF \$1,736,495.26, DRAWN ON BANK OF AMERICA.”

- 1.D. TREASURER’S INVESTMENT REPORT AS OF APRIL 30, 2017:**
RECOMMENDATION: Receive and File the Treasurer’s Investment Report as of April 30, 2017.
- 1.E. PROPOSED RESOLUTIONS CALLING THE NOVEMBER 7, 2017, GENERAL MUNICIPAL ELECTION, ORDERING SERVICES AND ADOPTING REGULATIONS FOR CANDIDATE PROFILES (STATEMENTS):**
RECOMMENDATION:
- 1) Adopt Resolution No. _____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 7, 2017, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA AND CITY CHARTER.”
 - 2) Adopt Resolution No. _____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 7, 2017.”
 - 3) Adopt Resolution No. _____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATE PROFILES (STATEMENTS) SUBMITTED TO THE VOTERS AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 7, 2017.”
- 1.F. ACCEPT A \$25,000 DONATION FROM THE AGUA CALIENTE BAND OF CAHUILLA INDIANS AND APPROVAL TO PURCHASE TRAUMA KITS FOR THE POLICE DEPARTMENT:**
RECOMMENDATION:
- 1) Approve the acceptance of a donation from the Agua Caliente Band of Cahuilla Indians in the amount of \$25,000.
 - 2) Approve the purchase of trauma kits and training from Class VIII (Eight) Research for the Police Department in the amount of \$34,206.75.
 - 3) Authorize the City Manager to execute all necessary documents.
- 1.G. AGREEMENT WITH TERRA NOVA PLANNING & RESEARCH, INC. FOR PROFESSIONAL SERVICES IN THE AMOUNT OF \$69,845 TO PREPARE AMENDMENTS TO THE COLLEGE PARK SPECIFIC PLAN AND FOR ENVIRONMENTAL ASSESSMENT (CEQA) SERVICES:**

RECOMMENDATION:

- 1) Authorize a special expertise agreement with Terra Nova Planning & Research, Inc., in the amount of \$69,845, for professional services to amend the College Park Specific Plan and associated environmental assessment services. A_____.
- 2) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING THE BUDGET FOR FISCAL YEAR 2016-17, APPROPRIATING A TOTAL OF \$69,845 FROM THE UNRESTRICTED GENERAL FUND RESERVES FOR PROFESSIONAL SERVICES FOR AMENDMENTS TO THE COLLEGE PARK SPECIFIC PLAN AND ASSOCIATED ENVIRONMENTAL REVIEW SERVICES.
- 3) Authorize the City Manager to execute all necessary documents.

1.H. AGREEMENT WITH CLYDE & CO US LLP NOT TO EXCEED \$100,000.00 FOR SPECIALIZED LEGAL SERVICES:

RECOMMENDATION:

- 1) Approve an agreement with Clyde & Co. US, LLP, for specialized legal services and representation associated with the South Coast Air Quality Management District in a total amount not to exceed \$100,000.00, in a form substantially similar to that published with this staff report, subject to minor modification, within the reasonable discretion of the City Attorney. A_____.
- 2) Authorize the City Manager to execute all necessary documents.

1.I. RATIFY AND APPOINT THE NOMINATION OF THE CITY OF LA QUINTA TO THE PALM SPRINGS INTERNATIONAL AIRPORT COMMISSION FOR THE TERM ENDING JUNE 30, 2020:

RECOMMENDATION: Appoint Kathleen Hughes, as the City of La Quinta representative, to the Palm Springs International Airport Commission for the term ending June 30, 2020.

1.J. 2017 LEASE REVENUE REFUNDING BONDS STATUS UPDATE:

RECOMMENDATION: Receive and file the status update on the sale of the 2017 Lease Revenue Refunding Bonds from Harrell & Company Advisors, LLC.

1.K. AMENDMENT NO. 3 IN THE AMOUNT OF \$1,886,808.78 TO AGREEMENT NO. A6860 WITH MARIPOSA LANDSCAPES, INC. FOR LANDSCAPE AND GROUNDS MAINTENANCE SERVICES:

RECOMMENDATION:

- 1) Approve Amendment No. 3 to Agreement No. A6860 for a one-year extension with Mariposa Landscapes, Inc. in the amount of \$1,886,808.78 for Fiscal Year 2017-18; to incorporate additional needed services, reduce services no longer required and allow for the contractually obligated CPI to be added for amended Bid Schedules A through G for a total contract

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amount of \$3,721,659.54 for Landscape and Grounds Maintenance Services including issuance of the corresponding Purchase Orders.

2) Authorize the City Manager to approve and execute Contract Change Orders up to an additional cumulative amount of \$100,000 for additional or emergency landscape, grounds maintenance or tree trimming services via the issuance of a Blanket Purchase Order.

3) Authorize the City Manager to execute all necessary documents.

1.L. AWARD BID AND APPROVE PURCHASE OF COMMERCIAL AIR CONDITIONING COMPRESSORS FROM ALLIED REFRIGERATION, INC. IN THE AMOUNT OF \$48,556.88:

RECOMMENDATION:

1) Approve an award to Allied Refrigeration, Inc. to purchase 19 PCA Single Unit Commercial Compressors in the amount of \$48,556.88, as specified in IFB 17-05.

2) Authorize City Manager to execute all necessary documents.

1.M. APPROVAL OF PLANS, SPECIFICATIONS AND ESTIMATE (PS&E) AND AUTHORIZATION TO BID THE 2017 PAVEMENT REHABILITATION PROJECT, CP 17-01:

RECOMMENDATION:

1) Approve the plans, specifications and estimate for the 2017 Pavement Rehabilitation Project, CP 17-01.

2) Authorize staff to advertise and solicit bids for the 2017 Pavement Rehabilitation Project, CP 17-01.

1.N. DISCUSSION OF A RESOLUTION AFFIRMING THE CITY OF PALM SPRINGS' COMMITMENT TO MEET OR EXCEED GOALS ESTABLISHED IN THE PARIS CLIMATE AGREEMENT:

RECOMMENDATION: Discuss and direct staff as appropriate.

1.O. APPROVAL OF MINUTES:

RECOMMENDATION: Approve the City Council Minutes of March 15, 2017.

1.P. RESOLUTION ADOPTING A CLERICAL AMENDMENT TO THE ALLOCATED POSITIONS AND COMPENSATION PLAN FOR FISCAL YEAR 2017-18 APPROVED ON JUNE 7, 2017:

RECOMMENDATION: Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING A CLERICAL AMENDMENT TO THE ALLOCATED POSITIONS AND COMPENSATION PLAN FOR FISCAL YEAR 2017-18, APPROVED ON JUNE 7, 2017."

EXCLUDED CONSENT CALENDAR: Items removed from the Consent Calendar for separate discussion are considered at this time.

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2. PUBLIC HEARINGS:**2.A. WELL IN THE DESERT FOR A CONDITIONAL USE PERMIT FOR A CHARITABLE INSTITUTION FACILITY AT 441 SOUTH CALLE ENCILIA, LSC ZONE (CASE 5.1419 CUP):****RECOMMENDATION:**

- 1) Open the public hearing and receive public testimony.
- 2) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING A CONDITIONAL USE PERMIT (CUP) TO ALLOW THE OPERATION OF A CHARITABLE INSTITUTION AT AN EXISTING COMMERCIAL BUILDING LOCATED AT 441 SOUTH CALLE ENCILIA, ZONE LSC, CASE 5.1419 (APN 508-094-015)."

2.B. A RECOMMENDATION BY THE HISTORIC SITE PRESERVATION BOARD FOR CLASS 1 HISTORIC SITE DESIGNATION OF "THE RACQUET CLUB" LOCATED AT 2743 NORTH INDIAN CANYON DRIVE (CASE HSPB 83; ZONE PDD 313):**RECOMMENDATION:**

- 1) Open the public hearing and receive public testimony.
- 2) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DESIGNATING THE RACQUET CLUB, LOCATED AT 2743 NORTH INDIAN CANYON DRIVE A CLASS 1 HISTORIC SITE, CASE HSPB #83, (APN NOS. 504-040-038, 504-133-001 & 504-133-002, ZONE PDD 313)."

2.C. A PROPOSED RESOLUTION COMPLYING WITH WRIT OF MANDATE, REQUIRING ELIMINATION OF THE EVENT AREA FROM PDD-374, THE "750 LOFTS" PROJECT LOCATED AT 750 N. PALM CANYON DRIVE, CONFIRMING CONFORMITY WITH THE CITY'S MUNICIPAL CODE WITH REGARD TO PARKING, AND OTHERWISE AFFIRMING APPROVAL OF PDD-374:**RECOMMENDATION:**

- 1) Open the public hearing and receive public testimony.
- 2) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, COMPLYING WITH WRIT OF MANDATE, REQUIRING ELIMINATION OF THE EVENT AREA FROM PLANNED DEVELOPMENT DISTRICT PDD-374, THE "750 LOFTS" PROJECT LOCATED AT 750 N. PALM CANYON DRIVE, CONFIRMING CONFORMITY WITH THE PALM SPRINGS MUNICIPAL CODE WITH REGARD TO PARKING, AND OTHERWISE AFFIRMING APPROVAL OF PDD-374."

2.D. PHILIP J. PRIETO, OWNER, FOR A TENTATIVE TRACT MAP FOR THE CONSTRUCTION OF A 30 UNIT CONDOMINIUM PROJECT LOCATED AT THE NORTHWEST CORNER OF BARISTO ROAD AND HERMOSA DRIVE, ZONE HDR, SECTION 14 (TTM 37245, ENCLAVE AT BARISTO):

RECOMMENDATION:

- 1) Open the public hearing and receive public testimony.
- 2) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING TENTATIVE TRACT MAP 37245 CREATING ONE (1) LOT EQUALING 3.96-ACRES FOR THE PURPOSE OF A 30 UNIT CONDOMINIUM PROJECT CONSISTING OF 20 ATTACHED UNITS AND TEN (10) UNATTACHED UNITS LOCATED AT NORTHWEST CORNER OF BARISTO ROAD AND HERMOSA DRIVE, ZONE HDR, SECTION 14, APN 508-100-035 (TTM 37245, ENCLAVE AT BARISTO)."

2.E. RENEWAL OF THE PALM SPRINGS SMALL HOTEL TOURISM BUSINESS IMPROVEMENT DISTRICT, PROPOSED RESOLUTION CONFIRMING THE REPORT OF THE PALM SPRINGS SMALL HOTEL TOURISM BUSINESS IMPROVEMENT DISTRICT ADVISORY BOARD AND LEVYING THE FISCAL YEAR 2017-18 ASSESSMENT, AND CONDUCT PROTEST PROCEEDINGS TO THE DISTRICT:

RECOMMENDATION:

- 1) Open the public hearing, receive public testimony, and written and oral protests to confirm the Report of the Palm Springs Small Hotel Tourism Business Improvement District Advisory Board and levying an assessment for Fiscal Year 2017-18.
- 2) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CONFIRMING THE REPORT OF THE PALM SPRINGS SMALL HOTEL TOURISM BUSINESS IMPROVEMENT DISTRICT ADVISORY BOARD AND LEVYING AN ASSESSMENT FOR FISCAL YEAR 2017-18 IN CONNECTION WITH THE PALM SPRINGS SMALL HOTEL TOURISM BUSINESS IMPROVEMENT DISTRICT."

2.F. FILING OF NUISANCE ABATEMENT RESOLUTION REPORTS FOR FIVE PUBLIC NUISANCES:

RECOMMENDATION:

- 1) Open the public hearing and receive public testimony.
- 2) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 208 ROSA PARKS ROAD."
- 3) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA,

CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 4388 EAST MESQUITE AVENUE.”

4) Adopt Resolution No._____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 1266 SOUTH FARRELL DRIVE.”

5) Adopt Resolution No._____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 941 EAST ANZA DRIVE.”

6) Adopt Resolution No._____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 870 ARROYO VISTA DRIVE.”

7) Authorize and direct the City Manager, or his designee, to serve notice of and record a lien against the subject properties if said costs are not paid.

3. LEGISLATIVE:

3.A. INTRODUCTION OF AN ORDINANCE REGARDING EXTENSION OF A DEVELOPMENT OR CONSTRUCTION TIMELINE FOR QUALIFICATION AND ELIGIBILITY FOR HOTEL OPERATIONS INCENTIVE PROGRAM:

RECOMMENDATION: Waive the reading of text in its entirety, read by title only, and introduce for first reading Ordinance No. _____, “AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADDING SECTION 5.26.080 OF THE PALM SPRINGS MUNICIPAL CODE, REGARDING EXTENSION OF A DEVELOPMENT OR CONSTRUCTION TIMELINE FOR QUALIFICATION AND ELIGIBILITY FOR HOTEL OPERATIONS INCENTIVE PROGRAM.”

4. UNFINISHED BUSINESS:

4.A. EXTENSION OF THE HOTEL INCENTIVE PROGRAM TIMELINE FOR COMMENCEMENT OF CONSTRUCTION OF THE “750 LOFTS” PROJECT LOCATED AT 750 N. PALM CANYON DRIVE, TO RUN CONCURRENT WITH AN APPROVED ENTITLEMENT:

RECOMMENDATION: Make a specific finding that the City’s extension of the timeline for the commencement of construction for the 750 Lofts project is mandated by equity with respect to an established program participant’s interest, and determine that pursuant to newly introduced

Section 5.26.080 of the Palm Springs Municipal Code and Sections 200 and 300 of the City Charter, the City's Hotel Operations Incentive Program deadline for commencement of construction for the 750 Lofts project, located at 750 N. Palm Canyon Drive by 750 Lofts, LLC, shall extend concurrent with the two (2) year validity of the approved Planned Development District (PDD).

- 4.B. CITY COUNCIL BUDGET AND FINANCE SUBCOMMITTEE UPDATE AND CONTINUED DISCUSSION OF FISCAL YEAR 2017-18 COST SAVINGS AND POTENTIAL REVENUE SOURCES:
RECOMMENDATION:** Direct staff as appropriate.

5. NEW BUSINESS:

- 5.A. DISCUSSION REGARDING PARTICIPATION AT CVAG EXECUTIVE COMMITTEE MEETING – CONSIDERATION OF WEST VALLEY HOUSING NAVIGATION PROGRAM ADDRESSING HOMELESSNESS:
RECOMMENDATION:** Discussion and provide direction for the upcoming Coachella Valley Association of Governments Executive Meeting regarding approval, in concept, of entering into an agreement with Path of Life Ministries to provide the West Valley Housing Navigation Program Services.

- 5.B. DISCUSSION REGARDING PARTICIPATION AT CVAG EXECUTIVE COMMITTEE MEETING – CONSIDERATION OF ESTABLISHMENT OF A COMMUNITY CHOICE AGGREGATION PROGRAM FOR THE COACHELLA VALLEY, AND THE RELATED FINALIZATION OF A JOINT POWERS AGREEMENT AND FORMATION OF THE COACHELLA VALLEY COMMUNITY ENERGY AUTHORITY:
RECOMMENDATION:** Discussion and provide direction for the upcoming Coachella Valley Association of Governments Executive Committee meeting regarding consideration of establishment of a Community Choice Aggregation program for the Coachella Valley, including a decision on whether the City of Palm Springs wants to offer program startup funding, and the related finalization of a joint powers agreement and formation of the Coachella Valley Community Energy Authority.

- 5.C. APPROVAL OF AMENDMENTS TO EXISTING AIRPORT CAR RENTAL CONCESSION AGREEMENTS INCREASING RENTAL RATES AND EXTENDING THE TERM UP TO THREE (3) YEARS:
RECOMMENDATION:**
- 1) Approve Amendment No. 3 to Agreement No. A6110 with Avis Budget Car Rental, LLC, dba Avis Rent A Car System, LLC, and Budget Rent A Car System, Inc., increasing rental rates by 40.4% and extending the term by one year through June 30, 2018, subject to two (2) additional one-year optional extensions at the City's discretion.

- 2) Approve Amendment No. 2 to Agreement No. A6111 with The Hertz Corporation, increasing rental rates by 40.4% and extending the term by one year through June 30, 2018, subject to two (2) additional one-year optional extensions at the City's discretion.
- 3) Approve Amendment No. 2 to Agreement No. A6112 with Enterprise Rent-A-Car Company of Los Angeles, LLC, dba Alamo Rent A Car and National Car Rental, increasing rental rates by 40.4% and extending the term by one year through June 30, 2018, subject to two (2) additional one-year optional extensions at the City's discretion.
- 4) Approve Amendment No. 2 to Agreement No. A6113 with Enterprise Rent-A-Car Company of Los Angeles, LLC, dba Enterprise Rent-A-Car, increasing rental rates by 40.4% and extending the term by one year through June 30, 2018, subject to two (2) additional one-year optional extensions at the City's discretion.
- 5) Approve Amendment No. 2 to Agreement No. A6114 with DTG Operations, Inc., dba Dollar Rent A Car and Thrifty Car Rental, increasing rental rates by 40.4% and extending the term by one year through June 30, 2018, subject to two (2) additional one-year optional extensions at the City's discretion.
- 6) Authorize the City Manager to execute all necessary documents.

5.D. APPOINT TWO (2) MEMBERS OF THE CITY COUNCIL TO AN AD HOC SUBCOMMITTEE ON POTENTIAL 2017 BALLOT MEASURES:

RECOMMENDATION: Appoint two (2) members of the City Council to an Ad Hoc Subcommittee on potential 2017 Ballot Measures with the sunset date of December 31, 2017.

5.E. APPOINTMENT OF VARIOUS COMMISSIONERS AND BOARD MEMBERS AS PART OF THE 2017 ANNUAL RECRUITMENT PROCESS:

RECOMMENDATION:

- 1) Appoint David Morgan, Jim Gross and Nicki Randolph to the Human Rights Commission for terms beginning July 1, 2017, to June 30, 2020.
- 2) Re-appoint Miguel Navarro, and appoint Jody Diaz and Trent Pace to the Parks & Recreation Commission for terms beginning July 1, 2017, to June 30, 2020.
- 3) Re-appoint Harry R. Courtright to the Board of Library Trustees for term beginning July 1, 2017, to June 30, 2020.
- 4) Re-appoint David Freedman and Greg Gauthier to the Sustainability Commission for terms beginning July 1, 2017, to June 30, 2020.
- 5) Appoint Patricia Breslin, Jeffery Clarkson, and Robert Hedrick to the Palm Springs International Airport Commission for terms beginning July 1, 2017, to June 30, 2020.

6) Appoint John V.W. Buie to the Personnel Board for an unexpired two-year term ending June 30, 2019, and appoint Harold Jackson to the Personnel Board for a three-year term beginning July 1, 2017, to June 30, 2020.

PUBLIC COMMENT: (Non-Agenda Items) This time has been set aside for members of the public to address the City Council on items of general interest within the subject matter jurisdiction of the City. Although the City Council values your comments, pursuant to the Brown Act, it generally cannot take any action on items not listed on the posted agenda. Two (2) minutes will be assigned to each speaker.

CITY COUNCIL AND CITY MANAGER REQUESTS AND UPCOMING AGENDA DEVELOPMENT: This time is set aside for the City Council to make requests of staff and/or issues of concern to Councilmembers are briefly presented, and to prioritize and set future agenda items.

ADJOURNMENT: The City Council will adjourn to the next regular meeting Wednesday, July 5, 2017, at 6:00 p.m., preceded by Closed Session, at the Palm Springs Convention Center, Primrose B, 277 N. Avenida Caballeros, Palm Springs.

AFFIDAVIT OF POSTING

State of California)
County of Riverside) ss.
City of Palm Springs)

I, Kathleen D. Hart, Interim City Clerk of the City of Palm Springs, California, hereby certify this Agenda was delivered to each member of the City Council, provided to all parties who have requested such notice, posted at City Hall before 11:30 p.m., on June 15, 2017, and posted on the City's website as required by established policies and procedures.


KATHLEEN D. HART, MMC
Interim City Clerk

PUBLIC NOTICES

Pursuant to G.C. Section 54957.5(b)(2) the designated office for inspection of records in connection with the meeting is the Office of the City Clerk, City Hall, 3200 E. Tahquitz Canyon Way. Complete Agenda Packets are available for public inspection at: City Hall Office of the City Clerk. Agenda and staff reports are available on the City's website www.palmspringsca.gov. If you would like additional information on any item appearing on this agenda, please contact the Office of the City Clerk at (760) 323-8204.

It is the intention of the City of Palm Springs to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, or in meetings on a regular basis, you will need special assistance beyond what is normally provided, the City will attempt to accommodate you in every reasonable manner. Please contact the Office of the City Clerk, (760) 323-8204, at least 48 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible.

City Council meetings are webcast live on the City's website www.palmspringsca.gov and cablecast live on PSCTV Channel 17 and 26.103. Meetings are re-broadcast (following the meeting) on Thursday at 8:00 p.m., Saturday at 1:30 p.m. and Tuesday at 7:00 p.m.

The City Council encourages written public testimony prior to the meeting, which provides the City Council ample time and attention for consideration. All written testimony will be provided to the City Council prior to the discussion. Written testimony may be sent via email to CITY.CLERK@palmspringsca.gov, by fax at (760) 322-8332, or hand delivery to the City Clerk, Palm Springs City Hall, 3200 E. Tahquitz Canyon Way, Palm Springs, CA 92262.

CITY COUNCIL
AND AS SUCCESSOR AGENCY TO THE
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF THE PALM SPRINGS



CLOSED SESSION AGENDA
Wednesday, June 21, 2017 – 4:30 p.m.

PALM SPRINGS CONVENTION CENTER
277 N. Avenida Caballeros, Mesquite B
Palm Springs, CA 92262

CONFERENCE WITH LEGAL COUNSEL. The City Council finds, based on advice from the City Attorney, that discussion in open session of the following described matter(s) will prejudice the position of the City in existing and anticipated litigation.

EXISTING LITIGATION **G.C. 54956.9(d)(1)**

City of Palm Springs v. Kenneth Irwin Jr.
Case No. PSC1606276, Riverside Superior Court, Palm Springs Division

EXPOSURE TO LITIGATION **G.C. 54956.9(d)(2)**

3 Cases

CONFERENCE WITH REAL PROPERTY NEGOTIATOR **G.C. 54956.8**

Property Address/Description: 285 N. Indian Canyon Dr., APN 513-091-003
Agency: City of Palm Springs
City Negotiator: David H. Ready, City Manager or Designee
Negotiating Parties: Successor Agency of the Redevelopment Agency
Under Negotiation: Price and Terms of Payment (Acquisition)

Property Address/Description: 4449 N. Indian Canyon Dr., APN 669-330-047
Agency: City of Palm Springs
City Negotiator: David H. Ready, City Manager or Designee
Negotiating Parties: Desert Community College District
Under Negotiation: Price and Terms of Payment (Acquisition)

PUBLIC EMPLOYEE EVALUATION **G.C. 54957**

Position: City Manager