

**CITY COUNCIL
CITY OF PALM SPRINGS, CALIFORNIA**



**MEETING MINUTES
WEDNESDAY, JUNE 18, 2014
CITY HALL COUNCIL CHAMBER**

CALL TO ORDER: Mayor Pougnet called the meeting to order at 6:27 p.m.

PLEDGE OF ALLEGIANCE: City Clerk Thompson led the Pledge.

INVOCATION: Pastor David Sanger, Our Saviors Community Church, led the Invocation.

ROLL CALL:

PRESENT: Councilmember Foat, Councilmember Lewin, Councilmember Mills, Mayor Pro Tem Hutcheson, and Mayor Pougnet

ABSENT: None.

ALSO PRESENT: City Manager Ready, City Attorney Holland, City Clerk Thompson.

PRESENTATIONS:

Mayor Pougnet provided an update on the recent "Run for Ike" fundraising event, and accepted a donation check for the Police Department K-9 Program.

Mayor Pougnet provided an update on the recent "Best of the Best" awards.

Councilmember Foat provided an update on the Palm Springs' "Don't Leave Pets in hot Vehicles" campaign.

REPORT OF CLOSED SESSION:

The meeting was called to order at 4:30 p.m., and the City Council recessed into Closed Session to discuss items on the posted Closed Session Agenda. City Attorney Holland reported the City Council provided direction to Staff, otherwise no reportable actions were taken.

ACCEPTANCE OF THE AGENDA:

Mayor Pro Tem Hutcheson requested Item 2.H. be removed from the Consent Calendar for separate discussion.

Councilmember Mills requested Items 2.C., 2.F., and 2.G. be removed from the Consent Calendar for separate discussion.

Councilmember Foat requested Item 2.C. be removed from the Consent Calendar for separate discussion.

ACTION: Accept the Agenda as amended. **Motion Councilmember Lewin, seconded by Mayor Pro Tem Hutcheson and unanimously carried on a roll call vote.**

1. PUBLIC HEARINGS:

1.A. EL PASEO HOLDINGS APPEALING THE HISTORIC SITE PRESERVATION BOARD DECISION DENYING THE REQUEST FOR AN AMENDMENT TO AN EXISTING SIGN PROGRAM AT THE EL PASEO BUILDING, A CLASS 1 HISTORIC SITE, TO INCLUDE ONE DOUBLE SIDED INTERNALLY ILLUMINATED BLADE SIGN EQUALING 7.5 SQUARE FEET LOCATED AT 800 NORTH PALM CANYON DRIVE, (CASE SP09-001AMND, HSPB-27):

Margo Wheeler, Director of Planning Services, provided background information as outlined in the Staff Report dated June 18, 2014.

Mayor Pougnet opened the public hearing, and the following speaker addressed the City Council.

JOHN CROSS, Representing Applicant, provided background information on the proposed amendment to the sign program, and commented on the process through the AAC and the HSPB.

No further speakers coming forward, the public hearing was closed.

Councilmember Mills requested Staff address the blade sign and other signs as originally approved, requested the Applicant address the content on the sign, and commented on the original sign program and the building.

Councilmember Foat commented on the original approved blade sign, stated the proposed location of the sign may change the look of the building, and stated the sign will not be consistent with the building.

Mayor Pro Tem Hutcheson requested Staff address the location of the tenant for the proposed sign on the second level, stated he would prefer a wall sign on the second level where the tenant resides, requested Staff address other permitted blade signs.

Councilmember Lewin stated the original building had a blade sign, commented on the building restoration, and stated the property owner would complete an appropriate sign.

Mayor Pougnet stated his support for the HSPB decision, commented on the restoration of the building, and requested the City Attorney address the options available to the City Council.

Councilmember Mills recommended the City Council consider a customer convenience type wall sign, and allocate one wall for the tenants.

ACTION: 1) Adopt Resolution No. 23571, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, UPHOLDING THE DECISION OF THE HISTORIC SITE PRESERVATION BOARD DENYING THE REQUEST TO AMEND THE SIGN PROGRAM AT THE EL PASEO BUILDING, A CLASS 1 HISTORIC SITE, LOCATED AT 800 NORTH PALM CANYON DRIVE, ZONE C-1 (CASE SP09-001AMND, HSPB-27);" and 2) Direct Staff to prepare a resolution to approve an amendment to the sign program allowing a first floor wall sign at no more than 5.8 square feet. **Motion Councilmember Foat, seconded by Mayor Pougnet and unanimously carried on a roll call vote.**

1.B. APPROVING AND FILING OF NUISANCE ABATEMENT LIENS FOR EIGHT (8) PUBLIC NUISANCES LOCATED AT 345 WEST PALM VISTA DRIVE, 2185 NORTH JUNIPERO AVENUE, 303 SEPULVEDA ROAD, 321 BON AIR DRIVE, 941 EAST ANZA DRIVE, 394 WEST ROSA PARKS ROAD, 414 SOUTH MONTE VISTA DRIVE, AND 527 WEST TRAMVIEW ROAD:

Jim Zicaro, Director of Building and Code Enforcement, provided background information as outlined in the Staff Report dated June 18, 2014.

Mayor Pougnet opened the public hearing, and no speakers coming forward the public hearing was closed.

ACTION: 1) Adopt Resolution No. 23572, "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 345 WEST PALM VISTA DRIVE;" 2) Adopt Resolution No. 23573, "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 2185 NORTH JUNIPERO AVENUE;"

3) Adopt Resolution No. 23574, "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 303 SEPULVEDA ROAD;" 4) Adopt Resolution No. 23575, "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 321 BON AIR DRIVE;" 5) Adopt Resolution No. 23576, "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. 23577, "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 394 WEST ROSA PARKS ROAD;" 7) Adopt Resolution No. 23578, "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 414 SOUTH MONTE VISTA DRIVE;" and 8) Adopt Resolution No. 23579, "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 527 WEST TRAMVIEW ROAD." **Motion Mayor Pro Tem Hutcheson, seconded by Councilmember Mills and unanimously carried on a roll call vote.**

1.C. APPROVAL OF THE PALM SPRINGS INTERNATIONAL AIRPORT MASTER PLAN UPDATE AND MITIGATED NEGATIVE DECLARATION:

ACTION: 1) Receive the Palm Springs International Airport Master Plan and associated environmental documents; 2) Continue the public hearing to the regular City Council meeting of July 16, 2014, with no public testimony at this time; and 3) Direct the City Clerk to post a Notice of Continued Public Hearing pursuant to law. **Motion Councilmember Lewin, seconded by Councilmember Mills and unanimously carried on a roll call vote.**

PUBLIC COMMENT:

DAVID MLYNARSKI, commented on a proposed condo conversion project coming to the City Council at an upcoming public hearing.

DAVID MECKLEY, commented on an upcoming cell phone tower at the Vista del Monte Elementary School.

CLAUDIO ZANET, commented on an upcoming cell phone tower at the Vista del Monte Elementary School.

TIM SIGLE, Palm Springs, commented on the recent City of Palm Springs plastic bag ordinance, thanked the Measure J street and parking lot improvements and the City graffiti removal program via the GoRequest app.

PATTI PATANE, commented on the castle banner program, and requested the City Council consider the Hero Banner Program.

LEE WILSON, JR., commented on the castle banner program, and requested the City Council consider the Hero Banner Program.

DEBBY ALEXANDER, commented on the potential programs at the Plaza Theatre.

COOPER JOHNSON, commented on the Palm Springs Celebrity Golf Classic and requested the City Council consider sponsorship of the event.

STEVE ROSENBERG, commented on Item 4.G., and thanked the City Council for furthering solar alternatives in the City of Palm Springs.

JOY BROWN MEREDITH, stated her support for Item 5.B. and the proposed trolley in the City of Palm Springs, and requested the City approve day-time hours.

NATE OTTO, commented on solar installation in the City, and stated the City should not move too quickly on the proposals.

COUNCILMEMBER COMMENTS: None.

CITY MANAGER'S REPORT: None.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A., 2.B., 2.D., 2.E., 2.I., and 2.J. **Motion Mayor Pro Tem Hutcheson, seconded by Councilmember Mills and unanimously carried on a roll call vote.**

2.A. REPORT ON THE POSTING OF THE AGENDA:

ACTION: Receive and file Report on the Posting of the June 18, 2014, City Council Agenda. **Approved as part of the Consent Calendar.**

- 2.B. APPROVAL OF MINUTES:**
ACTION: Approve the Special City Council Meeting Minutes of June 3, 2014, and June 4, 2014. **Approved as part of the Consent Calendar.**
- 2.D. STAFF AUTHORIZED AGREEMENTS AND PURCHASE ORDERS FOR THE MONTH OF MAY 2014:**
ACTION: Receive and file the report of Staff Authorized Agreements and Purchase Orders for the period of May 1 through May 31, 2014. **Approved as part of the Consent Calendar.**
- 2.E. AWARD OF CONTRACT FOR UN-ARMED UNIFORM SECURITY SERVICES FOR VARIOUS CITY FACILITIES AND LOCATIONS:**
ACTION: 1) Approve an agreement for un-armed uniformed security guard services at various City owned facilities and locations with Desert Security Services for a three (3) year term with two 1 year renewal options subject to a CPI increase, at the mutual consent of the city and contractor in the estimated amount of \$185,000 per year for specified locations, plus hourly and daily rates for any additional locations or services that may be required by the City during the term; and 2) Authorize the City Manager or his designee to execute all necessary documents. A6557. **Approved as part of the Consent Calendar.**
- 2.I. LOAN TO SUCCESSOR AGENCY IN THE AMOUNT OF \$1,500,000 TO PAY ENFORCEABLE OBLIGATIONS:**
ACTION: [CITY COUNCIL] 1) Approve the Amended and Restated Loan Agreement, with the Successor Agency in the amount of \$1,500,000 for the purpose of paying its Enforceable Obligations for the period January 1, 2014, to June 30, 2014; and [SUCCESSOR AGENCY] 2) Approve the Amended and Restated Loan Agreement, with the City of Palm Springs in the amount of \$1,500,000 for the purpose of paying Enforceable Obligations for the period January 1, 2014, to June 30, 2014. **Approved as part of the Consent Calendar.**
- 2.J. APPROVAL TO PURCHASE A FIRING RANGE SIMULATOR FOR POLICE DEPARTMENT TRAINING AND PUBLIC EDUCATIONAL PURPOSES UTILIZING FUNDS DONATED BY THE AGUA CALIENTE BAND OF CAHUILLA INDIANS:**
ACTION: 1) Direct the Director of Finance/City Treasurer to fund the Appropriation; and 2) Authorize the City Manager to execute any necessary documents to effectuate the purchase. **Approved as part of the Consent Calendar.**

EXCLUDED CONSENT CALENDAR:

2.C. PURCHASE AND INSTALLATION OF VIDEO CAMERAS AT THE FIRE STATIONS FROM SYSTEM INTEGRATION CORP. IN AN AMOUNT NOT TO EXCEED \$61,284.70:

Councilmember Mills requested Staff address the location of the cameras, and requested the installation be sensitive to the historic designation at the historic fire station.

Councilmember Foat requested Staff address the quoted price and the differences in budgeted v. actual costs, and requested the City Manager address the process with the Measure J Commission.

ACTION: 1) Authorize the purchase and installation of video cameras to monitor the exterior of City Fire Stations from System Integration Corp. in an amount not to exceed \$61,284.70; and 2) Authorize the City Manager to execute all necessary documents. **Motion Councilmember Mills, seconded by Mayor Pougnet and carried 4-1 on a roll call vote.**

AYES: Councilmember Lewin, Councilmember Mills, Mayor Pro Tem Hutcheson, and Mayor Pougnet.

NOES: Councilmember Foat.

2.F. NOTICE OF INTENT FOR THE ANNUAL LEVY OF ASSESSMENTS FOR VARIOUS CITYWIDE STREET LIGHTING AND PARKWAY MAINTENANCE DISTRICTS FOR FISCAL YEAR 2014-15:

Councilmember Mills requested Staff address the potential to change to energy efficient lighting in the lighting districts.

ACTION: 1) Adopt Resolution No. 23580, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, PRELIMINARILY APPROVING AND ADOPTING THE ENGINEER'S REPORT REGARDING STREET LIGHTING MAINTENANCE DISTRICT NO. 3 ("CROSSLEY TRACT"); AND THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15; 2) Adopt Resolution No. 23581, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DECLARING ITS INTENTION TO CONDUCT A PUBLIC HEARING ON STREET LIGHTING MAINTENANCE DISTRICT NO. 3 ("CROSSLEY TRACT"); AND TO LEVY AND COLLECT ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15;" 3) Adopt Resolution No. 23582, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, PRELIMINARILY APPROVING AND

ADOPTING THE ENGINEER'S REPORT REGARDING PARKWAY MAINTENANCE DISTRICT NO. 6A ("FAIRPORT DEVELOPMENT"); AND THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15;" 4) Adopt Resolution No. 23583, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DECLARING ITS INTENTION TO CONDUCT A PUBLIC HEARING ON PARKWAY MAINTENANCE DISTRICT NO. 6A ("FAIRPORT DEVELOPMENT"); AND TO LEVY AND COLLECT ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15;" 5) Adopt Resolution No. 23584, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, PRELIMINARILY APPROVING AND ADOPTING THE ENGINEER'S REPORT REGARDING PARKWAY MAINTENANCE DISTRICT NO. 6C ("PARK SONORA TRACT"); AND THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15;" 6) Adopt Resolution No. 23585, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DECLARING ITS INTENTION TO CONDUCT A PUBLIC HEARING ON PARKWAY MAINTENANCE DISTRICT NO. 6C ("PARK SONORA TRACT"); AND TO LEVY AND COLLECT ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15;" 7) Adopt Resolution No. 23586, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, PRELIMINARILY APPROVING AND ADOPTING THE ENGINEER'S REPORT REGARDING PARKWAY MAINTENANCE DISTRICT NO. 7 ("SUNRISE NORTE TRACT"); AND THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15;" 8) Adopt Resolution No. 23587, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DECLARING ITS INTENTION TO CONDUCT A PUBLIC HEARING ON PARKWAY MAINTENANCE DISTRICT NO. 7 ("SUNRISE NORTE TRACT"); AND TO LEVY AND COLLECT ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15;" 9) Adopt Resolution No. 23588, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, PRELIMINARILY APPROVING AND ADOPTING THE ENGINEER'S REPORT REGARDING PARKWAY MAINTENANCE DISTRICT NO. 8 ("VINTAGE PALMS TRACT"); AND THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15;" 10) Adopt Resolution No. 23589, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DECLARING ITS INTENTION TO CONDUCT A PUBLIC HEARING ON PARKWAY MAINTENANCE DISTRICT NO. 8 ("VINTAGE PALMS TRACT"); AND TO LEVY AND COLLECT ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15;" 11) Adopt Resolution No. 23590, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, PRELIMINARILY APPROVING AND ADOPTING THE ENGINEER'S REPORT REGARDING PARKWAY MAINTENANCE DISTRICT NO. 9 ("FLORA VISTA"); AND THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15;" 12) Adopt

Resolution No. 23591, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DECLARING ITS INTENTION TO CONDUCT A PUBLIC HEARING ON PARKWAY MAINTENANCE DISTRICT NO. 9 ("FLORA VISTA"); AND TO LEVY AND COLLECT ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15;" 13) Adopt Resolution No. 23592, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, PRELIMINARILY APPROVING AND ADOPTING THE ENGINEER'S REPORT REGARDING PARKWAY MAINTENANCE DISTRICT NO. 10, ZONE 1 AND ZONE 2, ("MOUNTAIN GATE"); AND THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15;" 14) Adopt Resolution No. 23593, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DECLARING ITS INTENTION TO CONDUCT A PUBLIC HEARING ON PARKWAY MAINTENANCE DISTRICT NO. 10, ZONE 1 AND ZONE 2, ("MOUNTAIN GATE"); AND TO LEVY AND COLLECT ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15;" 15) Adopt Resolution No. 23594, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, PRELIMINARILY APPROVING AND ADOPTING THE ENGINEER'S REPORT REGARDING LANDSCAPE MAINTENANCE DISTRICT NO. 12 ("SMOKE TREE COMMONS"); AND THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15;" and 16) Adopt Resolution No. 23595, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DECLARING ITS INTENTION TO CONDUCT A PUBLIC HEARING ON LANDSCAPE MAINTENANCE DISTRICT NO. 12 ("SMOKE TREE COMMONS"); AND TO LEVY AND COLLECT ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2014-15." **Motion Councilmember Mills, seconded by Councilmember Foat and unanimously carried on a roll call vote.**

2.G. APPROVAL OF FIVE (5) PROFESIONAL SERVICES AGREEMENTS FOR ON-CALL ENVIRONMENTAL ASSESSMENT SERVICES:

Councilmember Mills requested Staff address the process and reasoning why the City would not prepare the environmental studies, commented on scheduling, stated the City Council should consider allowing the developer to use their own consultant, and the responsibilities if challenged.

Councilmember Foat requested Staff address the different costs that may be the responsibility of the developer, and how often we would go out to bid on the contracts.

Councilmember Lewin stated this is a great concept and commented on the process.

ACTION: 1) Approve an agreement with MSA Consulting Inc., for "on-call" Environmental Assessment (CEQA) services for an initial three (3) year term, subject to two (2) additional one (1) year extensions approved at the discretion of the City; 2) Approve an agreement with Terra Nova Planning & Research Inc., for "on-call" Environmental Assessment (CEQA) services for an initial three (3) year term, subject to two (2) additional one (1) year extensions approved at the discretion of the City; 3) Approve an agreement with ESA Consulting, for "on-call" Environmental Assessment (CEQA) services for an initial three (3) year term, subject to two (2) additional one (1) year extensions approved at the discretion of the City; 4) Approve an agreement with RFB Consulting, for "on-call" Environmental Assessment (CEQA) services for an initial three (3) year term, subject to two (2) additional one (1) year extensions approved at the discretion of the City; and 5) Approve an agreement with BonTerra Psomas Inc., for "on-call" Environmental Assessment (CEQA) services for an initial three (3) year term, subject to two (2) additional one (1) year extensions approved at the discretion of the City. A6558. A6559. A6560. A6561. A6562. **Motion Mayor Pro Tem Hutcheson, seconded by Mayor Pougnet and unanimously carried on a roll call vote.**

2.H. APPROVAL OF PLANS, SPECIFICATIONS AND ESTIMATE (PS&E) AND AUTHORIZATION TO BID FOR THE FARRELL DRIVE RIGHT TURN LANE AT VISTA CHINO (CP 09-11):

Mayor Pro Tem Hutcheson requested Staff address the bike lane detail at the interchange.

ACTION: Approve the Plans, Specifications, and Estimates for the Farrell Drive Right Turn Lane at Vista Chino Project, and authorize staff to advertise and solicit bids (CP 09-11). **Motion Mayor Pro Tem Hutcheson, seconded by Councilmember Lewin and unanimously carried on a roll call vote.**

The City Council recessed at 7:59 p.m.
The City Council reconvened at 8:03 p.m.

3. LEGISLATIVE: None.

4. UNFINISHED BUSINESS:

4.A. APPROVAL OF REFINANCING FORMER AGENCY TAX ALLOCATION BONDS:

Suzanne Harrell, Financial Advisor, provided background information as outlined in the Staff Report dated June 18, 2014.

ACTION: Adopt Resolution No. 23596, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ACTING

SOLELY IN ITS CAPACITY AS SUCCESSOR AGENCY TO THE PALM SPRINGS COMMUNITY REDEVELOPMENT AGENCY, CONFIRMING THE ISSUANCE OF 2014 SUBORDINATE TAX ALLOCATION REFUNDING BONDS PURSUANT TO INDENTURE OF TRUST, APPROVING BOND PURCHASE AGREEMENT AND PRELIMINARY AND FINAL OFFICIAL STATEMENTS AND PROVIDING OTHER MATTERS RELATING THERETO." **Motion Mayor Pro Tem Hutcheson, seconded by Councilmember Mills and unanimously carried on a roll call vote.**

4.B. APPROVAL OF REFINANCING OF CERTAIN OBLIGATIONS RELATING TO THE CONVENTION CENTER:

Suzanne Harrell, Financial Advisor, provided background information as outlined in the Staff Report dated June 18, 2014.

ACTION: [City Council] Adopt Resolution No. 23597, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUPPLEMENTAL LEASE AGREEMENT NO. 6, SUPPLEMENTAL SITE LEASE NO. 4, SUPPLEMENTAL TRUST AGREEMENT NO. 5, ESCROW AGREEMENT, BOND PURCHASE AGREEMENT AND OFFICIAL STATEMENT AND APPROVING OTHER MATTERS RELATING TO THE CITY OF PALM SPRINGS FINANCING AUTHORITY LEASE REVENUE REFUNDING BONDS, 2014 SERIES A (CONVENTION CENTER PROJECT) INCLUDING AUTHORIZING AND DIRECTING A SUBSTITUTION WITH RESPECT TO THE SITE OF THE CONVENTION CENTER." **Motion Councilmember Lewin, seconded by Councilmember Mills and unanimously carried on a roll call vote.**

ACTION: [Financing Authority] Adopt Resolution No. 040 "A RESOLUTION OF THE CITY OF PALM SPRINGS FINANCING AUTHORITY AUTHORIZING AND DIRECTING THE ISSUANCE AND SALE OF ITS LEASE REVENUE REFUNDING BONDS, 2014 SERIES A (CONVENTION CENTER PROJECT), APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUPPLEMENTAL LEASE AGREEMENT NO. 6, SUPPLEMENTAL SITE LEASE NO. 4, SUPPLEMENTAL TRUST AGREEMENT NO. 5, ESCROW AGREEMENT, BOND PURCHASE AGREEMENT AND OFFICIAL STATEMENT AND APPROVING OTHER MATTERS RELATING TO SUCH BONDS." **Motion Councilmember Mills, seconded by Councilmember Foat and unanimously carried on a roll call vote.**

4.C. PALM SPRINGS PROMENADE, LLC FOR REVIEW OF BLOCK C BUILDING ELEVATIONS OF THE DOWNTOWN REDEVELOPMENT PROJECT, AS REQUIRED BY PROJECT CONDITION NO. 1 OF CITY

COUNCIL RESOLUTION NO. 23269, LOCATED ON THE WESTERLY FRONTAGE OF NORTH PALM CANYON DRIVE AND SOUTH OF "NEW MAIN STREET" (CASE 3.3607 MAJ):

Margo Wheeler, Director of Planning Services, provided background information as outlined in the Staff Report dated June 18, 2014.

Councilmember Foat requested Staff address the process before the Planning Commission.

Councilmember Mills commented on the development of the project.

Councilmember Lewin commented on the Design Guidelines, and stated his concerns with respect to shade structures and shelter from the sun.

Mayor Pro Tem Hutcheson requested Staff address the connection between the hotel and the promenade, commented on his concerns about colors and the box shape, and the elimination of the roof deck.

Councilmember Mills commented on shade and the development of landscaping plan.

Mayor Pougnet noted the positive comments by the Planning Commission, and the reduction in density and other enhancements.

ACTION: Determine that Condition of Approval No. 1 of City Council Resolution No. 23269 has been fulfilled, subject to restudy of the colors and materials. **Motion Councilmember Mills, seconded by Mayor Pro Tem Hutcheson and carried 4-1 on a roll call vote.**

AYES: Councilmember Foat, Councilmember Mills, Mayor Pro Tem Hutcheson, and Mayor Pougnet.

NOES: Councilmember Lewin.

4.D. TAHQUITZ CANYON WAY MEDIAN SUNRISE WAY TO EL CIELO ROAD CONCEPTUAL PLANS:

City Manager Ready and David Barakian, City Engineer, provided background information as outlined in the Staff Report dated June 18, 2014.

Mayor Pougnet requested Staff address the color differences between the original conceptual plans and the as built.

Councilmember Lewin noted his concerns between the conceptual plans, and stated the median should be more lush.

Councilmember Mills commented on size of the plant material, and the material of the walls.

Councilmember Foat commented on the use of cactus and the lack of trees from the rendering.

Mayor Pro Tem Hutcheson commented on the concrete form, the lack of lushness, and the plant pallet in the neighborhood zone.

Councilmember Lewin noted the disparity between the concept and the as built.

Councilmember Foat requested expanded conceptual plans.

ACTION: Direct the City Council Subcommittee to meet with the landscape architect, and provide additional renderings to the City Council.
By unanimous consent of the City Council.

4.E. SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT AB 1318 MITIGATION FEES FUND-SENTINEL POWER PLANT:

David Barakian, City Engineer, provided background information as outlined in the Staff Report dated June 18, 2014.

Councilmember Lewin requested the City Council consider covered parking at the Desert Highland Unity Center, and requested the proposal include two apprentices to continue to train at the location.

Councilmember Mills commented on the desired design of the carport, and stated the City Council should consider additional time to review some design issues that should be included in the RFP.

Mayor Pro Tem Hutcheson stated his support to work toward covered parking at Desert Highland Unit Center.

Councilmember Foat requested Staff address if NAM or some other designer would write the RFP for the design.

ACTION: Defer action and refer to the City Council Solar Subcommittee.
By unanimous consent of the City Council.

4.F. FISCAL YEAR 2014-15 BUDGET DISCUSSION ON SUNDAY LIBRARY SERVICE, EXTENDED SWIM CENTER HOURS, AND IHUB FUNDING:

Mayor Pougnet provided background information as outlined in the Staff Report dated June 18, 2014, and requested the City Council fund the iHub

at \$65,000 until further information is received by Desert Hot Springs and Cathedral City.

ACTION: 1) Direct Staff to fund the iHub in the amount of \$65,000 for Fiscal Year 2014-15; 2) Table discussion on the Library Hours and the Swim Center hours. **Motion Mayor Pougnet, seconded by Councilmember Lewin and unanimously carried on a roll call vote.**

4.G. APPROVE AMENDMENT NO. 1 TO AGREEMENT NO. A6401 WITH NEWCOMB|ANDERSON|MCCORMICK ENERGY ENGINEERING AND CONSULTING (NAM) FOR THE DEVELOPMENT OF AN RFP FOR SOLAR PV PROJECT(S):

The City Council discussed and/or commented on the following: the City Council Subcommittee working with NAM on the aesthetics to include in the RFP.

ACTION: 1) Approve Amendment No. 1 to Agreement No. A6401 with Newcomb|Anderson|McCormick Energy Engineering and Consulting, for Phase 1 development of a Solar RFP and associated services in the amount of \$85,000, pursuant to Palm Springs Municipal Code Section 7.04.030; and 2) Authorize the City Manager to execute all necessary documents. A6401. **Motion Councilmember Lewin, seconded by Mayor Pro Tem Hutcheson and unanimously carried on a roll call vote.**

5. NEW BUSINESS:

5.A. AMENDMENT NO. 1 TO FRANCHISE AGREEMENT NO. A6378 WITH PALM SPRINGS DISPOSAL SERVICES (PSDS) TO IDENTIFY OPTIONAL SERVICES AND COSTS NOT INITIALLY INCLUDED IN THE RATE SCHEDULE:

City Manager Ready provided background information as outlined in the Staff Report dated June 18, 2014.

ACTION: 1) Approve Amendment No. 1 to Agreement No. A6378 with Palm Springs Disposal Services adding optional services not initially included in the Rate Schedule (Exhibit K); and 2) Authorize the City Manager to execute all necessary documents. A6378. **Motion Councilmember Foat, seconded by Councilmember Lewin and unanimously carried on a roll call vote.**

5.B. PROPOSED CONTRACT WITH MV TRANSPORTATION, INC. TO PROVIDE TROLLEY OPERATOR SERVICES AND THE LEASE OF FIVE (5) COMPRESSED NATURAL GAS (CNG) POWERED VEHICLES

FOR THE TERM OF ONE (1) YEAR TO UNDERTAKE A PILOT TROLLEY PROGRAM IN THE AMOUNT OF \$918,874:

City Manager Ready provided background information as outlined in the Staff Report dated June 18, 2014.

The City Council discussed and/or commented on the following with respect to the proposed trolley system: potential revenue that could be generated by advertising, hours of operation, the importance of statistical tracking during the pilot program, the type of bus, the benefits of linking Uptown and Downtown, the type of ridership, future financial participation by the hotels, the details still to be determined such as uniforms, security, hours of operation, the alternative route during VillageFest, the importance of consistent hours, and requiring covered or inside storage of the vehicles.

ACTION: 1) Approve a Contractual Services Agreement for Trolley Services Operator Pilot Program with MV Transportation, Inc. in the amount of \$918,874 for the first year of service; and 2) Authorize the City Manager or his designee to execute all necessary documents. A6564. **Motion Councilmember Mills, seconded by Councilmember Foat and unanimously carried on a roll call vote.**

5.C. APPOINT TWO MEMBERS OF THE CITY COUNCIL TO THE AD HOC CITY COUNCIL HISTORIC SITE PRESERVATION CODE REVIEW SUBCOMMITTEE:

ACTION: Appoint Councilmember Foat and Councilmember Mills to the ad hoc City Council Historic Site Preservation Code Review Subcommittee. **Motion Councilmember Mills, seconded by Councilmember Lewin and unanimously carried on a roll call vote.**

5.D. ADOPTION OF MITIGATED NEGATIVE DECLARATION FOR THE WASTEWATER TREATMENT PLANT HEADWORKS AND CLARIFIER UPGRADE PROJECT (COMPRISED OF CP 13-19, 13-21, 13-22, 13-23, AND 13-24):

Dave Barakian, City Engineer, provided background information as outlined in the Staff Report dated June 18, 2014.

ACTION: Adopt Resolution No. 23598, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING AND ORDERING THE FILING OF A MITIGATED NEGATIVE DECLARATION FOR THE WASTEWATER TREATMENT PLANT HEADWORKS AND CLARIFIER UPGRADE PROJECT (COMPRISED OF CP 13-19, 13-21, 13-22, 13-23, AND 13-24)." **Motion Councilmember Lewin, seconded by Councilmember Mills and unanimously carried on a roll call vote.**

5.E. AWARD OF CONTRACT FOR 2014 PAVEMENT OVERLAY AND RECONSTRUCTION (CP 14-04):

City Manager Ready provided background information as outlined in the Staff Report dated June 18, 2014.

Councilmember Lewin requested Staff address the timing for the City Council to approve the proposed \$7 million future paving enhancements.

Councilmember Foat commented on the process and requested City Staff meet with SCE, DWA, Verizon and other public utilities, to determine if they have planned construction on any of the proposed streets for repaving.

ACTION: 1) Approve an agreement with Matich Corporation for the 2014 Pavement Overlay and Reconstruction Project in the amount of \$2,714,074 (CP 14-04); and 2) Authorize the City Manager to execute all necessary documents. A6565. **Motion Councilmember Mills, seconded by Councilmember Lewin and unanimously carried on a roll call vote.**

5.F. AIRPORT USE AND LEASE AGREEMENT FOR SIGNATORY AIRLINES SERVICING PALM SPRINGS INTERNATIONAL AIRPORT:

City Manager Ready and Tom Nolan, Director of Aviation, provided background information as outlined in the Staff Report dated June 18, 2014.

Councilmember Lewin commented on Airport operations.

Councilmember Foat requested Staff address the landscaping at the Airport, and any requirements to develop and require quality standards for aircraft.

ACTION: Adopt Resolution No. 23599, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING A FIVE YEAR AIRPORT USE AND LEASE AGREEMENT, STANDARD FORM FOR USE WITH ALL AIRLINES SEEKING SIGNATORY STATUS AT PALM SPRINGS INTERNATIONAL AIRPORT AND AUTHORIZING THE CITY MANAGER TO APPROVE AND EXECUTE ALL SUCH AGREEMENTS SUBMITTED BY AIRLINES DURING THE TERM OF THE AGREEMENT." **Motion Mayor Pro Tem Hutcheson, seconded by Councilmember Lewin and unanimously carried on a roll call vote.**

COUNCILMEMBER COMMENTS, REQUESTS, AND REPORTS:

Mayor Pougnet requested City Staff look at the potential of installing a sidewalk near the Palm Tee and the Sagebrush Apartments during the current remodel.

The City Council recessed into Closed Session at 9:52 p.m.
The City Council reconvened at 10:15 p.m.

REPORT OF CLOSED SESSION:

City Attorney Holland stated the City Council recessed into Closed Session to continue discussion on the posted Closed Session Agenda, and reported the City Council provided direction to Staff, otherwise no reportable actions were taken.

ADJOURNMENT: The City Council adjourned at 10:16 p.m. to a Joint Meeting with the Agua Caliente Band of Cahuilla Indians Tribal Council, Thursday, June 19, 2014, at 6:00 P.M., Palm Springs Convention Center, 277 N. Avenida Caballeros, Palm Springs. The next regular City Council meeting will be held on Wednesday, July 2, 2014.

**APPROVED BY A MOTION OF THE PALM SPRINGS CITY COUNCIL THIS
2ND DAY OF JULY, 2014.**

ATTEST:

STEPHEN P. POUGNET, MAYOR

JAMES THOMPSON, CITY CLERK

**CITY COUNCIL
CITY OF PALM SPRINGS, CALIFORNIA**



**JOINT MEETING MINUTES
WITH THE AGUA CALIENTE TRIBAL COUNCIL**

THURSDAY, JUNE 19, 2014
Palm Springs Convention Center, Mesquite E-F-G

CALL TO ORDER: Mayor Pougnet and Chairman Grubbe called the meeting to order at 6:03 p.m.

PLEDGE OF ALLEGIANCE: Councilmember Foat led the Pledge.

CITY COUNCIL ROLL CALL:

PRESENT: Councilmember Foat, Councilmember Lewin, Councilmember Mills, Mayor Pro Tem Hutcheson, and Mayor Pougnet.

ABSENT: None.

ALSO PRESENT: City Manager Ready, City Attorney Holland, City Clerk Thompson.

TRIBAL COUNCIL ROLL CALL:

PRESENT: Jeff L. Grubbe, Chairman, Larry N. Olinger, Vice Chairman, Vincent Gonzales III, Secretary/Treasurer, Reid Milanovich, Member.

ABSENT: Anthony Andreas, III, Member.

ALSO PRESENT: Tom Davis, Tribal Council Chief Planning Officer, Margaret Park, Director of Planning and Natural Resources, Alva Johnson, Director of Government Affairs, Todd Hooks, Economic Development Director, Kate Anderson, Director of Public Affairs, and Laura Fregozo, Executive Assistant to the Tribal Council.

INTRODUCTIONS:

The Members of the City Council and Tribal Council introduced themselves, along with the City Staff and Tribal Staff.

PUBLIC COMMENT:

JOHN TYMON, commented on Rent Control in the City of Palm Springs.

BRETT KLEIN, commented on the City of Palm Springs Non-Motorized Transportation Plan and the Section 14 Complete Streets Program.

1. DISCUSSION ITEMS:

1.A. TRIBE "COMPLETE STREETS" AND CITY "NON-MOTORIZED TRANSPORTATION PLAN" UPDATE:

Margaret Park, Director of Planning, and Michele Mician, Sustainability Manager, provided background information on the "Complete Streets" and the "Non-Motorized Transportation Plan."

Discussion was held regarding health and wellness benefits, and the economic development benefits related to non-motorized transportation.

No action taken.

1.B. SPA HOTEL TRIBE UPDATE:

Tom Davis, Chief Planning and Development Officer, provided background information on the Spa Hotel project.

Discussion was held regarding a plan for the closure of the gym and spa, proposed timeline consisting of a 15 to 18 month process to be determined after closure, and the preservation of certain features of the structure.

No action taken.

1.C. DOWNTOWN REVITALIZATION PROJECT CITY UPDATE:

Mayor Pougnet provided background information on the Downtown Revitalization Project.

No action taken.

1.D. TAHQUITZ CANYON WAY MEDIAN PROJECT UPDATE:

David Barakian, City Engineer, provided background information on the Tahquitz Canyon Way Median Project.

Discussion was held regarding collaboration for minor improvements to the median completed in Section 14, the time for completion, and the details to be determined during the conceptual plan process.

No action taken.

1.E. SECTION 14 STREET IMPROVEMENTS:

David Barakian, City Engineer, provided background information on the Section 14 Street Improvements.

Discussion was held regarding timeline for the future road overlay rehabilitation.

No action taken.

1.F. MEASURE J PROJECTS UPDATE:

City Manager Ready provided background information on the status of Measure J funded projects.

Discussion was held regarding the proposed veterans memorial, the timing for the large amount of the proposed street repairs, and the approved pilot trolley program.

No action taken.

1.G. DISCUSSION ITEM EFFECTS OF THE UN-HOUSED POPULATION:

Captain Bryan Reyes, Palm Springs Police Department, provided background information on the un-housed population in the City of Palm Springs.

Discussion was held regarding City resources for social service programs.

No action taken.

1.H. LITIGATION UPDATE POSSESSORY INTEREST TAX AND WATER RIGHTS:

Tom Davis, Chief Planning and Development Officer, provided background information on the Tribal possessory interest and water rights litigation.

Discussion was held regarding the Tribe working with the City toward keeping the revenues local to the City, other Tribes that may be taking these similar actions.

No action taken.

IDENTIFICATION OF FUTURE AGENDA/DISCUSSION ITEMS:

The City Council and Tribal Council requested an update on the CVLink, and for Items 1.B. and 1.C. and 1.D. and 1.E. to remain on the Agenda for the next meeting.

CITY COUNCILMEMBER AND TRIBAL COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The Palm Springs City Council adjourned at 7:25 p.m. to a Special Meeting, 9:30 a.m. on Friday, June 20, 2014, Large Conference Room, City Hall, 3200

East Tahquitz Canyon Way, Palm Springs, California. The next Regular Meeting will be held on Wednesday, July 2, 2014, at 6:00 p.m.

**APPROVED BY A MOTION OF THE PALM SPRINGS CITY COUNCIL THIS
2ND DAY OF JULY, 2014.**

STEPHEN P. POUCKET, MAYOR

ATTEST:

JAMES THOMPSON, CITY CLERK

**CITY COUNCIL
CITY OF PALM SPRINGS, CALIFORNIA**



**SPECIAL MEETING MINUTES
WEDNESDAY, JUNE 20, 2014**

1. **CALL TO ORDER:** Mayor Pougnet called the Special Meeting to order at 9:48 a.m.
2. **PUBLIC COMMENT:** None.
3. **INTERVIEW AND APPOINT APPLICANTS TO THE MEASURE "J" OVERSIGHT COMMISSION AS PART OF THE 2014 ANNUAL RECRUITMENT:**

The City Council interviewed candidates for the Measure "J" Oversight Commission, and discussed the related terms, staggering of terms, number of commissioners, and alternate commissioners.

ACTION: 1) Declare the two alternate commissioners as vacant; 2) Reappoint Robert Moon, Leo Cohen, and Aftab Dada to the Measure "J" Oversight Commission for the term ending June 30, 2017; and 3) Reappoint Kristin Bloomer to the Measure "J" Oversight Commission for the term ending June 30, 2016. **Motion Mayor Pougnet, seconded by Mayor Pro Tem Hutcheson and carried (4-1) on a roll call vote.**

AYES: Councilmember Foat, Councilmember Lewin, Mayor Pro Tem Hutcheson and Mayor Pougnet.

NOES: Councilmember Mills.

Councilmember Mills stated his no vote was not reflective of the Applicants, but related to the motion for the alternate commissioners.

4. **ADJOURNMENT:** The City Council adjourned at 10:48 a.m. to the next regular meeting, Wednesday, July 2, 2014, at 6:00 P.M. Council Chamber, City Hall, preceded by Closed Session, Small Conference Room, City Hall, 3200 East Tahquitz Canyon Way, Palm Springs.

**APPROVED BY A MOTION OF THE PALM SPRINGS CITY COUNCIL THIS
2ND DAY OF JULY, 2014.**

STEPHEN P. POGNET, MAYOR

ATTEST:

JAMES THOMPSON, CITY CLERK