

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

Council Chamber, 3200 East Tahquitz Canyon Way, Palm Springs, California 92262

www.palmspringsca.gov

AGENDA

WEDNESDAY
JULY 16, 2014



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

Steve Pougnet, Mayor
Rick Hutcheson, Mayor Pro Tem
Ginny Foat, Councilmember
Paul Lewin, Councilmember
Chris Mills, Councilmember

City of Palm Springs Vision Statement: Palm Springs aspires to be a unique world class desert community, where residents and visitors enjoy our high quality of life and a relaxing experience. We desire to balance our cultural and historical resources with responsible, sustainable economic growth and to enhance our natural desert beauty. We are committed to providing responsive, friendly and efficient customer service in an environment that fosters unity among all our citizens.

David H. Ready, Esq., Ph.D., City Manager
James Thompson, Chief of Staff/City Clerk
Douglas C. Holland, City Attorney
Geoffrey S. Kiehl, Director of Finance and Treasurer

Any person who wishes to speak regarding an item on the agenda or on a subject 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. 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.

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.

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.

Please note, any agenda item which has not been initiated by 10:00 P.M. may be continued to a subsequent meeting.

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.

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, 323-8204, at least 48 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible.

4:00 P.M. CLOSED SESSION

CALL TO ORDER: *(Council Chamber)*

PUBLIC COMMENT: *(Council Chamber)* 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: *(Small Conference Room)* See Closed Session Agenda.

6:00 P.M. REGULAR MEETING

CALL TO ORDER:

PLEDGE OF ALLEGIANCE: Girl Scout Troop 1744.

INVOCATION: David Sanger, Our Savior's Community Church.

ROLL CALL:

PRESENTATIONS:

REPORT OF CLOSED SESSION:

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.

1. PUBLIC HEARINGS:

1.A. PROPOSED ORDINANCE AMENDING SECTION 3 OF ORDINANCE NO. 1744 EXTENDING THE TERM FOR TWO-YEARS ALLOWING PORTABLE "OPEN" SIGNS IN THE CENTRAL BUSINESS DISTRICT AND ON NORTH PALM CANYON DRIVE BETWEEN ALEJO ROAD AND VISTA CHINO (CASE NO. ZTA 5.1202):

RECOMMENDATION: 1) Open the public hearing and receive public testimony; 2) Waive the reading of the ordinance text in its entirety and read by title only; and 3) Introduce on first reading Ordinance No. _____, "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING SECTION 3 OF ORDINANCE NO. 1744, RELATING TO PALM SPRINGS ZONING CODE SECTION 93.20.09.B.5, PORTABLE OPEN SIGNS BY EXTENDING THE PROVISIONS OF ORDINANCE NO. 1744 TO OCTOBER 3, 2016."

1.B. ANNUAL LEVY OF ASSESSMENTS FOR VARIOUS CITYWIDE STREET LIGHTING AND PARKWAY MAINTENANCE DISTRICTS, FISCAL YEAR 2014-15:

RECOMMENDATION: Open the public hearing and receive public testimony.

1) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER'S ANNUAL LEVY REPORT FOR FISCAL YEAR 2014/2015 FOR THE PALM SPRINGS STREET LIGHTING MAINTENANCE DISTRICT NO. 3;"

2) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2014/2015 WITHIN THE PALM SPRINGS STREET LIGHTING MAINTENANCE DISTRICT NO. 3;"

3) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER'S ANNUAL LEVY REPORT FOR FISCAL YEAR 2014/2015 FOR THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 6A;"

4) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2014/2015 WITHIN THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 6A;"

5) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER'S ANNUAL LEVY REPORT FOR FISCAL YEAR 2014/2015 FOR THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 6C;"

6) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2014/2015 WITHIN THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 6C;"

7) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER'S ANNUAL LEVY REPORT FOR FISCAL YEAR 2014/2015 FOR THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 7;"

8) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL

YEAR 2014/2015 WITHIN THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 7;”

9) Adopt Resolution No. _____ “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER’S ANNUAL LEVY REPORT FOR FISCAL YEAR 2014/2015 FOR THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 8;”

10) Adopt Resolution No. _____ “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2014/2015 WITHIN THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 8;”

11) Adopt Resolution No. _____ “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER’S ANNUAL LEVY REPORT FOR FISCAL YEAR 2014/2015 FOR THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 9;”

12) Adopt Resolution No. _____ “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2014/2015 WITHIN THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 9;”

13) Adopt Resolution No. _____ “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER’S ANNUAL LEVY REPORT FOR FISCAL YEAR 2014/2015 FOR THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 10, ZONE 1 AND ZONE 2;”

14) Adopt Resolution No. _____ “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2014/2015 WITHIN THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 10, ZONE 1 AND ZONE 2;”

15) Adopt Resolution No. _____ “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER’S ANNUAL LEVY REPORT FOR FISCAL YEAR 2014/2015 FOR THE PALM SPRINGS LANDSCAPE MAINTENANCE DISTRICT NO. 12;” and

16) Adopt Resolution No. _____ “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL

YEAR 2014/2015 WITHIN THE PALM SPRINGS LANDSCAPE MAINTENANCE DISTRICT NO. 12.”

1.C. NORTHWOOD-PALM SPRINGS, LLC, TENTATIVE TRACT MAP TO CONVERT 104 APARTMENTS TO FOR-SALE CONDOMINIUMS AND CREATE ONE-LOT CONDOMINIUM MAP LOCATED AT 1700 SOUTH ARABY DRIVE, AND CEQA NOTICE OF EXEMPTION (ZONE R-3) (CASE NO. TTM 36756):

RECOMMENDATION: 1) Open the public hearing and receive public testimony; 2) Direct the Planning Department to file with Riverside County a Notice of Exemption from the California Environmental Quality Act; and 3) Adopt Resolution No. _____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING A TENTATIVE TRACT MAP, CASE TTM 36756, TO CONVERT 104 EXISTING APARTMENTS TO FOR-SALE CONDOMINIUMS THROUGH A ONE LOT SUBDIVISION FOR CONDOMINIUM PURPOSES ON A 5.28 SITE LOCATED AT 1700 ARABY DRIVE.”

1.D. SPECTRUM SERVICES (VERIZON WIRELESS) FOR A CONDITIONAL USE PERMIT TO CONSTRUCT A FIFTY FOOT TALL MONOPOLE STRUCTURE WITH ASSOCIATED EQUIPMENT SHELTER AND VARIANCE TO EXCEED THE MAXIMUM ANTENNA HEIGHT PERMITTED AT THE RIMROCK SHOPPING CENTER LOCATED AT 4721 EAST PALM CANYON DRIVE, AND CEQA CATEGORICAL EXEMPTION (ZONE CDN) (CASE NOS. 5.1324 CUP & 6.534 VAR):

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, CASE NO. 5.1324, TO INSTALL A FIFTY FOOT TALL WIRELESS COMMUNICATIONS ANTENNA AND VARIANCE, CASE NO. 6.534, TO EXCEED MAXIMUM ANTENNA HEIGHT FOR THE PROPERTY LOCATED AT 4721 EAST PALM CANYON DRIVE.”

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

RECOMMENDATION: 1) Continue the public hearing with no public testimony at this time; and 2) Direct the City Clerk to re-notice the Public Hearing pursuant to law.

1.F. COMPREHENSIVE UPDATE OF THE SECTION 14 MASTER DEVELOPMENT PLAN AND SPECIFIC PLAN BY THE AGUA CALIENTE BAND OF CAHUILLA INDIANS AND CEQA MITIGATED NEGATIVE DECLARATION (2004 CASE 5.1318-SPU):

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, ADOPTING A MITIGATED NEGATIVE DECLARATION AND APPROVING THE SECTION 14 SPECIFIC PLAN COMPREHENSIVE UPDATE FOR 640 ACRES BOUNDED BY ALEJO ROAD TO THE NORTH, SUNRISE WAY TO THE EAST, RAMON ROAD TO THE SOUTH, AND INDIAN CANYON TO THE WEST, AND SUPERSEDING RESOLUTION NO. 20867.”

1.G. TRIPALMSVIEW PROPERTIES, LLC, TENTATIVE PARCEL MAP TO SUBDIVIDE EXISTING LOT 10 AND LOT LINE ADJUSTMENT FOR LOT 11 TO CREATE FOUR SINGLE-FAMILY LOTS, ADMINISTRATIVE MINOR MODIFICATION TO REDUCE FRONT LOT LINE DIMENSIONS IN LAS PALMAS ESTATES SUBDIVISION LOCATED AT 555 NORTH VIA MONTE VISTA, AND CEQA CATEGORICAL EXEMPTION (ZONE R-1-B) (CASE TPM 36706):

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 PARCEL MAP 36706 TO SUBDIVIDE EXISTING LOT 10 AND LOT LINE ADJUSTMENT FOR LOT 11 TO CREATE FOUR SINGLE-FAMILY LOTS AND AN ADMINISTRATIVE MINOR MODIFICATION TO REDUCE FRONT LOT LINE DIMENSIONS IN LAS PALMAS ESTATES SUBDIVISION LOCATED AT 555 NORTH VIA MONTE VISTA (ZONE R-1-B) SECTION 10.”

1.H. PROPOSED ORDINANCE AMENDING SUBSECTION 94.02.01.C. OF THE PALM SPRINGS MUNICIPAL CODE, BY ADDING CHANGES IN USE OF EXISTING BUILDINGS ALONG PALM CANYON AND INDIAN CANYON DRIVES BETWEEN RAMON ROAD AND GRANVIA VALMONTE AS USES SUBJECT TO LAND USE PERMITS AND FOR WHICH CERTAIN PARKING REQUIREMENTS MAY BE WAIVED:

RECOMMENDATION: 1) Open the public hearing and receive public testimony; 2) Waive the reading of the ordinance text in its entirety and read by title only; and 3) Introduce on first reading Ordinance No. _____, “AN ORDINANCE OF CITY OF PALM SPRINGS, CALIFORNIA, AMENDING SUBSECTION 94.02.01.C. OF THE PALM SPRINGS MUNICIPAL CODE, BY ADDING CHANGES IN USE OF EXISTING BUILDINGS WITHIN THE AREA BOUNDED BY PALM CANYON AND INDIAN CANYON DRIVES BETWEEN RAMON ROAD AND GRANVIA VALMONTE AS USES SUBJECT TO LAND USE PERMITS AND FOR WHICH CERTAIN PARKING REQUIREMENTS MAY BE WAIVED.”

PUBLIC COMMENT: This time has been set aside for members of the public to address the City Council on Consent Calendar and other agenda items; and 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. Three (3) minutes assigned for each speaker. Testimony for Public Hearings will only be taken at the time of the hearing.

COUNCILMEMBER COMMENTS: This portion of the meeting is set aside for brief general comments, and/or other issues of concern from members of the City Council.

CITY MANAGER'S REPORT: 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.

2. 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 Approval of the Agenda. The title is deemed to be read and further reading waived on any ordinance listed on the Consent Calendar for introduction or adoption.

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

RECOMMENDATION: Receive and file Report on the Posting of the July 16, 2014, City Council Agenda.

2.B. APPROVAL OF MINUTES:

RECOMMENDATION: Approve the City Council Minutes of June 4, 2014, and July 2, 2014.

2.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 1071790 THROUGH 1071989 IN THE AGGREGATE AMOUNT OF \$1,981,622.54, DRAWN ON BANK OF AMERICA;" and 2) 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 1072012 THROUGH 1072141 IN THE AGGREGATE AMOUNT OF \$1,582,743.17, 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 1072142 THROUGH 1072216 IN THE AGGREGATE AMOUNT OF \$633,509.28, 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 1072217 THROUGH 1072270 IN THE AGGREGATE AMOUNT OF \$903,480.12, DRAWN ON BANK OF AMERICA;" and 5) 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 6-21-14 BY WARRANTS NUMBERED 418693 THROUGH 418713 TOTALING \$41,483.61, LIABILITY CHECKS NUMBERED 1071990 THROUGH 1072011 TOTALING \$109,192.77, FIVE WIRE TRANSFERS FOR \$46,422.27, AND THREE ELECTRONIC ACH

DEBITS OF \$1,106,448.39 IN THE AGGREGATE AMOUNT OF \$1,303,547.04, DRAWN ON BANK OF AMERICA.”

2.D. APPROVE CHANGE ORDER NO. 1 TO AGREEMENT NO. A6548 WITH TRI-STAR CONTRACTING, INC., FOR SEWER IMPROVEMENTS, TRACT NO. 13257 (PHASE 3), CONTINGENT UPON AVAILABLE CDBG FUNDS FROM UNEXPENDED PROJECTS FROM PRIOR YEARS (CITY PROJECT 13-26):

RECOMMENDATION: 1) Approve Change Order No. 1 to Agreement No. A6548, with Tri-Star Contracting II, Inc., in the amount of \$97,015, for Tract No. 13257 Phase 3 Sewer Improvements, contingent upon CDBG Program Coordinator confirming available excess CDBG Funds from unexpended projects from prior years (City Project No. 13-26); and 2) Authorize the City Manager execute all necessary documents. A6548.

2.E. RESOLUTION AMENDING THE FISCAL YEAR 2014-15 BUDGET FOR THE EXTENSION OF OPERATING HOURS AT THE PALM SPRINGS AQUATICS CENTER:

RECOMMENDATION: Adopt Resolution No. _____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING THE BUDGET FOR FISCAL YEAR 2014-15 FOR THE PALM SPRINGS AQUATICS CENTER.”

2.F. APPROVE A 60-DAY EXTENSION OF THE AGREEMENT WITH VEOLIA WATER WEST OPERATING SERVICES TO COMPLETE NEGOTIATIONS FOR A NEW AGREEMENT TO MANAGE THE CITY’S WASTEWATER TREATMENT FACILITIES:

RECOMMENDATION: 1) Approve a 60-day extension of the Agreement with Veolia Water West Operating for the City’s Wastewater Treatment Facility; and 2) Authorize the City Manager to execute all necessary documents. A4123.

2.G. ACCEPTANCE OF \$159,942 IN GRANT FUNDING FROM THE CALIFORNIA OFFICE OF TRAFFIC SAFETY (OTS) FOR A SELECTIVE TRAFFIC ENFORCEMENT PROGRAM TO BE USED TO ENFORCE, EDUCATE, AND BRING AWARENESS TO THE PUBLIC:

RECOMMENDATION: 1) Accept \$159,942 in grant funding from the State of California, Office of Traffic Safety, Grant No. PT1518, for a Selective Traffic Enforcement Program; and 2) Authorize the City Manager to execute all necessary documents.

2.H. AUTHORIZE A NOTICE TO PROCEED FOR VEOLIA WATER WEST OPERATING SERVICES, INC., FOR THE LIFT STATIONS COMMUNICATIONS UPGRADE (CITY PROJECT NO. 14-11):

RECOMMENDATION: Authorize the Director of Public Works/City Engineer to issue a Notice to Proceed for Veolia Water West Operating Services, Inc., in the amount of \$35,000, for the Lift Stations Communications Upgrade Project (City Project No. 14-11).

- 2.I. AUTHORIZATION TO AWARD THE PALM TREE REPLACEMENT AND REMOVAL PROJECT TO THE LOWEST RESPONSIVE BIDDER:**
RECOMMENDATION: 1) Authorize the City Manager to award the construction contract for the Palm Tree Replacement and Removal Project, in an amount not to exceed \$125,000 to the lowest responsive bidder (City Project No. 13-09); and 2) Authorize the City Manager to execute all necessary documents. A_____.
- 2.J. APPROVE CHANGE ORDER NO. 2 TO THE AGREEMENT WITH MARINA LANDSCAPE, INC., FOR THE TAHQUITZ CANYON WAY SECTION 14 MEDIANS (CITY PROJECT NO. 08-20):**
RECOMMENDATION: 1) Approve Change Order No. 2 to Agreement No. A6381, with Marina Landscape, Inc., in the amount of \$48,018.00, for the Tahquitz Canyon Way, Section 14 Medians (City Project No. 08-20); and 2) Authorize the City Manager execute all necessary documents. A6381.
- 2.K. APPROVE CHANGE ORDER NO. 1 TO AGREEMENT NO. A6565 WITH MATICH CORPORATION FOR THE ANNUAL ASPHALT OVERLAY AND RECONSTRUCTION PROJECT (CITY PROJECT NO. 14-04):**
RECOMMENDATION: 1) Approve Change Order No. 1 to Agreement No. A6565, with Matich Corporation, in an amount not to exceed \$175,000, for the Annual Asphalt Overlay and Reconstruction Project (City Project No. 14-04); and 2) Authorize the City Manager to execute all necessary documents. A6565.
- 2.L. APPLICATION BY THE CITY OF PALM SPRINGS TO THE STATE OF CALIFORNIA OFFICE OF HISTORIC PRESERVATION TO ESTABLISH THE CITY AS A CERTIFIED LOCAL GOVERNMENT PURSUANT TO THE NATIONAL HISTORIC PRESERVATION ACT:**
RECOMMENDATION: Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING THE APPLICATION AND CERTIFICATION AGREEMENT FOR THE CERTIFIED LOCAL GOVERNMENT HISTORIC PRESERVATION PROGRAM."
- 2.M. AWARD CONSTRUCTION CONTRACT FOR THE ANDREAS ROAD TWO-WAY CONVERSION (CITY PROJECT NO. 13-27):**
RECOMMENDATION: 1) Approve an Agreement with Golden Vista Construction, Inc., dba Golden Valley Construction, in the amount of \$143,881.50, for the Andreas Road two-way conversion project schedules A and B (City Project No. 13-27); Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS CALIFORNIA, AMENDING THE BUDGET FOR FISCAL YEAR 2014-15 FOR THE ANDREAS ROAD TWO-WAY CONVERSION;" and 3) Authorize the City Manager execute all necessary documents. A_____.

- 2.N. APPROVE A PURCHASE ORDER TO PACIFIC LIGHTING FOR LED RETRO-FIT LIGHTING FOR THE DOWNTOWN LIGHT POLES:**
RECOMMENDATION: Approve the issuance of a purchase order to Pacific Lighting in the amount not to exceed \$98,000 for LED retrofit lighting for Downtown Light Poles; and 2) Authorize the City Manager to execute the purchase order.
- 2.O. APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH HISTORIC RESOURCES GROUP TO CONDUCT A HISTORIC RESOURCE SURVEY AND UPDATE:**
RECOMMENDATION: 1) Approve a professional services agreement with Historic Resources Group, in an amount not to exceed \$147,800, to conduct a Historic Resources Survey and Update (RFP 16-14); and 2) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING THE BUDGET FOR FISCAL YEAR 2014-15 FOR A HISTORIC RESOURCE SURVEY;" and 3) Authorize the City Manager to execute all necessary documents. A_____.
- 2.P. DEVELOPMENT OF A COMPREHENSIVE MOBILE FOOD VENDOR ORDINANCE:**
RECOMMENDATION: 1) Receive and file report; and 2) Direct Staff to draft a proposed Mobile Food Vendor Ordinance for City Council consideration in September, 2014.
- 2.Q. APPROVE THE ISSUANCE OF A PURCHASE ORDER IN THE AMOUNT OF \$59,848.63 FOR A NEW EMERGENCY GENERATOR LOCATED AT FIRE STATION NO. 442:**
RECOMMENDATION: 1) Find the bid from Johnson Power Systems as non-responsive; 2) Approve a purchase order to Bay City Electric Works, in the amount of \$59,848.63, for the purchase of a new Kohler emergency generator for Fire Station No. 442; and 3) Authorize the City Manager execute all necessary documents.
- 2.R. APPROVE LEASE ASSIGNMENT AND ESTOPPEL AGREEMENT, AP PALM SPRINGS LLC, THE ABBEY COMPANY LEASES NO. A2528, A2529, A2636 WITH ASSIGNMENT TO MB REAL ESTATE SERVICES INC:**
RECOMMENDATION: 1) Approve the Amendment and Ground Lessor's Consent, Non-Disturbance and Attornment, and Estoppel Agreement with Medical Properties II Palm Springs, LLC; 2) Approve the Assignment and Assumption of Lease Agreement Nos. A2528, A2529, and A2536 and related Consents to Assignment; and 3) Authorize the City Manager to execute all necessary documents. A2528. A2529. A2536. A_____.
- 2.S. APPROVE AMENDMENT NO. 3 TO URRUTIA ARCHITECT'S CONTRACT FOR AIRPORT ESCALATOR AND AIR HANDLING**

EQUIPMENT REPLACEMENT PROJECTS AT THE PALM SPRINGS INTERNATIONAL AIRPORT:

RECOMMENDATION: 1) Approve Amendment No. 3 to Agreement No. 6262, with Urrutia A.I.A. and Associates for design, bid, permitting, and construction phase services in the amount not to exceed \$35,200 to complete facility equipment replacements; and 2) Authorize the City Manager to execute all necessary documents, and change order authority up to a ten (10) percent increase over the total project amount. A6262.

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

3. LEGISLATIVE: None.

4. UNFINISHED BUSINESS:

4.A. REVIEW PROPOSED BRANDING CONCEPTS FOR DOWNTOWN AND UPTOWN TROLLEY:

RECOMMENDATION: Direct Staff with respect to the branding, logo, and imagery for the Downtown and Uptown Trolley.

4.B. NON-MOTORIZED TRANSPORTATION COMMITTEE BICYCLE ROUTE PLAN AND RECOMMENDATIONS FOR FISCAL YEAR 2013-14 MEASURE J FUNDING (CITY PROJECT NO. 13-32):

RECOMMENDATION: Direct Staff as appropriate.

5. NEW BUSINESS:

5.A. APPROVE A PURCHASE ORDER TO HARRIS & ASSOCIATES IN AN AMOUNT NOT TO EXCEED \$97,000 TO UPDATE THE PAVEMENT MANAGEMENT SURVEY AND ESTABLISH A SIGN INVENTORY:

RECOMMENDATION: 1) Approve a purchase order to Harris & Associates, in an amount not to exceed \$97,000, to update the pavement management survey and establish a sign inventory, pursuant to "On-Call" Agreement No. A6444; and 2) Authorize the City Manager to execute all necessary documents. A6444.

5.B. APPROVE MEMORANDUMS OF UNDERSTANDING WITH PALM SPRINGS FIRE MANAGEMENT ASSOCIATION, PALM SPRINGS FIRE SAFETY ASSOCIATION, MANAGEMENT ASSOCIATION OF PALM SPRINGS, SERVICE EMPLOYEES INTERNATIONAL UNION LOCAL 721:

RECOMMENDATION: 1) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA APPROVING A MEMORANDUMS OF UNDERSTANDING (MOU's) RELATIVE TO WAGES, HOURS, AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT FOR EMPLOYEES IN THE PALM SPRINGS FIRE MANAGEMENT ASSOCIATION, THE PALM SPRINGS

FIRE SAFETY ASSOCIATION, THE MANAGEMENT ASSOCIATION OF PALM SPRINGS AND THE SERVICE EMPLOYEES INTERNATIONAL UNION LOCAL 721, FOR THE PERIOD JULY 1, 2014, THROUGH JUNE 30, 2018, SUBJECT TO ASSOCIATIONS' EXECUTING THE MEMORANDUMS OF UNDERSTANDING;" 2) Adopt Resolution No. _____, "A RESOLUTION FOR REPORTING AND PAYING THE VALUE OF EMPLOYER PAID MEMBER CONTRIBUTIONS PRESCRIBED BY GOVERNMENT CODE SECTION 20363(c);" 3) Adopt Resolution No. _____, "A RESOLUTION FOR EMPLOYER PAID MEMBER CONTRIBUTIONS PRESCRIBED BY GOVERNMENT CODE SECTION 20691);" 4) Adopt Resolution No. _____, "A RESOLUTION ELECTING TO BE SUBJECT TO PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AND FIXING THE EMPLOYER'S CONTRIBUTION AT AN AMOUNT EQUAL TO OR GREATER THAN THAT PRESCRIBED BY GOVERNMENT CODE SECTION 22892(b);" and 5) Authorize the City Manager to execute the Memorandums of Understanding and all documents necessary to effectuate the above actions, including the allocation and compensation plan and non-substantial Memorandum of Understanding language reorganization. A5428. A5364. A5573. A5440.

5.C. APPOINT TWO MEMBERS OF THE CITY COUNCIL TO AN AD HOC DOWNTOWN REVITALIZATION PROJECT LANDSCAPING CITY COUNCIL SUBCOMMITTEE:

RECOMMENDATION: Appoint two members of the City Council to an ad hoc Downtown Revitalization Project Landscaping City Council Subcommittee.

COUNCILMEMBER COMMENTS, REQUESTS, AND REPORTS: Additional general comments, reports, announcements, requests of staff and/or issues of concern to Councilmembers are briefly presented at this time.

ADJOURNMENT: The City Council will adjourn to Wednesday, September 3, 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.

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



CLOSED SESSION AGENDA
Wednesday, July 16, 2014 – 4:00 P.M.

City Hall, Small Conference Room
3200 East Tahquitz Canyon Way, Palm Springs

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(a)**

1. *Palm Springs Police Officers Association v. City of Palm Springs*
Case No. PSC 1403379, Riverside Superior Court, Palm Springs Division

EXPOSURE TO LITIGATION **G.C. 54956.9(b)**

Three Case(s).

INITIATION OF LITIGATION **G.C. 54956.9(c)**

Three Case(s).

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

Position: City Manager

CONFERENCE WITH LABOR NEGOTIATOR **G.C. 54957.6**

City Negotiator: David Ready, City Manager or Designee
Perry Madison, Director of Human Resources
Employee Organizations: All City Bargaining Units/Unrepresented Employees

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

G.C. 54956.8

Property Address/Description: A portion of the 4.41 acre site located at Southeast Corner of Alejo Rd. and N. Palm Canyon
Agency: City of Palm Springs
City Negotiator: David Ready, City Manager or Designee
Negotiating Parties: Lawrence Rael, Palm Springs LLC
Under Negotiation: Price and Terms of Payment (Purchase)

Property Address/Description: APN's 508-034-011, 508-034-012, 508-034-013, 508-034-013 (Amado Road and Calle Alvarado)
Agency: City of Palm Springs
Agency Negotiator: David Ready, City Manager or Designee
Negotiating Parties: Lauri Kibby representing CDI Ventures LLC
Under Negotiation: Price and Terms of Payment (Purchase)

Property Address/Description: 1450 Baristo Road, Palm Springs
Agency: City of Palm Springs
Agency Negotiator: David Ready, City Manager or Designee
Negotiating Parties: Palm Springs Unified School District
Represented By: Julie Arthur, Director of Facilities
Under Negotiation: Price and Terms of Payment (Purchase)

Property Address/Description: Parcel 6 of Tentative Tract Map No 36446
Agency: City of Palm Springs
Agency Negotiator: David Ready, City Manager or Designee
Negotiating Parties: Palm Springs Promenade, LLC
John Wessman
Under Negotiation: Price and Terms of Payment (Purchase)

Property Address/Description: 310 acre site APN's 505-020-027, 505-020-029, 505-020-031, and 505-020-035
Agency: City of Palm Springs
Agency Negotiator: David Ready, City Manager or Designee
Negotiating Parties: Shadowrock Palm Springs Development LLC
Under Negotiation: Price and Terms of Payment (Purchase)

Property Address/Description: 255, 265 and 275 El Cielo Road, Palm Springs
Agency: City of Palm Springs
Agency Negotiator: David Ready, City Manager or Designee
Negotiating Parties: MB Real Estate, Inc.
Under Negotiation: Price and Terms of Payment (Lease)

