

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



**MEETING MINUTES
WEDNESDAY, FEBRUARY 3, 2016
CITY HALL COUNCIL CHAMBER**

CALL TO ORDER: Mayor Moon called the meeting to order at 6:10 p.m.

PLEDGE OF ALLEGIANCE: Mayor Moon led the Pledge.

INVOCATION: Pastor David Sanger, Our Savior's Community Center, led the Invocation.

ROLL CALL:

PRESENT: Councilmember Foat, Councilmember Kors, Councilmember Roberts, Mayor Pro Tem Mills, and Mayor Moon.

ABSENT: None.

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

PRESENTATIONS:

Mayor Moon provided an update on the 2016 Mayor's Race and Wellness Festival, the 2016 Tour de Palm Springs, the Desert Highland Unity Center fitness facility, announced the upcoming Juried Art Show, Modernism Week, and the Black History Month events.

Mayor Moon and the City Council proclaimed February, 2016 as Black History Month in the City of Palm Springs.

Mayor Moon announced the recent updates to the BUZZ app.

Councilmember Foat provided an update on animal adoptions at the Palm Springs Animal Shelter.

REPORT OF CLOSED SESSION:

The meeting was called to order at 5:00 p.m. and the City Council recessed into Closed Session to discuss items on the posted Closed Session Agenda. City Attorney Holland stated the City Council did not discuss the 441 S. Calle Encilia property negotiations, reported the City Council voted to cease the historic designation of the Plaza Racquet Club, located at 1300 Baristo, in response to threatened litigation by the Palm Springs

Unified School District by a 3-1-1 vote, noting the "no" vote of Mayor Pro Tem Mills and the abstention of Councilmember Kors, otherwise the City Council provided direction to City Staff and the City Attorney.

ACCEPTANCE OF THE AGENDA:

Councilmember Foat noted her abstention on Item 2.C. Warrant No. 1083193, and requested Item 2.G. be removed from the Consent Calendar for separate discussion.

Mayor Pro Tem Mills noted his business related abstention on Consent Calendar Item 2.G.

Councilmember Roberts noted his abstention on Item 2.C. Warrant No. 1083194, and requested Items 2.G. and 2.H. be removed from the Consent Calendar for separate discussion.

Councilmember Kors noted his abstention on Item 2.C. Warrant No. 1083211, and requested Item 2.B. be removed from the Consent Calendar for separate discussion.

Mayor Moon noted his abstention on Item 2.C. Warrant No. 1083240.

ACTION: Accept the Agenda as amended. **Motion Mayor Moon, seconded by Councilmember Foat and unanimously carried on a roll call vote.**

1. PUBLIC HEARINGS:

- 1.A. ROBERT HERSCU OF SOUTH PALM CANYON, LLC, APPEALING THE DECEMBER 9, 2015, DECISION OF THE PLANNING COMMISSION TO DENY A REQUEST FOR A ONE-YEAR EXTENSION OF TIME FOR A PREVIOUSLY APPROVED MIXED-USE PLANNED DEVELOPMENT DISTRICT CONSISTING OF 125 CONDOMINIUM UNITS AND APPROXIMATELY 39,000-SQUARE FEET OF COMMERCIAL RETAIL SPACE ON A 2.67-ACRE SITE LOCATED AT 440-490 SOUTH PALM CANYON DRIVE (PDD 311):**

Flinn Fagg, Director of Planning Services, provided background information as outlined in the Staff Report dated February 3, 2016.

Councilmember Roberts questioned if any new additional information has been received indicating forward progress.

Mayor Moon questioned the funds spent thus far for the development.

Mayor Moon opened the public hearing, and the following speakers addressed the City Council.

BRIAN LINNEKENS, Applicant, commented on the background and the history of the project, and requested the City Council consider approving the extension.

MARVIN ROOS, Palm Springs, commented on the City Council approval of the progress, the project can move forward now that litigation has been resolved, and stated there is a current and valid tract map for the project.

PAUL MEDIANO, Palm Springs, requested the City Council consider extending the entitlements for one additional year.

JOY BROWN MEREDITH, requested the City Council consider the one-year extension for the entitlements.

JIM STUART, commented on the cause of the delay and requested the City Council consider a one-year extension of the entitlements.

BRIAN LINNEKENS, Rebuttal, stated he shares the frustrations of the City Council and they have not given up on the project, and provided some details on the height and the setback of the revised project, and stated he is asking for an eight-month extension.

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

Councilmember Roberts commented on the proceedings before the Planning Commission, stated no progress has been made on the project, commented on the scale and density of the project, and stated the Applicant has been given sufficient time with no progress being made.

Mayor Pro Tem Mills stated the project meets the Downtown guidelines, commented on the height of the building, commented on his frustrations with the delay and noted the causes of the delay, stated his support to extend the entitlements for eight-months conditioned to include significant progress on the project, and requested the trees removed from the site be replaced.

Councilmember Kors requested the Applicant address the lack of documentation to show progress, the progress on financing the project, expectations of what may be accomplished in the next eight-months, and requested Staff comment on the Planning Commission discussion regarding the project.

Councilmember Foat stated her support for the project when it was approved ten-years ago, the property has been a problem property, noted code enforcement issues at the project site, commented on the request of time for up to two-years, and the project as approved.

Councilmember Roberts commented on recent comparisons that are under construction, commented on the final design, and stated the project needs to be reconsidered.

Mayor Moon stated the City has changed, and the building is currently not the right one for the site.

Mayor Pro Tem Mills stated the drawings are working drawings, noted the anchoring of the project on the south end of Downtown, and requested the City Council consider an eight-month extension.

Councilmember Roberts commented on the retail south of Ramon, stated the Downtown is extending to the south, and the project should be reconsidered.

ACTION: 1) Closed the public testimony portion of the public hearing; 2) Continue the Council deliberations and the public hearing to February 17, 2016; and 3) Direct the City Clerk to post a Notice of Continued Public Hearing pursuant to law. **Motion Mayor Pro Tem Mills, seconded by Councilmember Kors and unanimously carried on a roll call vote.**

1.B. PS TEAM, LLC, ON BEHALF OF THE OWNER, AIC CAPITAL, LLC FOR A TENTATIVE PARCEL MAP (TPM) TO SUBDIVIDE A 0.46-ACRE PARCEL INTO TWO PARCELS AT 2732 NORTH CARDILLO ROAD AND ADOPTING A CEQA CLASS 32 CATEGORICAL EXEMPTION (CASE TPM 36958):

Flinn Fagg, Director of Planning Services, provided background information as outlined in the Staff Report dated February 3, 2016.

Councilmember Kors requested Staff address the members of the LLCs.

Mayor Moon opened the public hearing, and the following speakers addressed the City Council.

MARVIN ROOS, Representing Applicant, stated the members of the two LLCs are the same principals, and requested the City Council approve the tentative parcel map.

ROBERT STONE, stated the request is reasonable and requested the City Council approve the tentative parcel map.

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

Councilmember Foat requested clarification on the two properties and questioned the conditions to build a sidewalk and the sewer system requirements.

Mayor Pro Tem Mills questioned clarification on the conditions regarding street improvements.

ACTION: Adopt Resolution No. 23962, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING A TENTATIVE PARCEL MAP (TPM) TO SUBDIVIDE A 0.46-ACRE PARCEL INTO TWO LOTS AND ADOPTING A CLASS 32 (INFILL) CATEGORICAL EXEMPTION UNDER CEQA FOR PROPERTY LOCATED AT 2732 NORTH CARDILLO ROAD (ZONE R-1-C / RGA-6) (CASE TPM 36958)." **Motion Councilmember Roberts, seconded by Mayor Pro Tem Mills and unanimously carried on a roll call vote.**

1.C. HISTORIC DISTRICT DESIGNATION FOR THE SANDCLIFF CONDOMINIUMS AND ADOPTING A CLASS 31 CATEGORICAL EXEMPTION UNDER CEQA FOR PROPERTY LOCATED AT 1800 BARONA ROAD (CASE HSPB 93 / HD 5):

Flinn Fagg, Director of Planning Services, provided background information as outlined in the Staff Report dated February 3, 2016.

Councilmember Foat questioned if the three owners that opposed were notified, and the deletion of names on the petitions.

Mayor Moon opened the public hearing, and the following speakers addressed the City Council.

RON MARSHALL, Applicant, commented on the process with the owners for the designation, and requested the City Council approve the designation.

JACK WEBSTER, no information has been provided by Sandcliff Condominiums, stated photos of his home and vehicle were in the file as a public document, and requested the City Council postpone the hearing and meet with all homeowners.

KITTY MAHON, commented on the design of Sandcliff Condominiums, the condition of the property, stated the owners are generally in support of the designation, and requested the City Council support the designation.

ALLEN WORTHY, stated the property does not warrant the historic designation.

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

Councilmember Roberts questioned the process of the designation and the impact of a designation.

Councilmember Kors stated he toured the property and stated the property meets the criteria for historic designation.

Mayor Moon stated he visited the site and appreciated the work done by the HSPB, and stated his support for the designation.

ACTION: Adopt Resolution No. 23963, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DESIGNATING THE SANDCLIFF GARDEN APARTMENT HOMES CONDOMINIUMS AS HISTORIC DISTRICT NO. 5 AND ADOPTING A CLASS 31 CATEGORICAL EXEMPTION UNDER CEQA FOR PROPERTY LOCATED AT 1800 BARONA ROAD (CASE HSPB 93 / HD 5)." **Motion Councilmember Kors, seconded by Councilmember Roberts and unanimously carried on a roll call vote.**

1.D. CONSIDERATION OF AN AMENDMENT TO THE MUSEUM MARKET PLAZA SPECIFIC PLAN AND ADDENDUM NO. 2 TO THE FINAL ENVIRONMENTAL IMPACT REPORT (CASE NO. 5.1204 SP A-1):

Flinn Fagg, Director of Planning Services, provided background information as outlined in the Staff Report dated February 3, 2016.

Councilmember Foat questioned the approximate height for a two-story building, and requested in future reports to include the height along with the number of stories.

Mayor Moon questioned the height on Block B for the entitled building, and the allowable height for Block C1.

Mayor Moon opened the public hearing, and the following speakers addressed the City Council.

EMILY HEMPHILL, Representing Applicant, commented on the changes in height, density, view corridors, parking and the elimination of nearly 900,000 square feet of project, additional public parking being proposed on Block A1, the inclusion of residential units on Blocks F and G, the adaptive re-use of the Town and Country and a hotel use on Block K, the increase in set-back on the Annex building, commented on environmental review, and requested a Development Agreement be considered for the project.

LEE MORCUS, commented on the impacts to the economy and economic vitality the project can bring to the City of Palm Springs, and stated his support for the Virgin Hotel in the project.

MICHAEL JOHNSTON, stated his support for the revisions but expected continued scrutiny of the project, and commented on various aspects of the project and the environmental review.

AFTAB DADA, stated his support of the Virgin Hotel at the project site, and the delay of the AC/Marriott Hotel.

MANNY RODRIGUEZ, stated Block A is the worst of the project, and requested the City Council consider adjustments to Block A.

BRUCE EMERTON, Morongo Valley, commented on the Town and Country Center and growth.

JACQUES CAUSSIN, commented on the Town and Country Center, and requested the City Council stop the construction.

NIKOHL VANDEL, Palm Springs, stated the building on Block A needs to be fixed, and the enclosure of the event space.

MICHAEL KASSINGER, Palm Springs, urged the City Council to allow the Developer to do his job and support the project, and commented on the ability of the Developer.

WALTER ANDERSON, Palm Springs, commented on the lack of set-back for Block A, and requested the Developer donate Block F to the City for additional public space, rather than Block A1, and stated his support for the Virgin Hotel.

SUZANNE DUBARRY, commented on the entitlement and requested the City Council be realistic about the development, and the process through the Architectural Advisory Committee and the Planning Commission.

MICHAEL HIRSCHBEIN, Palm Springs, commented on civic uses in the project to attract residents, and requested the City Council consider civic uses on Block A1 to draw residents.

JIM WANLESS, commented on hotel uses in the project, and encouraged the City to work with the Developer to obtain hotel uses on the project site.

JIM GAZAN, requested the City Council reject the height increases.

ROBERT STONE, stated the Town and Country Center should be a Class 1 historic site and should be bookend with a hotel, commented on the requirement to develop the project dependent upon market conditions, and the request for development rights for 25-years.

JOY BROWN MEREDITH, stated a very good compromise is being put forward by the Developer, and stated her support for the Virgin Hotel and the project.

ROBERT BRUGEMAN, Palm Springs, stated the revisions should be accepted and stated his support for the project and the Virgin and Kimpton Hotels.

VINCENT BUCCI, stated his support for the revised project and in support of the Virgin Hotel.

SNUFFIE ADAMS, stated her support for the Virgin Hotel.

MARK DAVIS, stated support for the Virgin Hotel, requested the City Council obtain a development specialist to work with the Developer, commented on Block A, and support for the Town and Country Center.

ELIZABETH EDWARDS HARRIS, commented on the Town and Country Center and preserving the historic resource.

MINDY REED, stated her support for the compromise proposed by the Developer and her support for the Virgin Hotel.

JERRY KELLER, commented on the success of the Virgin Hotel, stated his support for the Virgin Hotel, and thanked the Developer for the compromise.

DAN BURGESS, Palm Springs, stated the Developer should be commended for the compromise, commented on the addition of a third hotel on the site, and stated his support for the Virgin Hotel.

SCOTT LYLE, stated his support for the Virgin Hotel.

SAM SPINELLO, stated his support for the Virgin Hotel.

FRANK TYSEN, stated we are headed in the right direction but additional work is needed, the City needs independent legal advice, commented on public participation, stated his opposition to providing entitlements at this time.

ALLEN WORTHY, commented on the Town and Country Center.

TIM ERKINS, commented on the parking, recreational facilities, green space, traffic controls, and bike lanes.

STEVE ROSENBERG, stated the changes by the Developer are in the City's best interest, and recommended the City Council continue the hearing to further develop the project.

EMILY HEMPHILL, Applicant Rebuttal, commented on the Virgin Hotel and the needs of the hotel, the financing, vesting of Block A and other plan changes.

Councilmember Roberts stated he has met with the Applicant on this project, stated his support for the public parking on Block A1, requested the Applicant clarify the Virgin Hotel on Block B, requested Main Street be widened and commented on the set-back, the TOT Incentive Program and potential transfer of the program to the Virgin Hotel, would like to see a major change to the Annex on Block C and reduce height and increase set-back, in support for a market at Block D but limit the height to 30-feet and limit the use to a grocery store, stated his support for residential use on Block F and commence within 3-years on the residential component, stated his support to delay any action/discussion on Block K, thanked the Developer and recommended the City Council come to consensus and move forward with the project.

Councilmember Kors stated he has met with the Applicant and thanked the Applicant for the consideration of modifications, commented on multi-level and valet parking on Block A1, stated his support for the Virgin Hotel on Block B1 and requested the increase in height be conditioned to the Virgin brand hotel, requested a condition for a market on Block D, questioned the dedicated parking for the residential component in Block F, support the preservation of the Town and Country Center, questioned the length of time for a development agreement (DA) and the vesting rights, requested the DA include use of vacant lots for parking or recreational use, questioned payment of in-lieu fees for affordable housing, requested staff address the allocation of the 874 parking spaces, questioned the green building options, and requested flexibility with the on-street parking at the discretion of City Council.

Mayor Pro Tem Mills stated his support for City public parking on Block A1, commented on the removal of the vertical fin on Block A, allow residential use on Block A, support for brand condition for the hotel on Block B1, stated his support for the compromise for Block C and the reduction to 40-feet, support the reduction to 40 feet on Block D but does not support the condition for a specific use, support for the underground parking on Block F, support retail on the ground floor and residential on upper floor on Blocks F and G, the maximum height of 68-feet, commented on the time condition for residential in Block F and inclusion in the DA rather than the specific plan, and stated his support to include adaptive reuse of Town and Country Center and Block K with the potential

use of a hotel, stated the Specific Plan should be more general and the DA should contain the detailed requirements.

ACTION: Continue past the 10:00 p.m. tentative adjournment time.
Motion Councilmember Foat, seconded by Mayor Pro Tem Mills and unanimously carried (5-0).

Councilmember Foat stated her support for the Virgin Hotel and the proposed height, requested a reduction in height and mass for the Annex, requested Block F be rezoned to residential, supportive of the public parking on Block A1, commented on the process and the length of time to process the Specific Plan amendment, the current impact and disruptions to existing businesses, commented on the lack of solar power, requested completion dates for Blocks A, B, and C, and stated her support of the reduction in height to 24-feet for the Annex on Block C1.

Mayor Moon thanked the City Council Subcommittee for their work on the project, stated the need to move forward with the approval of the Specific Plan, support for public parking on Block A1 and a multi-level structure, support for Block B1, his support for the Virgin Hotel with a condition on branding the hotel and verify the Virgin brand is for 20 years, reduction in height and massing to the Annex on Block C, stated the City Council can review and consider Block D at a later time, requested usable space on Block F until the building is built and not construction fencing, stated support for the adaptive reuse of Block K and the historic designation of the Town and Country Center, but requested interim improvements to the Town and Country Center, and stated support for moving ahead with adoption of the Specific Plan.

Councilmember Roberts stated the City Council may wish to consider a joint meeting with the Planning Commission, to consolidate the process.

The City Council recessed at 11:22 p.m.
The City Council reconvened at 11:37 p.m.

City Attorney Holland stated if the City Council provided direction to Staff on the Specific Plan, the Specific Plan can be placed on the March 2, 2016, agenda for adoption, the next step would be to commence negotiations for a Development Agreement within 60-days of adoption of the Specific Plan and conduct a joint meeting with the Planning Commission for the Development Agreement.

MOTION: Limit the height of the Annex on Block C to 28 feet. **Motion Councilmember Roberts, failed for lack of a second.**

ACTION: Limit the height on Block C for the Annex to a maximum height of 40 feet, increasing the setback to 30 feet on Main Street and 32 feet on

North Palm Canyon Drive, and increase the setback for the corner of the block. **Motion Councilmember Foat, seconded by Mayor Pro Tem Mills and carried 4-1 on a roll call vote.**

AYES: Councilmember Foat, Councilmember Kors, Mayor Pro Tem Mills, and Mayor Moon.

NOES: Councilmember Roberts.

ACTION: Limit the height on Block F and Block G to maximum of 60 feet. **Motion Councilmember Roberts, seconded by Councilmember Kors and carried 4-1 on a roll call vote.**

AYES: Councilmember Foat, Councilmember Kors, Councilmember Roberts, and Mayor Moon.

NOES: Mayor Pro Tem Mills.

ACTION: Limit the height on Block D with a maximum height of 40 feet, for retail with a preference of a grocery store on at least one-level and commercial/retail on the second floor. **Motion Councilmember Foat, seconded by Councilmember Kors and unanimously carried on a roll call vote.**

ACTION: Setbacks on Blocks B and B1 are to remain as on current drawings. **Motion Mayor Pro Tem Mills, seconded by Mayor Moon and unanimously carried on a roll call vote.**

ACTION: Increase the setbacks on Block C from curb to building minimum of 31 feet from Main Street and 32 feet from North Palm Canyon, and a greater setback be required at the corner of the building on Block C. **Motion Mayor Pro Tem Mills, seconded by Councilmember Kors and unanimously carried on a roll call vote.**

ACTION: 1) Close the public hearing; 2) Continue the Item and City Council deliberations to March 2, 2016; and 3) Direct the City Clerk to post a Notice as required by law. **Motion Mayor Pro Tem Mills, seconded by Councilmember Roberts and unanimously carried on a roll call vote.**

PUBLIC COMMENT:

JOHN WESSMAN, commented on the Downtown Revitalization Project, and the inclusion of the Virgin Hotel on Block B1.

JIM GAZAN, commented on the vacant dirt parkway along Civic Drive and requested the City Council consider the installation of gravel on the parkway and continue the sidewalk.

STEVE ROSENBERG, commented on the City Council Strategic Planning meeting.

COUNCILMEMBER COMMENTS:

Councilmember Kors requested the City Attorney review information that should be reported to the City Council as a part of the Staff Report regarding the disclosure of principles for LLC's, and requested an update on the sign ordinance for election signs.

CITY MANAGER'S REPORT: None.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A., 2.C., 2.D., 2.E., 2.F., 2.I., 2.J., and 2.K. **Motion Mayor Pro Tem Mills, seconded by Councilmember Kors 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 February 3, 2016, City Council Agenda. **Approved as part of the Consent Calendar.**

2.C. APPROVAL OF PAYROLL WARRANTS, CLAIMS AND DEMANDS:

ACTION: 1) Adopt Resolution No. 23965, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIM AND DEMAND BY WARRANT NUMBERED 1082986 IN THE AMOUNT OF \$1,374,854.51, DRAWN ON BANK OF AMERICA;" 2) Adopt Resolution No. 23966, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1082987 THROUGH 1083155 IN THE AGGREGATE AMOUNT OF \$1,806,633.75, DRAWN ON BANK OF AMERICA;" 3) Adopt Resolution No. 23967, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIM AND DEMAND BY WARRANT NUMBERED 1083156 IN THE AMOUNT OF \$10,500.00, DRAWN ON BANK OF AMERICA;" 4) Adopt Resolution No. 23968, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF PAYROLL WARRANTS FOR THE PERIOD ENDED 01-02-2016 BY WARRANTS NUMBERED 419405 THROUGH 419417 TOTALING \$20,990.20, LIABILITY CHECKS NUMBERED 1083157 THROUGH 1083176 TOTALING \$90,594.36, FIVE WIRE TRANSFERS FOR \$56,964.10, AND THREE ELECTRONIC ACH DEBITS OF \$1,299,197.74, IN THE AGGREGATE AMOUNT OF \$1,467,746.40, DRAWN ON BANK OF AMERICA;" 5) Adopt Resolution No. 23969, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1083177 THROUGH 1083287, IN THE AGGREGATE AMOUNT OF \$886,858.38, DRAWN ON BANK OF AMERICA;" 6) Adopt Resolution No. 23970, "A RESOLUTION

OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1083288 THROUGH 1083399 IN THE AGGREGATE AMOUNT OF \$1,785,022.04, DRAWN ON BANK OF AMERICA;" 7) Adopt Resolution No. 23971, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF PAYROLL WARRANTS FOR THE PERIOD ENDED 01-16-2016 BY WARRANTS NUMBERED 419418 THROUGH 419435 TOTALING \$27,420.74, LIABILITY CHECKS NUMBERED 1083400 THROUGH 1083418 TOTALING \$87,586.05, FIVE WIRE TRANSFERS FOR \$56,914.10, AND THREE ELECTRONIC ACH DEBITS OF \$1,149,761.94 IN THE AGGREGATE AMOUNT OF \$1,321,682.83, DRAWN ON BANK OF AMERICA;" and 8) Adopt Resolution No. 23972, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1083419 THROUGH 1083528 IN THE AGGREGATE AMOUNT OF \$2,467,517.24, DRAWN ON BANK OF AMERICA," **Approved as part of the Consent Calendar, noting the abstention of Councilmember Foat on Warrant No. 1083193, Councilmember Kors on Warrant No. 1083211, Councilmember Roberts on Warrant No. 1083194, and Mayor Moon on Warrant No. 1083240.**

2.D. ACCEPT THE RESIGNATION OF CHERYL HOUK FROM THE PARKS AND RECREATION COMMISSION:

ACTION: 1) Accept with regret the resignation of Cheryl Houk from the Parks & Recreation Commission; and 2) Direct the City Clerk to post a Notice of Vacancy for the term ending June 30, 2016. **Approved as part of the Consent Calendar.**

2.E. APPROVAL OF PLANS, SPECIFICATIONS AND ESTIMATE (PS&E) AND AUTHORIZATION TO BID THE FIRE STATION NO. 4 REHABILITATION PROJECT (DEMOLITION & ABATEMENT) (CP 15-25):

ACTION: 1) Approve the plans, specifications, and estimate; and 2) Authorize staff to advertise and solicit bids for the Fire Station No. 4 Rehabilitation Project (Demolition & Abatement) (CP 15-25). **Approved as part of the Consent Calendar.**

- 2.F. TREASURER'S INVESTMENT REPORT AS OF DECEMBER 31, 2015:**
ACTION: Receive and File the Treasurer's Investment Report as of December 31, 2015. **Approved as part of the Consent Calendar.**
- 2.I. AWARD A CONSTRUCTION CONTRACT TO ALL AMERICAN ASPHALT, INC. IN THE AMOUNT OF \$391,500 FOR THE SAFE ROUTES TO SCHOOL PROJECT (CP 08-10), FEDERAL AID PROJECT NO. SRTS-5282 (039):**
ACTION: 1) Award a construction contract to All American Asphalt, Inc. in the amount of \$391,500 for the Safe Routes to School Project (CP 08-10), Federal Aid Project No. SRTS-5282 (039); and 2) Authorize the City Manager to approve and execute construction contract change orders up to an additional amount of \$39,150; and 3) Authorize the City Manager to execute all necessary documents. A6825. **Approved as part of the Consent Calendar.**
- 2.J. FISCAL YEAR 2014-15 COMMUNITY FACILITIES DISTRICTS 2005-1 AND 2007-1 ANNUAL ACCOUNTABILITY REPORTS:**
ACTION: Receive and file the Fiscal Year 2014-15 Community Facilities Districts 2005-1, Public Safety Services, and 2007-1, Tribal Land, Annual Accountability Reports. **Approved as part of the Consent Calendar.**
- 2.K. AMENDMENT NO. 3 TO AGREEMENT NO. A6465 WITH URRUTIA ARCHITECTS IN THE AMOUNT OF \$51,330 AND AMENDMENT NO. 3 TO AGREEMENT NO. A6503 WITH TRITON TECHNOLOGY SOLUTIONS, INC. IN THE AMOUNT OF \$9,090 FOR THE POLICE DEPARTMENT REMODEL (CP 15-05):**
ACTION: 1) Approve Amendment No. 3 to the Consulting Services Agreement No. A6465 with Urrutia Architects in the amount of \$51,330 for a revised total contract amount of \$184,380 for the Police Department Remodel Project (CP 15-05); 2) Approve Amendment No. 3 to Agreement No. A6503 with Triton Technology Solutions, Inc. in the amount of \$9,090 for a revised total contract amount of \$74,680 for the Police Department Remodel Project (CP 15-05); and 3) Authorize the City Manager to execute all necessary documents. A6465. A6503. **Approved as part of the Consent Calendar.**

EXCLUDED CONSENT CALENDAR:

2.B. APPROVAL OF MINUTES:

Councilmember Kors requested the minutes of January 13, 2016, be amended to reflect on Item 2.G. the City Attorney stated Councilmember Kors did not have a conflict of interest, and Items 2.L., 2.M., 2.N., and 2.O to reflect the City Attorney stated Councilmember Kors did not have a conflict of interest.

ACTION: Approve the City Council Minutes of January 13, 2016, as amended.
Motion Councilmember Foat, seconded by Mayor Pro Tem Mills and unanimously carried on a roll call vote.

Mayor Pro Tem Mills stated he has a business related conflict of interest with respect to Item 2.G., would not participate in the discussion or the vote and left Council Chamber.

2.G. RESCIND AND APPROVE A REVISED SECOND AMENDMENT TO AND ASSIGNMENT/ASSUMPTION OF THE SUBDIVISION IMPROVEMENT AGREEMENT FOR TRACT MAP NO. 31848-1 (AVALON):

ACTION: 1) Rescind approval of the Second Amendment to and Assignment and Assumption of the Subdivision Improvement Agreement for Tract Map 31848-1 ("Avalon"), A5393, between LV Palm Springs Village, LLC, Avalon Land Holdings, LLC, and the City of Palm Springs, approved December 16, 2015; 2) Approve a revised Second Amendment to and Assignment and Assumption of the Subdivision Improvement Agreement for Tract Map 31848-1 ("Avalon"), A5393, between LV Palm Springs Village, LLC, Avalon 1150, LLC, and the City of Palm Springs; and 3) Authorize the City Manager to execute all necessary documents. A5393. **Motion Councilmember Foat, seconded by Councilmember Kors and unanimously carried 4-0 on a roll call vote.**

AYES: Councilmember Foat, Councilmember Kors, Councilmember Roberts, and Mayor Moon.

NOES: None.

ABSENT: Mayor Pro Tem Mills.

Mayor Pro Tem Mills returned to the dais.

2.H. RATIFICATION OF THE ANNUAL ADJUSTMENT OF THE ACCESS LINE RATE APPROVED BY THE VOTERS BY MEASURE "G" PURSUANT TO PALM SPRINGS MUNICIPAL CODE § 3.39.050:

ACTION: Adopt Resolution No. 23964, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, RATIFYING THE ANNUAL ADJUSTMENT OF THE ACCESS LINE RATE PURSUANT TO PALM SPRINGS MUNICIPAL CODE § 3.39.050 APPROVED BY THE VOTERS BY MEASURE G." **Motion Mayor Pro Tem Mills, seconded by Councilmember Foat and unanimously carried on a roll call vote.**

3. LEGISLATIVE: None.

4. UNFINISHED BUSINESS: None.

5. NEW BUSINESS:

5.A. DISCUSSION OF TURF MAINTENANCE AND POTENTIAL IMPROVEMENTS TO THE PALM SPRINGS DOG PARK AND APPOINT AN AD HOC COUNCIL SUBCOMMITTEE:

Marcus Fuller, Assistant City Manager/City Engineer, provided background information as outlined in the Staff Report dated February 3, 2016.

ACTION: 1) Appoint Councilmember Foat and Mayor Moon to the City Council ad hoc subcommittee for the Dog Park. **Motion Mayor Pro Tem Mills, seconded by Councilmember Kors and unanimously carried on a roll call vote.**

5.B. DESIGNATION OF A DELEGATE REPRESENTATIVE AND ALTERNATE REPRESENTATIVE FOR THE 2016 SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS (SCAG) GENERAL ASSEMBLY MAY 5 AND 6, 2016:

ACTION: Appoint Councilmember Kors as the Delegate Representative and appoint Mayor Moon as the Alternate Delegate Representative for the 2016 SCAG General Assembly in La Quinta, California, on May 5 and 6, 2016. **Motion Mayor Pro Tem Mills, seconded by Councilmember Foat and unanimously carried on a roll call vote.**

5.C. APPOINTMENT OF A CITY COUNCIL AD HOC SUBCOMMITTEE FOR THE PALM SPRINGS INTERNATIONAL FILM FESTIVAL:

ACTION: Appoint Mayor Moon and Councilmember Kors to an ad hoc subcommittee for the Palm Springs International Film Festival. **Motion Mayor Pro Tem Mills, seconded by Councilmember Foat and unanimously carried on a roll call vote.**

5.D. AWARD OF CONTRACT FOR PARKING LOT MANAGEMENT SERVICES AT PALM SPRINGS INTERNATIONAL AIRPORT:

City Manager Ready provided background information as outlined in the Staff Report dated February 3, 2016.

ACTION: 1) Approve a five-year agreement with ACE Parking Management, Inc. for parking lot management services at the Palm Springs International Airport for the period February 1, 2016, through January 31, 2021; and 2) Authorize the City Manager to execute all necessary documents. A6826. **Motion Councilmember Kors, seconded by Councilmember Foat and unanimously carried on a roll call vote.**

COUNCILMEMBER COMMENTS, REQUESTS, AND REPORTS:

Councilmember Foat requested the City Manager place on the next agenda a discussion regarding the name change for Crossley Road.

Mayor Pro Tem Mills requested all affected parties be noticed of the discussion item regarding the name change for Crossley Road, and thanked City Staff for their work on the Downtown Specific Plan and the Downtown Revitalization Project.

Mayor Moon requested the City Manager place on the next agenda a discussion regarding in-house legal counsel, requested an item to appoint a new City Council ad hoc subcommittee for information technology, and requested City Staff review security cameras and emergency devices in the Downtown Parking Structure.

ADJOURNMENT: The City Council adjourned at 12:50 a.m. to the next regular meeting Wednesday, February 17, 2016, 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
6TH DAY OF APRIL, 2016.**

ROBERT MOON, MAYOR

ATTEST:

JAMES THOMPSON, CITY CLERK

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



**MEETING MINUTES
WEDNESDAY, MARCH 16, 2016
CITY HALL COUNCIL CHAMBER**

CALL TO ORDER: Mayor Moon called the meeting to order at 6:05 p.m.

PLEDGE OF ALLEGIANCE: Palm Springs Air Force ROTC Junior Color Guard, led the Pledge.

INVOCATION: Rev. Andrew Green, Church of St. Paul in the Desert, led the Invocation.

ROLL CALL:

PRESENT: Councilmember Foat, Councilmember Roberts, and Mayor Moon.

ABSENT: Councilmember Kors and Mayor Pro Tem Mills.

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

PRESENTATIONS:

Mayor Moon announced the Life Saving Medal awarded to Palm Springs Police Officer Matthew Steed and the Citizen Award for Valor to Spa Resort Security Officer David Ortega.

Mayor Moon presented a check to Desert Healthcare Foundation for the 2016 Mayor's Wellness Race and Festival.

Mayor Moon presented the 2016 Senior Inspiration Award to Sid Craig.

Mayor Moon provided an update on Police Officer Academy graduations, the Bogert Trail Bridge Widening, Principle for the Day, Palm Springs Chalk Art Festival, Sunny Cycle ribbon cutting, Palm Springs Art Gala, VillageFest 25th Anniversary, OnePS Picnic, Budget Town Hall meetings, Sponsorship and Grant applications period, and Family Fun Week at the Palm Springs Library.

Joe Wallace, Coachella Valley Economic Partnership, provided the City Council an update on the activities of CVEP for the previous year.

Mayor Moon and representatives from Modernism Week provided an update on the 2016 Palm Springs Modernism Week.

Councilmember Foat provided an update on animal adoptions at the Palm Springs Animal Shelter.

REPORT OF CLOSED SESSION:

The meeting was called to order at 5:00 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 the City Attorney and City Staff, otherwise no reportable actions were taken.

ACCEPTANCE OF THE AGENDA:

Councilmember Foat noted a business related abstention on Item 2.H. Warrant No. 1083971.

ACTION: Accept the Agenda as amended. **Motion Councilmember Roberts, seconded by Mayor Moon and unanimously carried 3-0 on a roll call vote.**

AYES: Councilmember Foat, Councilmember Roberts, and Mayor Moon.

NOES: None.

ABSENT: Councilmember Kors and Mayor Pro Tem Mills.

1. PUBLIC HEARINGS:

1.A. CONSIDER THE VACATION OF A PORTION OF THE PUBLIC RIGHT-OF-WAY DEDICATED FOR GIRASOL AVENUE LOCATED AT THE INTERSECTION OF VISTA GRANDE (FILE R 15-10):

Marcus Fuller, Assistant City Manager/City Engineer, provided background information as outlined in the Staff Report dated March 16, 2016.

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

ACTION: Adopt Resolution No. 23983, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, VACATING AND ABANDONING ALL OF ITS RIGHT, TITLE AND INTEREST IN A PORTION OF THE PUBLIC RIGHT-OF-WAY DEDICATED FOR GIRASOL AVENUE LOCATED AT THE INTERSECTION OF VISTA GRANDE IN SECTION 3, TOWNSHIP 4 SOUTH, RANGE 4 EAST, AND APPROVING A DETERMINATION THAT THE ACTION IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) (FILE R 15-10)." **Motion Councilmember Foat, seconded by Councilmember Roberts and unanimously carried 3-0 on a roll call vote.**

AYES: Councilmember Foat, Councilmember Roberts, and Mayor Moon.
NOES: None.
ABSENT: Councilmember Kors and Mayor Pro Tem Mills.

1.B. HOTEL INCENTIVE PROGRAM, PALM MOUNTAIN RESORT, LP (PALM MOUNTAIN RESORT HOTEL), LOCATED AT 155 S. BELARDO ROAD:

Lauri Aylaian, Director of Community and Economic Development, provided background information as outlined in the Staff Report dated March 16, 2016.

Mayor Moon requested Staff address the base TOT and the percentage share, and the requirements to provide room nights for City business.

Councilmember Roberts requested Staff address the application date and timing and the current status of the program.

Mayor Moon opened the public hearing, and the following speakers addressed the City Council.

TIM ELLIS, Applicant, commented on the history of the project, presented photos of before and after the project, and requested the City Council approve the TOT incentive agreement.

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

ACTION: 1) Approve a Hotel Operations Covenant Agreement with the Palm Mountain Resort, LP (Palm Mountain Resort Hotel) located at 155 S. Belardo Road, pursuant to provisions of Chapter 5.26 of the Municipal Code, placing restrictions upon the use and operation of the Hotel for a 10-year period and 50% share of the new transient occupancy tax collected; and 2) Authorize the City Manager to execute all necessary documents. A6833. **Motion Councilmember Foat, seconded by Councilmember Roberts and unanimously carried 3-0 on a roll call vote.**

AYES: Councilmember Foat, Councilmember Roberts, and Mayor Moon.
NOES: None.
ABSENT: Councilmember Kors and Mayor Pro Tem Mills.

PUBLIC COMMENT:

LES YOUNG, presented a draft policy for honorary street names for consideration by the City Council.

ROBBIN HOWARD, commented on Item 5.B. regarding the conceptual plans for the reconstruction of the Palm Springs Dog Park, stated the plans were very good, and requested the City Council approve the conceptual plans.

NANCY STUART, provided an update on the activities of the San Jacinto Winter Park Authority and the Palm Springs Tram.

JIM STUART, commented on the increase in Fire Department Inspection Fees.

KENN CATTERLIN, Palm Springs, commented on Item 5.B. regarding the conceptual plans for the reconstruction of the Palm Springs Dog Park, requested the City Council consider a few minor amendments and approve the plan.

CITY COUNCIL SUB-COMMITTEE REPORTS AND UPDATES:

Mayor Moon provided a brief report on the relocation of the Plaza Racquet Club Subcommittee.

Councilmember Roberts provided a report on the activities of the Downtown Revitalization Project Subcommittee.

COUNCILMEMBER COMMENTS:

Mayor Moon commented on the recruitment of Commission and Boardmembers.

CITY MANAGER'S REPORT: None.

2. CONSENT CALENDAR:

Discussion was held regarding the payment of warrants, and City Clerk Thompson stated the City Council should consider removing Warrant Nos. 1084169, 1084170 and 1083971.

ACTION: Approve Items 2.A., 2.B., 2.C., 2.D., 2.E., 2.F., 2.G., 2.H., 2.I., 2.J., 2.K., 2.M., and 2.N. **Motion Councilmember Roberts, seconded by Councilmember Foat and unanimously carried 3-0 on a roll call vote.**

AYES: Councilmember Foat, Councilmember Roberts, and Mayor Moon.

NOES: None.

ABSENT: Councilmember Kors and Mayor Pro Tem Mills.

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

ACTION: Receive and file Report on the Posting of the March 16, 2016, City Council Agenda. **Approved as part of the Consent Calendar.**

2.B. APPROVAL OF MINUTES:

ACTION: Approve the City Council Minutes of March 2, 2016. **Approved as part of the Consent Calendar.**

- 2.C. APPOINTMENT TO THE VILLAGEFEST BOARD TO FILL AN UNEXPIRED TERM:**
ACTION: Appoint Tina Louise Moreno-Zook to the Villagefest Board for the unexpired term ending June 30, 2018. **Approved as part of the Consent Calendar.**
- 2.D. APPOINTMENT TO THE PUBLIC ARTS COMMISSION TO FILL AN UNEXPIRED TERM:**
ACTION: Appoint Alfonso Murray for the unexpired term ending June 30, 2018. **Approved as part of the Consent Calendar.**
- 2.E. ACCEPT THE RESIGNATION OF EDUARDO CARRIAZO FROM THE HUMAN RIGHTS COMMISSION:**
ACTION: 1) Accept with regret the resignation of Eduardo Carriazo from the Human Rights Commission; and 2) Direct the City Clerk to post a Notice of Vacancy for the term ending June 30, 2018. **Approved as part of the Consent Calendar.**
- 2.F. APPROVAL OF TIME EXTENSION OF SUBDIVISION IMPROVEMENT AGREEMENT NO. A4814 WITH TRIPALMSVIEW PROPERTIES, LLC FOR TRACT MAP 28966:**
ACTION: Adopt Resolution No. 23984, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AUTHORIZING A ONE YEAR TIME EXTENSION OF THE SUBDIVISION IMPROVEMENT AGREEMENT NO. A4814 FOR TRACT MAP 28966." A4814. **Approved as part of the Consent Calendar.**
- 2.G. STAFF AUTHORIZED AGREEMENTS AND PURCHASE ORDERS FOR THE MONTH OF FEBRUARY 2016:**
ACTION: Receive and file the report of Staff Authorized Agreements and Purchase Orders for the period of February 1 through February 29, 2016. **Approved as part of the Consent Calendar.**
- 2.H. APPROVAL OF PAYROLL WARRANTS, CLAIMS AND DEMANDS:**
ACTION: 1) Adopt Resolution No. 23985, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1083770 THROUGH 1083901 IN THE AGGREGATE AMOUNT OF \$1,095,095.48, DRAWN ON BANK OF AMERICA;" 2) Adopt Resolution No. 23986, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF PAYROLL WARRANTS FOR THE PERIOD ENDED 02-13-2016 BY WARRANTS NUMBERED 419452 THROUGH 419464 TOTALING \$19,849.64, LIABILITY CHECKS NUMBERED 1083902 THROUGH 1083920 TOTALING \$90,198.75, FIVE WIRE TRANSFERS FOR \$57,180.01, AND THREE ELECTRONIC ACH DEBITS OF \$1,224,664.88

IN THE AGGREGATE AMOUNT OF \$1,391,893.28, DRAWN ON BANK OF AMERICA;" 3) Adopt Resolution No. 23987, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1083921 THROUGH 1084033 IN THE AGGREGATE AMOUNT OF \$4,739,724.72, DRAWN ON BANK OF AMERICA;" 4) Adopt Resolution No. 23988, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIM AND DEMAND BY WARRANT NUMBERED 1084034 IN THE AMOUNT OF \$650,000.00, DRAWN ON BANK OF AMERICA;" and 5) Adopt Resolution No. 23989, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1084035 THROUGH 1084192 IN THE AGGREGATE AMOUNT OF \$2,619,573.11, DRAWN ON BANK OF AMERICA." **Approved as part of the Consent Calendar, amending the Resolutions by removing Warrant Nos. 1084169, 1084170 and 1083971.**

- 2.I. REPORT OF THE COOLING TOWER REPAIRS AT THE PALM SPRINGS INTERNATIONAL AIRPORT PURSUANT TO PALM SPRINGS MUNICIPAL CODE SECTION 7.04.040:**
ACTION: Receive and File. **Approved as part of the Consent Calendar.**
- 2.J. PURCHASE FROM DELL INC. TEN NEW RUGGEDIZED LAPTOP COMPUTERS AND ASSOCIATED HARDWARE:**
ACTION: 1) Approve the purchase of 10 new 14" Ruggedized Laptop Computers, Dell Mobile Docking Stations, and Multimode Combo Antennas, along with associated hardware from Dell Inc. utilizing the national cooperative NASPO ValuePoint Agreement No. WN03AGW in the amount of \$52,841.09; and 2) Authorize the City Manager to execute all necessary documents. **Approved as part of the Consent Calendar.**
- 2.K. RATIFY CONTRACT WITH COMSERCO, INC., FOR PURCHASE AND INSTALLATION OF BI-DIRECTIONAL ANTENNA:**
ACTION: Ratify the contract with ComSerCo, Inc., for the sole-source purchase and installation of a bi-directional antenna in the amount of \$53,174.77. **Approved as part of the Consent Calendar.**
- 2.M. AMENDMENT NO. 1 IN THE AMOUNT OF \$25,000 TO THE PROFESSIONAL SERVICES AGREEMENT NO. A6670 WITH LYNN MERRILL (NOW KNOWN AS, LYNN MERRILL AND ASSOCIATES, INC.) FOR CONTINUED NPDES PROGRAM SUPPORT THROUGH SEPTEMBER 30, 2016:**
ACTION: 1) Approve Amendment No. 1 in the amount of \$25,000 to the Professional Services Agreement with Lynn Merrill and Associates, Inc., for revised total contract amount of \$50,000 for on-going NPDES Program Support to the City; and 2) Authorize the City Manager to execute all

necessary documents. A6670. **Approved as part of the Consent Calendar.**

- 2.N. ADMINISTRATIVE ANALYSIS OF A PARKING STRUCTURE PROJECT ON TRIBAL TRUST LAND CONSISTING OF A FOUR LEVEL 850-SPACE PARKING STRUCTURE ON A 2.8 ACRE PARCEL LOCATED AT THE SOUTHEAST CORNER OF CALLE ENCILIA AND AMADO ROAD, ZONE RA (RESORT ATTRACTION), SECTION 14 SPECIFIC PLAN, (CASE 5.1390):**

ACTION: Review and file the Administrative Analysis. **Approved as part of the Consent Calendar.**

EXCLUDED CONSENT CALENDAR:

- 2.L. AMENDMENT NO. 1 TO THE FISCAL YEAR 2015-16 ALLOCATED POSITIONS AND COMPENSATION PLAN ADDING ONE POLICE OFFICER FOR HOMELESSNESS SERVICES OUTREACH:**

Councilmember Foat commented on the activities of the CVAG Committee for homelessness throughout the Coachella Valley.

Mayor Moon commented on the Police Officer services to the homeless.

ACTION: Adopt Resolution No. 23990, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING AMENDMENT NO. 1 TO THE ALLOCATED POSITIONS AND COMPENSATION PLAN FOR FISCAL YEAR 2015-16, ADOPTED BY RESOLUTION 23837." **Motion Councilmember Foat, seconded by Mayor Moon and unanimously carried 3-0 on a roll call vote.**

AYES: Councilmember Foat, Councilmember Roberts, and Mayor Moon.

NOES: None.

ABSENT: Councilmember Kors and Mayor Pro Tem Mills.

3. LEGISLATIVE:

- 3.A. PROPOSED ORDINANCE AMENDING CHAPTER 8.60 OF THE PALM SPRINGS MUNICIPAL CODE (PSMC) RELATING TO WATER EFFICIENT LANDSCAPE REGULATIONS:**

Flinn Fagg, Director of Planning Services, provided background information as outlined in the Staff Report dated March 16, 2016.

ACTION: Waive the reading of the ordinance text in its entirety and introduce for first reading Ordinance No. 1890, "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING CHAPTER 8.60 OF THE PALM SPRINGS MUNICIPAL CODE (PSMC) RELATING TO WATER EFFICIENT LANDSCAPE REGULATIONS," amending Section 2

of the Ordinance to delete the definition of the term Xeriscpe. **Motion Councilmember Foat, seconded by Mayor Moon and unanimously carried 3-0 on a roll call vote.**

AYES: Councilmember Foat, Councilmember Roberts, and Mayor Moon.

NOES: None.

ABSENT: Councilmember Kors and Mayor Pro Tem Mills.

4. UNFINISHED BUSINESS: None.

5. NEW BUSINESS:

5.A. CHIEF OF POLICE UPDATE ON THE POLICE DEPARTMENT OPERATIONS, STATISTICAL INFORMATION AND COMMUNITY HOTSPOT RESPONSE:

Police Chief Reyes presented a PowerPoint presentation regarding activities of the Palm Springs Police Department.

Councilmember Roberts requested the Police Chief address undesirable organizations promoting and trying to plan a meeting in the City of Palm Springs.

Mayor Moon requested the Police Chief address recruitment efforts within community events, community youth and schools.

Councilmember Foat commented on a form provided by the Police Department to record the serial numbers of property, and commented on the Police Department relationship with the neighborhood organizations.

No action taken.

5.B. REVIEW OF THE CONCEPTUAL DESIGN FOR IMPROVEMENTS TO THE PALM SPRINGS DOG PARK:

Marcus Fuller, Assistant City Manager/City Engineer, provided background information as outlined in the Staff Report dated March 16, 2016.

Councilmember Roberts requested Staff address the use of concrete and the use of cool surfaces, the use of synthetic grass, and requested the addition of shade trees.

Councilmember Foat commented on the use of synthetic grass, the installation of the separator walkway, the ongoing reseeding schedule and the closure of the park, and increasing the size of the temporary dog park at Demuth Park during the scheduled closure.

Mayor Moon commented on the installation of benches that would surround the existing trees.

Councilmember Roberts commented on sponsorship and naming rights.

ACTION: 1) Approve the conceptual design for the City's Dog Park including natural grass and synthetic turf options; 2) Authorize an increase in the amount of \$25,200 to Purchase Order No. 16-0825 with David Volz Design, for a total amount of \$47,284, in accordance with Professional Services Agreement for On-Call Landscape Architectural Services; 3) Authorize Staff to advertise and solicit bids and return to the City Council with alternative funding options; and 4) Authorize the City Manager to execute all necessary documents. A6786. **Motion Mayor Moon, seconded by Councilmember Roberts and unanimously carried 3-0 on a roll call vote.**

AYES: Councilmember Foat, Councilmember Roberts, and Mayor Moon.

NOES: None.

ABSENT: Councilmember Kors and Mayor Pro Tem Mills.

COUNCILMEMBER COMMENTS, REQUESTS, AND REPORTS: None.

ADJOURNMENT: The City Council adjourned at 8:45 p.m. to the next regular meeting Wednesday, April 6, 2016, 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 6th DAY OF APRIL, 2016.

ROBERT MOON, MAYOR

ATTEST:

JAMES THOMPSON, CITY CLERK