

**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](http://www.palmspringsca.gov)

**AGENDA**

May 4, 2016



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

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

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

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**David H. Ready, Esq., Ph.D., City Manager**  
**James Thompson, Chief of Staff/City Clerk**  
**Marcus Fuller, Assistant City Manager/City Engineer**  
**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](http://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.

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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.

## 4:30 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:** Boy Scout Troop 262.

**INVOCATION:** Michale Cashe, Inner Faith Spiritual Center.

**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. APPROVING NUISANCE ABATEMENT PROCEEDINGS AND RESOLUTIONS FOR PUBLIC NUISANCE ABATEMENT LIENS FOR SEVEN PROPERTIES:**

**RECOMMENDATION:** 1) Open the public hearing and receive public testimony; 2) Adopt Resolution No. \_\_\_\_\_, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 110 RIDGE MOUNTAIN DRIVE;” 3) Adopt Resolution No. \_\_\_\_\_, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 670 CALLE PALO FIERRO;” 4) Adopt Resolution No. \_\_\_\_\_, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 1073 NORTH SUNRISE

WAY;” 5) Adopt Resolution No. \_\_\_\_\_, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 441 WEST PALM VISTA;” 6) Adopt Resolution No. \_\_\_\_\_, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 306 WEST SUNVIEW;” 7) Adopt Resolution No. \_\_\_\_\_, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 414 SOUTH MONTE VISTA DRIVE;” 8) Adopt Resolution No. \_\_\_\_\_, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 941 EAST ANZA DRIVE;” 9) Authorize the City Manager, or designee, to serve notice of and record a lien against subject properties if fees are not paid by the property owner.

**1.B. CONSIDERATION OF THE VACATION OF PORTIONS OF CALLE ENCILIA RIGHT-OF-WAY BETWEEN AMADO ROAD AND TAHQUITZ CANYON WAY, AND A PORTION OF ANDREAS ROAD RIGHT-OF-WAY BETWEEN CALLE ENCILIA AND CALLE EL SEGUNDO, IN SECTION 14, TOWNSHIP 4 SOUTH, RANGE 4 EAST (FILE R 15-12) AND CEQA DETERMINATION:**

**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, VACATING AND ABANDONING ALL OF ITS RIGHT, TITLE AND INTEREST IN PORTIONS OF THE PUBLIC RIGHT-OF-WAY DEDICATED FOR CALLE ENCILIA BETWEEN AMADO ROAD AND TAHQUITZ CANYON WAY, AND PORTIONS OF THE PUBLIC RIGHT-OF-WAY DEDICATED FOR ANDREAS ROAD BETWEEN CALLE ENCILIA AND CALLE EL SEGUNDO, IN SECTION 14, TOWNSHIP 4 SOUTH, RANGE 4 EAST, FILE R15-12, AND APPROVING A DETERMINATION THAT THE MITIGATED NEGATIVE DECLARATION PREVIOUSLY APPROVED AND CERTIFIED BY RESOLUTION NO. 18461 REMAINS VALID AND THAT NO FURTHER ENVIRONMENTAL REVIEW PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) IS REQUIRED.”

**1.C. GOVERNMENT CODE SECTION 53083 PUBLIC HEARING TO APPROVE AN AMENDED AND RESTATED HOTEL OPERATIONS COVENANT WITH PALM SPRINGS PROMENADE, LLC, TRANSFERRING SAID COVENANT FROM BLOCK “F” (THE**

**SOUTHWEST CORNER OF “MAIN STREET” AND BELARDO ROAD) TO BLOCK “B-1” (THE NORTHEAST CORNER OF “MAIN STREET” AND BELARDO ROAD) OF THE DOWNTOWN PALM SPRINGS SPECIFIC PLAN FOR THE CONSTRUCTION OF A 142-ROOM VIRGIN HOTEL IN LIEU OF A 135-ROOM AC MARRIOTT HOTEL PURSUANT TO THE CITY'S HOTEL OPERATIONS INCENTIVE PROGRAM:**

**RECOMMENDATION:** 1) Open the public hearing and receive public testimony; 2) Approve an Amended and Restated Operations Covenant transferring Operations Covenant A6144 recorded as DOC #2015-0000803 in the Official Records of the County of Riverside from Block F to Block B-1 of the Downtown Palm Springs Specific Plan; and 3) Authorize the City Manager to execute all documents required to effectuate the transferred covenant. A6144.

- 1.D. APPEAL BY MICHAEL BECKMAN, OWNER OF THE TRUSS & TWINE BAR & RESTAURANT, OF THE HISTORIC SITE PRESERVATION BOARD ACTION OF MARCH 8, 2016 DENYING A CERTIFICATE OF APPROVAL FOR EXTERIOR ALTERATIONS TO THE EL PASEO BUILDING, A CLASS 1 HISTORIC SITE AND CONTRIBUTING STRUCTURE WITHIN THE LAS PALMAS BUSINESS HISTORIC DISTRICT; LOCATED AT 800 NORTH PALM CANYON DRIVE, ZONE C-1 (CASE 3.1198 MAA / HSPB #27):**

**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, UPHOLDING THE APPEAL OF MICHAEL BECKMAN, REVERSING THE MARCH 8, 2016, DECISION OF THE HISTORIC SITE PRESERVATION BOARD, AND GRANTING A CERTIFICATE OF APPROVAL FOR A NEW FOLDING GLASS STOREFRONT SYSTEM AT THE TRUSS & TWINE BAR AND RESTAURANT, LOCATED AT 800 NORTH PALM CANYON DRIVE; CLASS 1 HISTORIC SITE #27, LAS PALMAS BUSINESS HISTORIC DISTRICT”.

- 1.E. PROPOSED DESIGNATION OF 1164 NORTH CALLE ROLPH *THE BEL VISTA RESIDENCE* AS A CLASS 1 HISTORIC SITE AND NOTICE OF EXEMPTION FROM CEQA (CASE HSPB #100):**

**RECOMMENDATION:** 1) Continue the Public Hearing to May 18, 2016 at the request of the Applicant; and 2) Direct the City Clerk to post a Notice of Continued Public Hearing as required by law.

**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.

**CITY COUNCIL SUB-COMMITTEE REPORTS AND UPDATES:** This time is set aside for City Council sub-committees to provide brief reports and updates.

**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 May 4, 2016, City Council Agenda.

**2.B. APPROVAL OF MINUTES:**

**RECOMMENDATION:** Approve the City Council Minutes of April 20, 2016.

**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 1084937 THROUGH 1085086 IN THE AGGREGATE AMOUNT OF \$2,242,598.35, DRAWN ON BANK OF AMERICA;" 2) Adopt Resolution No. \_\_\_\_\_, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF PAYROLL WARRANTS FOR THE PERIOD ENDED 04-09-2016 BY WARRANTS NUMBERED 419500 THROUGH 419514 TOTALING \$20,963.17, LIABILITY CHECKS NUMBERED 1085087 THROUGH 1085105 TOTALING \$90,754.78, FIVE WIRE TRANSFERS FOR \$58,075.01, AND THREE ELECTRONIC ACH DEBITS OF \$1,219,240.66 IN THE AGGREGATE AMOUNT OF \$1,389,033.62, 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 1085106 THROUGH 1085236 IN THE AGGREGATE AMOUNT OF \$1,694,903.30, DRAWN ON BANK OF AMERICA;" and 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 1085237 THROUGH 1085369 IN THE AGGREGATE AMOUNT OF \$2,014,985.14, DRAWN ON BANK OF AMERICA."

- 2.D. TREASURER’S INVESTMENT REPORT AS OF MARCH 31, 2016:**  
**RECOMMENDATION:** Receive and File the Treasurer’s Investment Report as of March 31, 2016.
- 2.E. PROPOSED RESOLUTION AUTHORIZING THE CITY OF PALM SPRINGS TO APPLY FOR CALRECYCLE PAYMENT PROGRAMS:**  
**RECOMMENDATION:** Adopt Resolution No. \_\_\_\_\_, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AUTHORIZING SUBMITTAL TO THE DEPARTMENT OF RESOURCES, RECYCLING, AND RECOVERY (CALRECYCLE) APPLICATION FOR PAYMENT PROGRAMS AND RELATED AUTHORIZATIONS.”
- 2.F. AUTHORIZATION AND CONSENT FOR ALL PROPERTIES WITHIN PALM SPRINGS TO PARTICIPATE IN THE CALIFORNIA FIRST PACE PROGRAM TO FINANCE RENEWABLE ENERGY, ENERGY AND WATER EFFICIENCY IMPROVEMENTS AND AUTHORIZING RELATED ACTIONS:**  
**RECOMMENDATION:** Adopt Resolution No. \_\_\_\_\_, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CONSENTING TO THE INCLUSION OF PROPERTIES WITHIN THE TERRITORY OF THE CITY IN THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY (CSCDA) OPEN PACE PROGRAMS, AUTHORIZING THE CSCDA TO ACCEPT APPLICATIONS FROM PROPERTY OWNERS, CONDUCT CONTRACTUAL ASSESSMENT PROCEEDINGS AND LEVY CONTRACTUAL ASSESSMENTS WITHIN THE TERRITORY OF THE CITY, AND AUTHORIZING RELATED ACTIONS.”
- 2.G. APPROVE A MILLS ACT HISTORIC SITE CONTRACT WITH VINCENT MARSH AND THE RACQUET CLUB GARDEN VILLAS HOMEOWNERS ASSOCIATION, FOR 360 CABRILLO ROAD UNIT 211-212 (HSPB #88/HD-3):**  
**RECOMMENDATION:** 1) Approve a Mills Act Historic Property Agreement with Vincent Marsh and the Racquet Club Garden Villas Homeowners Association, for 360 Cabrillo Road, Unit 211-212, a Class 1 Historic Site; 2) Authorize the City Manager to execute the Agreement; and 3) Direct the City Clerk to record the Agreement. A\_\_\_\_\_.
- 2.H. ART MURAL APPLICATION FOR AN EXISTING MURAL ON THE COMMERCIAL BUILDING AT 2481-2483 NORTH PALM CANYON DRIVE FROM OWNER DIANE STEWART (CASE 15-003 MUR):**  
**RECOMMENDATION:** Adopt Resolution No. \_\_\_\_\_, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING AN ART MURAL ON THE COMMERCIAL

BUILDING LOCATED AT 2481-2483 NORTH PALM CANYON DRIVE, ZONE C-1, SECTION 3.”

**2.I. APPROVE A MILLS ACT HISTORIC SITE CONTRACT WITH PATRICK OBERLY AND THE RACQUET CLUB GARDEN VILLAS HOMEOWNERS ASSOCIATION, FOR 360 CABRILLO ROAD UNIT 122 (HSPB #88/HD-3):**

**RECOMMENDATION:** 1) Approve a Mills Act Historic Property Agreement with Patrick Oberly and the Racquet Club Garden Villas Homeowners Association, for 360 Cabrillo Road, Unit 122, a Class 1 Historic Site; 2) Authorize the City Manager to execute the Agreement; and 3) Direct the City Clerk to record the Agreement. A\_\_\_\_\_.

**2.J. AUTHORIZE PURCHASE ORDER IN THE AMOUNT OF \$187,900 WITH ALBERT A. WEBB & ASSOCIATES FOR ENGINEERING DESIGN SERVICES FOR THE MEASURE J COMMUNITY HOT SPOTS PROJECTS (CITY PROJECT NO. 15-31):**

**RECOMMENDATION:** 1) Authorize a Purchase Order in the amount of \$187,900 with the City’s “on-call” engineering firm, Albert A. Webb & Associates, pursuant to Agreement No. 6443, for civil and traffic engineering design services associated with the Measure J Community Hot Spots Project (City Project No. 15-31); and 2) Authorize the City Manager to execute all necessary documents. A6443.

**2.K. APPROVE A CONSENT TO EASEMENT AS THE HOLDER OF A PERFORMANCE DEED OF TRUST THAT BURDENS BLOCK A-1 IN THE DOWNTOWN PALM SPRINGS PROJECT FOR A SIDEWALK IMMEDIATELY SOUTH OF THE HYATT HOTEL FOR THE BENEFIT OF THE HYATT HOTEL:**

**RECOMMENDATION:** Authorize the City Manager to execute the Consent To Easement on behalf of the City of Palm Springs as the beneficiary of the Performance Deed of Trust. A6144.

**2.L. ACCEPTANCE OF THE VISTA CHINO AT FARRELL DRIVE STREET IMPROVEMENTS, FEDERAL AID PROJECT NUMBER CML 5282 (037) (CITY PROJECT NO. 09-11):**

**RECOMMENDATION:** 1) Accept the public works improvement identified as the Vista Chino at Farrell Drive Street Improvements, Federal Aid Project No. CML 5282 (037), City Project No. 09-11, as completed in accordance with the plans and specifications; and 2) Authorize the City Engineer to execute and file for recordation with the Riverside County Recorder a Notice of Completion for the Vista Chino at Farrell Drive Street Improvements, Federal Aid Project No. CML 5282 (037), City Project No. 09-11. A6593.

**2.M. ACCEPTANCE OF THE BOGERT TRAIL BRIDGE REHABILITATION PROJECT, CITY PROJECT NO. 07-03, FEDERAL AID PROJECT NO. BHLS 5282 (026):**

**RECOMMENDATION:** Accept the public works improvement identified as the Bogert Trail Bridge Rehabilitation at Palm Canyon Wash, Federal Aid Project No. BHLS 5282 (026), City Project No. 07-03, as completed in accordance with the plans and specifications; and 2) Authorize the City Engineer to execute and file for recordation with the Riverside County Recorder a Notice of Completion for the Bogert Trail Bridge Rehabilitation Project, City Project No. 07-03. A6657.

**2.N. FREEHOLD CAPITAL MANAGEMENT (FCM), LLC, REQUESTING A ONE-YEAR EXTENSION OF TIME FOR PHASE 2 (A PORTION) OF TENTATIVE TRACT MAP 31848, A PREVIOUSLY APPROVED SUBDIVISION FOR THE DEVELOPMENT OF 1,150 SINGLE-FAMILY AND MULTI-FAMILY RESIDENTIAL UNITS, 18-HOLE GOLF COURSE, CLUBHOUSE, POOL, SPA, TENNIS COURTS, AND A PARK LOCATED ALONG THE NORTH SIDE OF SAN RAFAEL DRIVE, EAST OF NORTH INDIAN CANYON DRIVE, SOUTH OF THE WHITEWATER RIVER AND WEST OF SUNRISE WAY, (CASE 5.0982 PD 290 / TTM 31848):**

**RECOMMENDATION:** Adopt Resolution No. \_\_\_\_\_, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING A ONE-YEAR EXTENSION OF TIME FROM MAY 5, 2016, TO MAY 5, 2017, FOR TTM 31848, A PREVIOUSLY APPROVED SUBDIVISION OF 309 ACRES TO CONSTRUCT 1,150 SINGLE-FAMILY AND MULTI-FAMILY UNITS, GOLF COURSE, A CLUBHOUSE, POOL, SPA, TENNIS COURTS, AND A PARK LOCATED ALONG THE NORTH SIDE OF SAN RAFAEL DRIVE, EAST OF INDIAN CANYON DRIVE, SOUTH OF WHITEWATER RIVER AND WEST OF SUNRISE WAY; ZONE PD 290, SECTION 35."

**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. REPORT ON THE PROPOSED SECURITY PLAN FOR THE TOWN & COUNTRY CENTER, LOCATED AT 146-174 NORTH PALM CANYON DRIVE AND 167-171 NORTH INDIAN CANYON DRIVE (HSPB #51):**

**RECOMMENDATION:** 1) Review the Security Plan; and 2) Refer final review and approval of the security plan to the Downtown Palm Springs Specific Plan City Council Subcommittee.



**4.B. PRELIMINARY OVERVIEW OF THE FISCAL YEAR 2016-17 BUDGET:**  
**RECOMMENDATION:** Direct the City Council Finance and Budget Subcommittee and City Staff as appropriate.

**4.C. CONTINUED DISCUSSION ON CITY ATTORNEY SERVICES AND OUTSIDE LEGAL SERVICES CONTRACTS:**  
**RECOMMENDATION:** Direct City Staff as appropriate.

**5. NEW BUSINESS:**

**5.A. APPOINTMENT OF AN AD HOC CITY COUNCIL SUBCOMMITTEE REGARDING THE CITY COUNCIL RULES OF PROCEDURE AND THE CONDUCT OF CITY COUNCIL MEETINGS:**  
**RECOMMENDATION:** Appoint two-members of the City Council to a City Council ad hoc subcommittee to further study and make recommendations to the City Council Rules of Procedure and the conduct of City Council meetings.

**5.B. APPOINTMENT OF A CITY COUNCIL AD HOC SUBCOMMITTEE FOR AFFORDABLE HOUSING:**  
**RECOMMENDATION:** Appoint two-members of the City Council to an ad hoc City Council Subcommittee for Affordable Housing.

**5.C. APPROVAL OF VARIOUS ACTIONS RELATED TO THE CITY OF PALM SPRINGS WASTEWATER TREATMENT PLANT UPGRADE (CITY PROJECT NO. 15-14):**  
**RECOMMENDATION:** 1) Approve Amendment No. 1 to Agreement No. 6691 with Veolia Water West Operating Services, Inc., in the amount of \$213,531 for a revised total contract amount of \$2,919,027 for professional engineering and construction management services associated with the construction phase of the City of Palm Springs Wastewater Treatment Plant Upgrade, City Project No. 15-14; 2) Approve the list of pre-qualified general contractors for the City of Palm Springs Wastewater Treatment Plant Upgrade, City Project No. 15-14, to include:

- a) Cushman Contracting – Goleta, CA
- b) C.W. Roen Construction – Danville, CA
- c) GSE Construction – Livermore, CA
- d) J.F. Shea Construction – Walnut, CA
- e) J.R. Filanc Construction – Escondido, CA
- f) Pascal & Ludwig Constructors – Ontario, CA
- g) PCL Construction – Corona, CA
- h) Shimmick Construction – Irvine, CA
- i) SSC Construction – Corona, CA
- j) Stanek Constructors – Escondido, CA
- k) W.M. Lyles Co. – Temecula, CA

3) Reconfirm approval of the plans, specifications, and working details for the City of Palm Springs Wastewater Treatment Plant Upgrade, City Project No. 15-14, inclusive of the design-build of new potable water and fire line system improvements, 4) Authorize staff to advertise for bids with pre-qualified contractors; and 5) Authorize the City Manager to execute all necessary documents. A6691.

**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 an Adjourned Regular Meeting, Wednesday, May 11, 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.

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



CLOSED SESSION AGENDA  
Wednesday, May 4, 2016 – 4:30 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(d)(1)**

1. *City of Palm Springs as Successor Agency et al. v. Ana Matosantos et al.*  
Case No. 34-2013-80001440, Sacramento Superior Court, Sacramento Division.

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

Three Case(s)

**INITIATION OF LITIGATION** **G.C. 54956.9(d)(4)**

Three Case(s)