

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

July 6, 2016



4:00 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.

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. 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:

INVOCATION: Pastor Schezarone Carter, New Bethel Church of God in Christ.

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. ANNUAL LEVY OF ASSESSMENTS FOR VARIOUS CITYWIDE STREET LIGHTING, PARKWAY, AND LANDSCAPE MAINTENANCE DISTRICTS, FISCAL YEAR 2016-17:

RECOMMENDATION: 1) Open the public hearing and receive public testimony; and 2) Adopt Resolution No. _____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING THE ENGINEER’S REPORT AND ORDERING THE CONTINUED OPERATION AND MAINTENANCE OF IMPROVEMENTS FOR STREET LIGHTING MAINTENANCE DISTRICT NO. 3, AND PARKWAY MAINTENANCE DISTRICT NOS. 6A, 6C, 7, 8, 9, AND 10 (ZONES 1 AND 2), AND LANDSCAPE MAINTENANCE DISTRICT NO. 12, AND ORDERING THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS RELATED THERETO FOR FISCAL YEAR 2016-17.”

1.B. WOODBRIDGE PACIFIC GROUP ON BEHALF OF PALM CANYON 65, LLC. FOR A PLANNED DEVELOPMENT IN LIEU OF ZONE CHANGE, TENTATIVE TRACT MAP AND MAJOR ARCHITECTURAL APPLICATION TO CONSTRUCT A RESIDENTIAL PROJECT CONSISTING OF 57 SINGLE-FAMILY RESIDENCES AND 25 MULTI-FAMILY RESIDENTIAL CONDOMINIUMS ON A 12.38-ACRE SITE LOCATED AT 777 SOUTH PALM CANYON DRIVE, ZONE C-1 & R-3 (CASE NOS. 5.1378 PD-379 ZC, 3.3876 MAJ AND TTM 36914):

RECOMMENDATION: 1) Open the public hearing and receive public testimony; 2) Review the applicant's objections on certain conditions of approval (PCC 1/PLN 19, PCC 8, and PCC 10/PLN 18) and make a determination on including or excluding from final approval; 3) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING A MITIGATED NEGATIVE DECLARATION AND APPROVING CASE NOS. 5.1378 PD-379 ZC, 3.3876 MAJ, AND TTM 36914 FOR A RESIDENTIAL DEVELOPMENT AND SUBDIVISION CONSISTING OF 57 SINGLE-FAMILY RESIDENTIAL DWELLINGS, 25 MULTI-FAMILY RESIDENTIAL DWELLINGS, OPEN SPACE, AND PRIVATE STREETS ON A 12.38-ACRE SITE LOCATED AT 777 SOUTH PALM CANYON DRIVE;" and 4) Waive the reading of the ordinance text in its entirety and introduce by title only for first reading Ordinance No. _____, "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING A MITIGATED NEGATIVE DECLARATION AND APPROVING PLANNED DEVELOPMENT 379 IN LIEU OF A CHANGE OF ZONE FOR A 12.38-ACRE SITE LOCATED AT 777 SOUTH PALM CANYON DRIVE AND BOUNDED BY PALM CANYON DRIVE TO THE EAST, TAHQUITZ CREEK (WASH) TO THE NORTH, BELARDO ROAD TO THE WEST, AND PRIVATE PROPERTY TO THE SOUTH."

1.C. HOTEL INCENTIVE PROGRAM, COLT'S LODGE, LLC (COLT'S LODGE) LOCATED AT 1586 EAST PALM CANYON:

RECOMMENDATION: 1) Open the public hearing and receive public testimony; 2) Approve a Hotel Operations Covenant Agreement with Colt's Lodge, LLC (Colt's Lodge) located at 1586 East Palm Canyon Drive, 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 3) Authorize the City Manager to execute all necessary documents.
A_____.

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 July 6, 2016, City Council Agenda.

2.B. APPROVAL OF MINUTES:

RECOMMENDATION: Approve the City Council Minutes of June 23, 2016.

2.C. APPROVAL OF VARIOUS ACTIONS RELATED TO THE TAHQUITZ CREEK TRIANGLE GATEWAY (CP 14-16):

RECOMMENDATION: 1) Approve the transfer of \$37,982 in Measure J Capital Fund available budget from the Demuth Park and Ruth Hardy Park Security Path Lighting Improvements, City Project No. 14-19, to the Tahquitz Creek Triangle Gateway, City Project No. 14-16; 2) Delegate authority to the City Manager to approve and execute construction contract change orders up to a cumulative amount of \$50,000; and 3) Authorize the City Manager to execute all necessary documents.

2.D. TREASURER'S INVESTMENT REPORT AS OF MAY 31, 2016:

RECOMMENDATION: Receive and File the Treasurer's Investment Report as of May 31, 2016.

2.E. REAL PROPERTY ACQUISITION AGREEMENT WITH AENEAS VALLEY RANCH, LLC TO ACCEPT DONATED PROPERTY IDENTIFIED BY ASSESSORS PARCEL NUMBER (APN) 635-060-011 FOR THE PROPOSITION 1 GRANT PROGRAM – REMEDIATION OF THE DUNN ROAD SITE:

RECOMMENDATION: 1) Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ACCEPTING THE DONATION OF 40 ACRES OF VACANT REAL PROPERTY FROM AENEAS VALLEY RANCH, LLC, A WASHINGTON LIMITED LIABILITY COMPANY, FOR THE PROPERTY IDENTIFIED BY ASSESSOR PARCEL NUMBER (APN) 635-060-011";

2) Approve a Real Property Acquisition Agreement with Aeneas Valley Ranch, LLC in the amount of \$0 to accept the conveyance of donated property identified by APN 635-060-011; 3) Authorize a Purchase Order in the amount of \$65,390 with the City's "on-call" environmental assessment (CEQA) services firm, Terra Nova Planning and Research, Inc. pursuant to Agreement No. A6559, for preparation of environmental and remediation documentation for the "Dunns Road Project"; and 4) Authorize the City Manager to execute all necessary documents, open escrow, and pay for associated escrow and title costs associated with the acceptance of the donated real property. A____. A6559.

2.F. AMENDMENT NO. 4 TO CONSULTING SERVICES AGREEMENT NO. A6552 WITH SYMBLAZE INC. TO PROVIDE ONGOING SUPPORT AND MARKETING SERVICES FOR THE PALM SPRINGS BUZZ TROLLEY SERVICE PROGRAM OVER THE NEXT TWELVE MONTHS IN THE AMOUNT OF \$3,784 PER MONTH INCREASING THE CONTRACT BY \$45,408 WITH A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$184,365:

RECOMMENDATION: 1) Approve Amendment No. 4 to Agreement No. A6552 with Symblaze, Inc. for twelve additional months of ongoing support services at an amount of \$45,408 for a revised total contract amount of \$184,365; and 2) Authorize the City Manager to execute all necessary documents. A6552.

2.G. AMENDMENT NO. 2 TO AGREEMENT A6288 WITH NBS GOVERNMENT FINANCE GROUP FOR ASSESSMENT DISTRICTS, LIGHTING & LANDSCAPE MAINTENANCE DISTRICTS, COMMUNITY FACILITIES DISTRICTS, AND COUNTY SERVICE AREA AUDIT AND ADMINISTRATION SERVICES:

RECOMMENDATION: 1) Approve Amendment No. 2 to Agreement No. A6288 with NBS Government Finance Group, for County Service Area audit and administration services for the remainder of the current contract term through June 30, 2017; and 2) Authorize the City Manager to execute all necessary documents. A6288.

2.H. AWARD A CONSTRUCTION CONTRACT TO PRINCIPLES CONTRACTING, INC. IN THE AMOUNT OF \$329,867.60 FOR THE PALM SPRINGS DOG PARK RENOVATIONS (CP 16-03):

RECOMMENDATION: 1) Reject the lowest bid received from G & M Construction as non-responsive; 2) Award a construction contract (Agreement No. ____) to Principles Contracting Inc. in the amount of \$329,867.60 for Bid Schedule A only, for the Palm Springs Dog Park Renovations, City Project No. 16-03; and 3) Authorize the City Manager to execute all necessary documents. A____.

2.I. CONSULTING SERVICES WITH THE COACHELLA VALLEY ECONOMIC PARTNERSHIP FOR ADMINISTRATIVE AND

MANAGEMENT SERVICES OF THE PALM SPRINGS INNOVATION HUB AND ACCELERATOR CAMPUS:

RECOMMENDATION: 1) Approve the consulting services agreement with the Coachella Valley Economic Partnership; and 2) Authorize the City Manager to execute all necessary documents. A_____.

2.J. APPROVAL OF A PURCHASE ORDER IN THE AMOUNT OF \$166,400 TO INTERWEST CONSULTING GROUP, INC., FOR BUILDING INSPECTIONS REQUIRED FOR NEW COMMERCIAL BUILDINGS LOCATED IN THE DOWNTOWN PALM SPRINGS DEVELOPMENT PROJECT:

RECOMMENDATION: 1) Approve a Purchase Order in the amount of \$166,400 to Interwest Consulting Group, Inc., in accordance with Agreement No. A6686, to coordinate and provide as-needed building inspections through Fiscal Year 2016-17 required for new commercial buildings being constructed within the Downtown Palm Springs development project; and 2) Authorize the City Manager to execute all necessary documents. A6686.

2.K. AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO CARRIER CORPORATION IN THE AMOUNT OF \$68,935 FOR EQUIPMENT REPAIRS RELATED TO AN AIR CONDITIONING CHILLER AT THE PALM SPRINGS INTERNATIONAL AIRPORT:

RECOMMENDATION: 1) Approve a Purchase Order in the amount of \$68,935 to Carrier Corporation in accordance with Proposal No. LS2016-0044A dated June 8, 2016, for repair of the motor on the Trane chiller Model CVHE260, Serial L91K08700, at the Palm Springs International Airport, inclusive of bearing replacement of the compressor; and 2) Authorize the City Manager to execute all necessary documents.

2.L. APPROVAL OF PLANS, SPECIFICATIONS AND ESTIMATE (PS&E) AND AUTHORIZATION TO BID THE PALM SPRINGS LIBRARY LED INFORMATION SIGN (CP 15-28):

RECOMMENDATION: 1) Approve the plans, specifications, and estimate; and 2) Authorize staff to advertise and solicit bids for the Palm Springs Library LED Information Sign Project (CP 15-28).

2.M. AWARD A CONSTRUCTION CONTRACT TO NR DEVELOPMENT, INC. IN THE AMOUNT OF \$39,500 FOR THE MIZELL SENIOR CENTER SHADE CANOPY PROJECT (CP 15-12):

RECOMMENDATION: 1) Appropriate \$25,000 from the remaining balance of the Measure J Fund contingency for the Mizell Senior Center Shade Canopy Project (CP 15-12); 2) Award a construction contract to NR Development, Inc. in the amount of \$39,500 for the Rebid Mizell Senior Center Shade Canopy Project (CP 15-12); and 3) Authorize the City Manager to execute all necessary documents. A_____.

2.N. AMENDMENT NO. 1 TO AGREEMENT NO. A6683 WITH SO CAL LAND MAINTENANCE, INC. FOR ROADSIDE MAINTENANCE SERVICES IN THE AMOUNT OF \$93,705:

RECOMMENDATION: 1) Approve Amendment No. 1 to Agreement No. A6683 in the amount of \$93,705 for a total annual amount of \$174,725 with So Cal Land Maintenance, Inc. for Roadside Maintenance Services; and 2) Authorize the City Manager to execute all necessary documents. A6683.

2.O. COOPERATIVE AGREEMENT WITH RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT AND RREF II – DC CAMERON, LLC, RELATED TO CONSTRUCTION OF PALM SPRINGS MASTER DRAINAGE PLAN (MDP) LINE 29 ASSOCIATED WITH TRACT MAP 33575 (THE “CAMERON PROJECT”):

RECOMMENDATION: 1) Approve a Cooperative Agreement with the Riverside County Flood Control and Water Conservation District and RREF II – DC Cameron, LLC, associated with the construction, operation, and maintenance of flood control improvements identified as Palm Springs Master Drainage Plan (MDP) Line 29, associated with Tract Map 33575; and 2) Authorize the City Manager to execute all necessary documents. A_____.

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

3. LEGISLATIVE:

3.A. PROPOSED ORDINANCE AMENDING THE PALM SPRINGS MUNICIPAL CODE RELATING TO ACCEPTANCE OF INDUSTRIAL COOLING WATER OR UNPOLLUTED PROCESS WATER INTO THE CITY’S SANITARY SEWER SYSTEM FOR TREATMENT:

RECOMMENDATION: Waive the reading of the ordinance text in its entirety and introduce by title only for first reading Ordinance No. _____, "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING CHAPTER 15.28 'WATER AND SEWERS' OF THE CITY OF PALM SPRINGS MUNICIPAL CODE TO CAPTURE INDUSTRIAL COOLING WATER OR UNPOLLUTED PROCESS WATER IN CITY SEWERS FOR TREATMENT."

3.B. PROPOSED ORDINANCE AMENDING THE PALM SPRINGS MUNICIPAL CODE, RELATING TO NON-DISCRIMINATION IN CITY CONTRACTING:

RECOMMENDATION: Waive the reading of the ordinance text in its entirety and introduce by title only for first reading Ordinance No. _____, "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING SECTION 7.01.040 OF, AND ADDING SECTION 7.06.090 TO, THE PALM SPRINGS MUNICIPAL CODE, RELATING TO NON-DISCRIMINATION IN CITY CONTRACTING."

3.C. PROPOSED ORDINANCE RELATING TO ALL-GENDER RESTROOMS IN BUSINESSES AND PUBLIC ACCOMMODATIONS:

RECOMMENDATION: Waive the reading of the ordinance text in its entirety and introduce by title only for first reading Ordinance No. _____, "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADDING ARTICLE IX TO CHAPTER 8.04 OF THE PALM SPRINGS MUNICIPAL CODE, RELATING TO ALL-GENDER RESTROOMS IN BUSINESSES AND PUBLIC ACCOMMODATIONS."

3.D. PROPOSED URGENCY ORDINANCE IMPOSING A MORATORIUM ON THE ISSUANCE OF VACATION RENTAL CERTIFICATES AND THE IMPOSITION OF FINES AND PENALTIES FOR VIOLATIONS AND/OR CONTINUING URGENCY ORDINANCE NO. 1891:

RECOMMENDATION: Waive the reading of the ordinance text in its entirety and adopt Urgency Ordinance No. _____, "AN URGENCY ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, IMPOSING A MORATORIUM ON THE ISSUANCE OF VACATION RENTAL REGISTRATION CERTIFICATES OR ANY OTHER ENTITLEMENTS OR PERMITS PROVIDING FOR THE USE, COMMENCEMENT, ESTABLISHMENT, OR OPERATION OF VACATION RENTALS WITHIN THE CITY OF PALM SPRINGS FOR A PERIOD OF TIME ENDING ON MARCH 31, 2017." (4/5THS VOTE REQUIRED.)

4. UNFINISHED BUSINESS:

4.A. CONSIDERATION ON THE INITIATION OF AN AMENDMENT TO THE CITY OF PALM SPRINGS GENERAL PLAN TO REVISE THE CIRCULATION ELEMENT AND BIKEWAYS MAP:

RECOMMENDATION:

- 1) Find the following 4-lane roadways should be reclassified as "Minor Mobility Corridors" as part of an Amendment to the General Plan to revise the Circulation Element and Bikeway Map:
 - a. Camino Real (E. Palm Canyon Dr. to La Verne Way).
 - b. Crossley Road (Ramon Road to 34th Avenue).
 - c. Farrell Drive (Ramon Road to E. Palm Canyon Dr.).
 - d. La Verne Way (S. Palm Canyon Dr. to Twin Palms Dr.).
 - e. Mesquite Avenue (Sunrise Way to Compadre Road).

- f. San Rafael Drive (N. Palm Canyon Dr. to Sunrise Way).
- 2) Direct staff to initiate an amendment to the 2007 Palm Springs General Plan to revise the Circulation Element and Bikeways Map, and proceed with further public review in accordance with state law, including review by the Palm Springs Planning Commission and subsequent approval by the City Council.
- 3) On the basis that direction is given to reclassify Camino Real, Crossley Road, La Verne Way, Mesquite Avenue, and San Rafael Drive to a "Minor Mobility Corridor" to accommodate proposed Class II bike lanes and preserve on-street parking, authorize issuance of a Purchase Order in an amount not to exceed \$100,000 with the City's "on-call engineering firm, Albert A. Webb & Associates, pursuant to Agreement No. A6443, for civil and traffic engineering services associated with the CMAC/CVAG Bicycle Lane Project, City Project No. 14-14.
- 4) Approve the implementation of a "road diet" for that portion of Farrell Drive between Ramon Road and E. Palm Canyon Drive to convert the existing 4-lane roadway to a "Minor Mobility Corridor" as part of the 2015 Citywide Annual Slurry Seal, City Project No. 15-02.
- 5) Authorize the City Manager to approve Construction Contract Change Orders up to an additional amount not to exceed of \$250,000 with Intermountain Slurry Seal, Inc., to accommodate revised traffic striping to implement proposed Class II bike lanes and other associated work as part of the 2015 Citywide Annual Slurry Seal (CP 15-02).
- 6) Authorize the City Manager to execute all necessary documents. A6774.

4.B. PROPOSED RESOLUTION MODIFYING THE CITY COUNCIL RULES OF PROCEDURE AND THE CONDUCT OF CITY COUNCIL MEETINGS: RECOMMENDATION: Adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING CITY COUNCIL RULES OF PROCEDURE AND SUPERSEDING RESOLUTION NO. 21201."

5. NEW BUSINESS:

5.A. DESIGNATION OF A VOTING DELEGATE AND ALTERNATE FOR THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE OCTOBER 5-7, 2016:

RECOMMENDATION: Appoint a Voting Delegate, and appoint an Alternate Voting Delegate(s) for the 2016 League of California Cities Annual Conference in Long Beach, California, October 5-7, 2016.

5.B. APPOINTMENT OF VARIOUS COMMISSIONERS AND BOARD MEMBERS AS PART OF THE 2016 ANNUAL RECRUITMENT PROCESS:

RECOMMENDATION: Appoint members to various Commissions and Boards as part of the 2016 Annual Recruitment.

5.C. AWARD A CONSTRUCTION CONTRACT TO MATICH CORPORATION IN THE AMOUNT OF \$5,328,933; APPROVE A PURCHASE ORDER IN AN AMOUNT NOT TO EXCEED \$250,000 TO WILLDAN ENGINEERING FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES; AND APPROVE AMENDMENT NO 1. TO A MEMORANDUM OF UNDERSTANDING WITH THE AGUA CALIENTE BAND OF CAHUILLA INDIANS FOR THE 2016 PAVEMENT REHABILITATION PROJECT, CITY PROJECT NO 16-01:

RECOMMENDATION: 1) Waive any informality (non-responsiveness) and award a construction contract to Match Corporation in the amount of \$5,328,933 for Bid Schedules A through D, inclusive, for the 2016 Pavement Rehabilitation Project, City Project No. 16-01; 2) Consider and provide direction regarding a list of additional streets to include with the 2016 Pavement Rehabilitation Project, City Project 16-01, and authorize the City Manager to approve a Construction Contract Change Order in an amount not to exceed \$1,000,000; 3) Authorize a Purchase Order to Willdan Engineering, pursuant to On-Call Agreement No. A6688 in an amount not to exceed of \$250,000 for construction management and inspection services for the 2016 Pavement Rehabilitation Project, City Project No. 16-01; 4) Approve Amendment No. 1 to the Intergovernmental Memorandum of Understanding with the Agua Caliente Band of Cahuilla Indians regarding Tribal Transportation Program Funding for the Section 14 Roadway Improvements Project; and 5) Authorize the City Manager to execute all necessary documents. A____. A6688. A6540.

5.D. ALCOHOLIC BEVERAGES ON BOARD PEDICABS AS DEFINED BY SENATE BILL 530:

RECOMMENDATION: Direct staff as appropriate.

5.E. PROVIDE STAFF DIRECTION REGARDING POTENTIAL DAY PROGRAM AT ROY'S DESERT RESOURCE CENTER AND FOR OPERATION OF THE PROGRAM FOR A FOUR-MONTH PERIOD:

RECOMMENDATION: 1) Review the proposed Day Program and provide staff direction concerning development of details of the program and negotiation of an agreement for its implementation.

5.F. DISCUSSION REGARDING FIREARMS SAFETY REGULATIONS:

RECOMMENDATION: Direct staff as appropriate.

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 at 5:00 p.m., Tuesday, July 12, 2016, Large Conference Room, City Hall, 3200 East Tahquitz Canyon Way, Palm Springs.

There will be an adjourned regular meeting at 6:00 p.m., Wednesday, July 13, 2016, Council Chamber, City Hall, 3200 E. Tahquitz Canyon Way, Palm Springs.

There will not be a meeting held on Wednesday, July 20, 2016.

The next regular City Council meeting will be held Wednesday, August 3, 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, July 6, 2016 – 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(d)(1)**

1. *City of Palm Springs v. Miggy's Cantina et al.*
Case No. PSC 1600359, Riverside County Superior Court, Palm Springs Division

2. *Tennis Club Preservation Society v. City of Palm Springs*
Case No. RIC 1607283, Riverside County Superior Court, Riverside Division

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

Four Case(s)

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

Two Case(s)

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

Position: City Manager