

POSTED AGENDA

REGULAR PALM DESERT CITY COUNCIL MEETING

THURSDAY, JANUARY 23, 2020

CIVIC CENTER COUNCIL CHAMBER

73510 FRED WARING DRIVE, PALM DESERT, CA 92260

I. CALL TO ORDER - 3:00 P.M.

II. ROLL CALL

III. ORAL COMMUNICATIONS - A (CLOSED SESSION ITEMS)

Any person wishing to discuss any Closed Session business that is within the subject matter jurisdiction may address the Palm Desert City Council, Successor Agency to the Palm Desert Redevelopment Agency, or Palm Desert Housing Authority Boards at this point by stepping to the lectern and giving his/her name and address for the record. Remarks shall be limited to a maximum of three minutes unless additional time is authorized by the City Council, Successor Agency, or Housing Authority Boards. Because the Brown Act does not allow the City Council, Successor Agency, or Housing Authority Boards to take action on items not on the Agenda, members will not enter into discussion with speakers but may briefly respond or instead refer the matter to staff for report and recommendation at a future City Council, Successor Agency, or Housing Authority meeting.

IV. ADJOURN TO CLOSED SESSION

Request for Closed Session:

- A. Conference with Legal Counsel regarding significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2):
Number of potential cases: 2

V. RECONVENE REGULAR MEETING - 4:00 P.M.

- A. REPORT ON ACTION FROM CLOSED SESSION.

Action:

**VI. PLEDGE OF ALLEGIANCE TO THE FLAG OF
THE UNITED STATES OF AMERICA - Mayor Gina Nestande**

VII. INVOCATION/INSPIRATION - Councilman Sabby Jonathan

Reports and documents relating to each of the following items listed on the agenda, including those received following posting/distribution, are on file in the Office of the City Clerk and are available for public inspection during normal business hours, Monday - Friday, 8:00 a.m. - 5:00 p.m., 73510 Fred Waring Drive, Palm Desert, CA 92260, telephone (760) 346-0611.

VIII. AWARDS AND PRESENTATIONS

- A. PRESENTATION OF PROCLAMATION, DECLARING THURSDAY, JANUARY 23, 2020, AS "PALM DESERT AZTECS VOLLEYBALL TEAM DAY" IN THE CITY OF PALM DESERT.

Action:

- B. PRESENTATION OF PROCLAMATION, RECOGNIZING RIVERSIDE COUNTY FIRE PERSONNEL AND BATTALION 12 FIREFIGHTERS FOR THEIR HEROISM AND LIFE-SAVING ACTIONS ON A STRUCTURE FIRE AT CALIFORNIA VILLAS APARTMENTS ON SATURDAY, DECEMBER 28, 2019.

Action:

- C. PRESENTATION TO THE CITY COUNCIL BY QUEEN SCHEHERAZADE AND HER COURT AS AMBASSADORS OF THE 2020 RIVERSIDE COUNTY FAIR AND NATIONAL DATE FESTIVAL.

Rec: Oral report to be provided at the meeting.

Action:

IX. ORAL COMMUNICATIONS - B

Any person wishing to discuss any item not appearing on the agenda that is within the subject matter jurisdiction of the Palm Desert City Council, Successor Agency to the Palm Desert Redevelopment Agency, or Palm Desert Housing Authority may address them at this point by stepping to the lectern and giving his/her name and address for the record. Remarks shall be limited to a maximum of three (3) minutes unless additional time is authorized by the City Council, Successor Agency, or Housing Authority. Because the Brown Act does not allow the City Council, Successor Agency, or Housing Authority to take action on items not on the Agenda, members will not enter into discussion with speakers but may briefly respond or instead refer the matter to staff for report and recommendation at a future City Council, Successor Agency, or Housing Authority meeting.

X. CONSENT CALENDAR

ALL MATTERS LISTED ON THE CONSENT CALENDAR FOR EACH LEGISLATIVE BODY CONVENING ON THIS DATE ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY **ONE (1)** ROLL CALL VOTE, AS INDICATED ON THE FIRST AGENDA OF THE REGULAR MEETINGS. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS MEMBERS OF THE CITY COUNCIL, SUCCESSOR AGENCY BOARD OF DIRECTORS, HOUSING AUTHORITY BOARD, OR AUDIENCE REQUEST SPECIFIC ITEMS BE REMOVED FROM THE CONSENT CALENDAR FOR SEPARATE DISCUSSION AND ACTION UNDER THE SUBSEQUENT SECTION, CONSENT ITEMS HELD OVER.

PALM DESERT CITY COUNCIL

- A. MINUTES of the Regular City Council Meeting of January 9, 2020.

Rec: Approve as presented.

- B. CLAIMS AND DEMANDS AGAINST THE CITY TREASURY - Warrant Dated 12/16/2019.

Rec: Approve as presented.

- C. CLAIMS AND DEMANDS AGAINST THE CITY/HOUSING TREASURIES - Warrants Dated 12/20/2019 and 1/3/2020 (**Joint Consideration with the Palm Desert Housing Authority - see Item R below**).

Rec: Approve as presented.

- D. APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE by Embassy Suites by Hilton Palm Desert, 74700 Highway 111, Palm Desert.

Rec: Receive and file.

- E. CITY COMMITTEE AND COMMISSION MEETING MINUTES.

1. Marketing Committee Meeting of October 1, 2019.
2. Parks and Recreation Commission Meeting of November 5, 2019.
3. Youth Committee Meetings for 2019.

Rec: Receive and file.

- F. REQUEST FOR ADOPTION of Resolutions of the City Council of the City of Palm Desert, California, Setting Forth Its Findings and Authorizing the Destruction of Paper Records that Have Been Digitally Imaged from the Department of Building & Safety, to Rely On the Electronic Record as the Official Record – Records Dated September, October, November, and December 2018, and January, February, March, and April 2019 (Exhibit “A”).

Rec: Waive further reading and adopt Resolution Nos.: 1) 2020 - 02 - September 2018 Records; 2) 2020 - 03 - October 2018 Records; 3) 2020 - 04 - November 2018 Records; 4) 2020 - 05 - December 2018 Records; 5) 2020 - 06 - January 2019 Records; 6) 2020 - 07 - February 2019 Records; 7) 2020 - 08 - March 2019 Records; 8) 2020 - 09 - April 2019 Records.

- G. RESOLUTION NO. 2020 - 10 - A Resolution of the City Council of the City of Palm Desert, California, Setting Forth Its Findings and Authorizing the Destruction of Records from the Office of the City Clerk as Indicated on the Records Retention Schedule (Adopted September 12, 2019) - Various Records Center Files (Exhibit “A”).

Rec: Waive further reading and adopt.

- H. RESOLUTION NO. 2020 - 11 - A Resolution of the City Council of the City of Palm Desert, California, Setting Forth Its Findings and Authorizing the Destruction of Paper Records that Have Been Digitally Imaged from the Office of the City Clerk, to Rely On the Electronic Record as the Official Record – Various Records Center Files (Exhibit “A”).

Rec: Waive further reading and adopt.

- I. RESOLUTION NO. 2020 - 12 - A Resolution of the City Council of the City of Palm Desert, California, Setting Forth Its Findings and Authorizing the Destruction of Records that Have Been Digitally Imaged from the Department of Community Development, to Rely On the Electronic Record as the Official Record (Exhibit “A”).

Rec: Waive further reading and adopt.

- J. RESOLUTION NO. 2020 - 13 - A Resolution of the City Council of the City of Palm Desert, California, Setting Forth Its Findings and Authorizing the Destruction of Records that Have Been Digitally Imaged from the Department of Community Development, to Rely On the Electronic Record as the Official Record - Youth Committee Files (Exhibit “A”).

Rec: Waive further reading and adopt.

- K. REQUEST FOR RATIFICATION of the Assignment of Contract from GDG to GDG, Inc., for Services to Operate the El Paseo Courtesy Cart Service (Contract No. C38440).

Rec: By Minute Motion, ratify the assignment of subject contract from GDG to GDG, Inc., Palm Desert, California, for Services to Operate the El Paseo Courtesy Cart Service.

- L. REQUEST FOR APPROVAL of Law Enforcement Responsibilities Memorandum of Understanding (MOU) Agreements Between the City of Palm Desert, County of Riverside, California State University, San Bernardino, College of the Desert, and University of California, Riverside.

Rec: By Minute Motion: 1) Approve Law Enforcement Responsibilities MOUs Between the City of Palm Desert, County of Riverside, and each of the following: a) California State University, San Bernardino (Contract No. C39810A); b) University of California, Riverside (Contract No. C39810B); c) College of the Desert (Contract No. C39810C); 2) authorize the City Manager to execute all MOU Agreements.

- M. REQUEST FOR APPROVAL of the 2020 *SWING 'N HOPS STREET PARTY* – Saturday, February 8.

Rec: By Minute Motion, approve/permit: 1) Road closure on El Paseo between San Pablo Avenue and Larkspur Lane for the 2020 Swing 'N Hops Street Party; 2) Consumption/Possession of Alcoholic Beverages on Public Property pursuant to Palm Desert Municipal Code Section 9.58.040.

- N. REQUEST FOR APPROVAL of the 2020 Palm Desert Half Marathon and 5K Event - Sunday, February 9 (Southland Events, LLC, Applicant).

Rec: By Minute Motion, approve: 1) 2020 Palm Desert Half Marathon and 5K scheduled for Sunday, February 9; 2) proposed event route and road closures; 3) temporary waiver of Palm Desert Municipal Code (PDMC) Sections: a) 11.01.140 - Amplified Sound; b) 11.01.080(W) - Possession/Consumption of Alcohol in City Parks, pursuant to PDMC Section 9.58.040; c) 11.01.080(Q) - Prohibited Conduct Generally in City Parks - Vendor Sales.

SUCCESSOR AGENCY TO THE PALM DESERT REDEVELOPMENT AGENCY

- O. MINUTES of the January 9, 2020, Regular Meeting of the Board of Directors of the Successor Agency to the Palm Desert Redevelopment Agency.

Rec: Approve as presented.

- P. CLAIMS AND DEMANDS AGAINST SUCCESSOR AGENCY TREASURY - Warrant Dated 1/3/2020.

Rec: Approve as presented.

PALM DESERT HOUSING AUTHORITY

- Q. MINUTES of the Housing Authority Meeting of January 9, 2020.

Rec: Approve as presented.

- R. CLAIMS AND DEMANDS AGAINST THE CITY/HOUSING TREASURIES - Warrants Dated 12/20/2019 and 1/3/2020 (Joint Consideration with the Palm Desert City Council - see Item C above).

Rec: Approve as presented.

- S. HOUSING COMMISSION MINUTES for the Meeting of December 4, 2019.

Rec: Receive and file.

Action:

XI. CONSENT ITEMS HELD OVER

XII. RESOLUTIONS

None

XIII. ORDINANCES

- A. For Introduction:

None

B. For Adoption:

None

XIV. NEW BUSINESS

A. REQUEST FOR ESTABLISHMENT AND IMPLEMENTATION OF THE "INVEST PALM DESERT" ECONOMIC DEVELOPMENT INCENTIVE PROGRAM.

Rec: 1) Waive further reading and adopt Resolution No. 2020 - 14, authorizing establishment and implementation of the "Invest Palm Desert" Economic Development Incentive Program.

2) By Minute Motion, authorize: a) City Manager to implement "Invest Palm Desert" Program, including execution of agreements required to meet all program administrative requirements; b) Finance Director to appropriate \$2 million from the Unobligated Economic Development Reserve Fund to the City's Economic Development Fund for the Program.

Action:

B. REQUEST FOR APPROVAL OF THE 2020 CITY COUNCIL LIAISON ASSIGNMENTS ROSTER.

Rec: By Minute Motion, approve the 2020 City Council Liaison Assignments Roster as proposed, or as may be modified during discussion at the meeting.

Action:

XV. CONTINUED BUSINESS

None

XVI. OLD BUSINESS

None

XVII. PUBLIC HEARINGS

- A. REQUEST FOR APPROVAL OF A SPECIFIC PLAN AND TENTATIVE PARCEL MAP 37234 TO SUBDIVIDE 32+ ACRES INTO FOUR (4) PARCELS BOUNDED BY EAST OF MONTEREY AVENUE, SOUTH OF DICK KELLY DRIVE, NORTH OF "A" STREET, AND WEST OF GATEWAY DRIVE; AND ADOPTION OF A MITIGATED NEGATIVE DECLARATION OF ENVIRONMENTAL IMPACT IN ACCORDANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA), Case Nos. SP 16-342 and TPM 37234 (MC Properties, LLC, Applicant).

Rec: At the request of the Applicant, by Minute Motion, continue this matter to the meeting of February 13, 2020.

Action:

XVIII. MAYOR AND COUNCILMEMBER REPORTS & REMARKS TO THE COMMUNITY

- A. Councilmember Jan C. Harnik Committee Reports and General Comments.

Action:

- B. Councilman Sabby Jonathan Committee Reports and General Comments.

Action:

- C. Mayor Pro Tem Kathleen Kelly Committee Reports and General Comments.

Action:

- D. Councilmember Susan Marie Weber Meeting Summaries Report for the Period of December 28, 2019 - January 10, 2020.

Rec: Receive and file.

Action:

- E. Mayor Gina Nestande Committee Reports and General Comments.

Action:

F. City Council Requests for Action.

Action:

G. City Council Consideration of Travel Requests/Reports.

Action:

XIX. STAFF REPORTS AND REMARKS

A. City Manager

1. City Manager's Meeting Summaries Report for the Period of December 28, 2019 - January 10, 2020.

Rec: Receive and file.

Action:

B. City Attorney

C. City Clerk

D. Public Safety

1. Fire Department
2. Police Department

XX. ADJOURNMENT

FUTURE MEETINGS:

January 27, 2020	3:00 p.m.	Citizens' Sustainability Committee <u>Administrative Conference Room</u>
January 28, 2020	9:00 a.m.	Cultural Resources Preservation Cmte. <u>Administrative Conference Room</u>
	10:00 a.m.	Finance Committee -Will be Postponed to Tues., Feb. 11 – 2 p.m.-
	12:30 p.m.	Architectural Review Commission <u>Development Services Conference Room</u>
February 4, 2020	8:30 a.m.	Parks & Recreation Commission <u>Administrative Conference Room</u>
	3:00 p.m.	Marketing Committee <u>Administrative Conference Room</u>
	6:00 p.m.	Planning Commission <u>Civic Center Council Chamber</u>
February 5, 2020	3:30 p.m.	Housing Commission <u>Development Services Conference Room</u>
	4:00 p.m.	Hotel & Signature Events Committee <u>North Wing Conference Room</u>
February 10, 2020	6:00 p.m.	Youth Committee <u>Administrative Conference Room</u>
February 11, 2020	12:30 p.m.	Architectural Review Commission <u>Development Services Conference Room</u>
	2:00 p.m.	Finance Committee - Adj. Reg. Mtg. <u>North Wing Conference Room</u>
February 12, 2020	9:00 a.m.	Art In Public Places Commission <u>Development Services Conference Room</u>
	3:30 p.m.	Public Safety Commission <u>Administrative Conference Room</u>
February 13, 2020	3:00 p.m.	Reg. City Council/Successor-RDA Mtgs. <u>Civic Center Council Chamber</u>

I hereby certify, under penalty of perjury under the laws of the State of California, that the foregoing agenda for the Palm Desert City Council was posted on the City Hall bulletin board not less than 72 hours prior to the meeting. Dated this 16th day of January, 2020. Note: This agenda is subject to amendment up to 72 hours in advance of the meeting.

Rachelle D. Klassen, City Clerk