

# PALM DESERT CITY COUNCIL MEETING AGENDA

Thursday, December 14, 2023

3:30 p.m.

Council Chamber, City Hall

73-510 Fred Waring Drive

Palm Desert, California

This is a joint meeting of the Palm Desert City Council, Successor Agency to the Palm Desert Redevelopment Agency, and the Palm Desert Housing Authority. Pursuant to Assembly Bill 2449, this meeting may be conducted as a hybrid meeting allowing public access via teleconference or in person, and up to two Councilmembers may attend remotely.

**WATCH THE MEETING LIVE:** Watch the City Council meeting live at the City's website: [www.palmdesert.gov](http://www.palmdesert.gov) under the "Council Agenda" link at the top of the homepage, or on the [City's YouTube Channel](#).

## OPTIONS FOR PARTICIPATING IN THIS MEETING:

If unable to attend the meeting in person, you may choose from the following options:

### OPTION 1: VIA EMAIL

Send your comments by email to: [CouncilMeetingComments@palmdesert.gov](mailto:CouncilMeetingComments@palmdesert.gov).

Emails received prior to 10:00 a.m. on the day of the City Council meeting will be made part of the record and distributed to the City Council. Emails will not be read aloud at the meeting.

### OPTION 2: LIVE VIA ZOOM

1. Access via [palmdesert.gov/zoom](http://palmdesert.gov/zoom) or [zoom.us](http://zoom.us), click "Join Meeting" and enter Webinar ID 833 6744 9572.

### OPTION 3: LIVE VIA TELEPHONE

1. (213) 338-8477 and enter Meeting ID 833 6744 9572 followed by #.
2. Indicate that you are a participant by pressing # to continue.
3. During the meeting, press \*9 to add yourself to the queue and wait for the Mayor or City Clerk to announce your name/phone number. Press \*6 to unmute your line and limit your comments to three minutes.

1. **CALL TO ORDER - CLOSED SESSION - 3:30 P.M.**
2. **PUBLIC COMMENT FOR CLOSED SESSION ITEMS ONLY**  
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 within the three-minute time limit. Speakers may utilize one of the three options listed on the first page of this agenda.
3. **RECESS TO CLOSED SESSION**
4. **CLOSED SESSION AGENDA**  
The following items will be considered in closed session:
  - 4.a **Closed Session Meeting Minutes: October 26, 2023**
  - 4.b **Conference with Real Property Negotiations pursuant to Government Code Section 54956.8**
    - 4.b.1 **PROPERTY DESCRIPTION: ASSESSOR'S PARCEL NUMBERS 627-102-017 AND 627-102-025**  
Agency: City of Palm Desert  
City Negotiator: Todd Hileman/Chris Escobedo/Eric Ceja  
Negotiating Parties: Rachel and Wilma LLC  
Under Negotiation: Price and Terms
    - 4.b.2 **PROPERTY DESCRIPTION: ASSESSOR'S PARCEL NUMBERS 694-410-003; 694-160-005 THROUGH 008, 694-160-011; 694-120-025; AND 685-010-005 THROUGH 008, 694-160-011; 694-120-025; AND 685-010-005**  
Agency: City of Palm Desert  
City Negotiator: Todd Hileman/Chris Escobedo/Eric Ceja  
Negotiating Parties: SG&H Cook Street, LLC, Palm Desert University Gateway and TR Funding II  
Under Negotiation: Price and Terms
5. **ROLL CALL - REGULAR MEETING - 4:00 P.M.**
6. **PLEDGE OF ALLEGIANCE**  
Mayor Kelly
7. **INSPIRATION**  
Mayor Kelly
8. **REPORT OF CLOSED SESSION**  
City Attorney Hargreaves
9. **AWARDS, PRESENTATIONS, AND APPOINTMENTS**

- 9.a APPOINTMENT OF THE MAYOR AND MAYOR PRO TEM** 15
- RECOMMENDATION:  
Appoint Karina Quintanilla to the position of Mayor and Jan Harnik to the position of Mayor Pro Tem for a one-year term commencing upon appointment.
- 9.b CONGRESSMAN CALVERT - RECOGNITION OF PALM DESERT'S 50TH ANNIVERSARY**
- 9.c PROCLAMATION - MANNY DE LA ROSA** 19
- 9.d RPM RECOGNITION**
- 9.e 59TH ANNUAL PALM DESERT GOLF CART PARADE RECAP**
- 10. CITY MANAGER COMMENTS**
- 10.a DESERT WILLOW GOLF RESORT COURSE OF THE YEAR AWARD**
- 11. MAYOR/COUNCILMEMBER REPORTS AND REQUESTS FOR ACTION**
- 12. NONAGENDA PUBLIC COMMENTS**  
This time has been set aside for the public to address the City Council on issues that are not on the agenda for up to three minutes. Speakers may utilize one of the three options listed on the first page of the agenda. Because the Brown Act does not allow the City Council to act on items not listed on the agenda, members may briefly respond or refer the matter to staff for a report and recommendation at a future meeting.
- 13. CONSENT CALENDAR**  
All matters listed on the Consent Calendar are considered routine and may be approved by one motion. The public may comment on any items on the Consent Agenda within the three-minute time limit. Individual items may be removed by the City Council for a separate discussion.
- RECOMMENDATION:  
To approve the consent calendar as presented.
- 13.a APPROVAL OF CITY COUNCIL, SUCCESSOR AGENCY, AND HOUSING AUTHORITY MINUTES** 21
- RECOMMENDATION:  
Approve the Minutes of November 16, 2023.
- 13.b APPROVAL OF WARRANTS** 23
- RECOMMENDATION:  
Approve the warrants issued for the period 11/9/2023 to 12/1/2023.

- 13.c RECEIVE AND FILE APPLICATIONS FOR ALCOHOLIC BEVERAGE LICENSES** 63
- RECOMMENDATION:  
Receive and file the applications for Alcoholic Beverage Licenses for:
1. Carmen's Restaurant, 78010 Country Club Dr. Suite 400, Palm Desert
  2. Marriott Hotel Services, LLC. 74885 Country Club Dr., Palm Desert
- 13.d RECEIVE AND FILE THE INVESTMENT REPORT, GENERAL FUND, PARKVIEW OFFICE COMPLEX, AND DESERT WILLOW GOLF RESORT FINANCIAL MONTHLY REPORTS FOR SEPTEMBER AND OCTOBER 2023** 71
- RECOMMENDATION:  
Receive and file the monthly Investment Report, General Fund, Parkview Office Complex, and Desert Willow Golf Resort Financial Monthly Reports for September and October 2023.
- 13.e APPOINTMENT OF ISRA SHAH AS PALM DESERT CITY ATTORNEY** 153
- RECOMMENDATION:
1. Approve Amendment No. 3 to Contract C28880 with Best Best & Krieger LLP for City Attorney Services to appoint Isra Shah as Palm Desert City Attorney.
  2. Authorize the City Attorney to make non-substantive changes and the Mayor to execute all necessary documents.
- 13.f ADOPT CITY COUNCIL, SUCCESSOR AGENCY, FINANCING AUTHORITY AND HOUSING AUTHORITY RESOLUTIONS APPROVING THE CITY OF PALM DESERT INVESTMENT POLICY (FIN-002), AS AMENDED** 169
- RECOMMENDATION:  
Adopt City, Successor Agency, Financing Authority, and Housing Authority Resolutions approving the City of Palm Desert Investment Policy (FIN-002), as amended.
- 13.g RECOMMEND DEACCESSION OF RECREATION LIBERATES BY JOS GOMOLKA** 215
- RECOMMENDATION:  
Authorize deaccession of *Recreation Liberates* by Jos Gomolka.

- 13.h APPROVE CENTRAL INVENTORY OF SURPLUS LAND OWNED BY THE CITY OF PALM DESERT AND SUCCESSOR AGENCY TO THE PALM DESERT REDEVELOPMENT AGENCY AND DIRECT THE REPORTING OF INFORMATION TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT** 225

**RECOMMENDATION:**

1. Approve the City of Palm Desert Central Inventory of surplus land and land in excess of foreseeable need in connection with properties owned by the City of Palm Desert and Successor Agency to the Palm Desert Redevelopment Agency (SARDA), as outlined in the staff report, pursuant to Government Code Section 54230(a)(1).
2. Authorize staff to report to the California State Department of Housing and Community Development (HCD) information about such properties pursuant to Government Code 54230(a)(2).

- 13.i ADOPT A RESOLUTION EXTENDING THE CITY'S DEADLINE TO ESTABLISH AN ONLINE PERMITTING SYSTEM FOR POST-ENTITLEMENT PHASE PERMITS UNDER CALIFORNIA GOVERNMENT CODE SECTION 65913.3.5 (AB 2234)** 235

**RECOMMENDATION:**

Adopt a resolution entitled, "EXTENDING THE DEADLINE TO ESTABLISH AN ONLINE PERMITTING SYSTEM FOR POST-ENTITLEMENT PHASE PERMITS UNDER CALIFORNIA GOVERNMENT CODE SECTION 65913.3.5 (AB 2234)."

- 13.j ADOPT RESOLUTION MAKING CERTAIN FINDINGS PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTIONS 66000-66008 RELATING TO THE DEVELOPMENT IMPACT FEES ANNUAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2023** 243

**RECOMMENDATION:**

Adopt a resolution entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM DESERT, CALIFORNIA, REVIEWING AND ACCEPTING THE ANNUAL DEVELOPMENT IMPACT FEE DISCLOSURE REPORT FOR THE CITY'S VARIOUS DEVELOPMENT IMPACT FEES AND MAKING FIVE-YEAR FINDINGS REGARDING THE CONTINUING NEED FOR UNEXPENDED BALANCES OF IMPACT FEES AS OF JUNE 30, 2023, PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 66001."

- 13.k AUTHORIZE THE REMOUNT AND REFURBISHMENT OF TWO ALS PARAMEDIC UNITS FROM FRAZER, LTD, FOR A TOTAL AMOUNT OF \$551,410.64** 269

RECOMMENDATION:

1. Authorize the remount and refurbishment of two ALS Paramedic Units from Frazer, LTD, of Houston, Texas, for the amount of \$551,410.64.
2. Authorize the Director of Finance to appropriate and transfer out a total of \$25,248.00 from Unobligated Fire Facilities Fund Balance to Equipment Replacement Fire Vehicles Account No. 5304220-4403000.

- 13.l APPROVE A LICENSE AGREEMENT BETWEEN THE CITY OF PALM DESERT AND DESERT WAVE VENTURES FOR USE OF A PORTION OF ASSESSOR'S PARCEL NUMBERS 620-450-002, 620-370-003, 620-370-004, 620-370-020, 620-370-033, AND A PORTION OF 620-370-043** 299

RECOMMENDATION:

1. Approve a License Agreement between the City of Palm Desert and Desert Wave Ventures (DWV) for the use of Accessor's Parcel Nos. (APNs) 620-370-002, 620-370-003, 620-370-004, 620-370-020, 620-370-033, and a portion of 620-370-043.
2. Authorize City Attorney to make non-monetary changes to the License Agreement.
3. Authorize City Manager to execute any and all documents related to the License Agreement.

- 13.m APPROVAL OF MILLS ACT CONTRACTS BETWEEN THE CITY AND THE PROPERTY OWNER OF THREE INDIVIDUAL HISTORICAL PROPERTIES** 315

RECOMMENDATION:

1. Adopt a resolution entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM DESERT, CALIFORNIA, APPROVING A MILLS ACT AGREEMENT BETWEEN THE CITY AND THE OWNER OF THE PROPERTY LOCATED AT 373 SANDPIPER STREET, CASE NOS. MILLS23-0003."
2. Adopt a resolution entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM DESERT, CALIFORNIA, APPROVING A MILLS ACT AGREEMENT BETWEEN THE CITY AND THE OWNER OF THE PROPERTY LOCATED AT 382 SANDPIPER STREET, CASE NOS. MILLS23-0004."
3. Adopt a resolution entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM DESERT, CALIFORNIA, APPROVING A MILLS ACT AGREEMENT BETWEEN THE CITY AND THE OWNER OF THE PROPERTY LOCATED AT 381 SANDPIPER STREET, CASE NO. MILLS23-0008."

- 13.n RECEIVE AND FILE INFORMATIONAL REPORT FOR ROAD CLOSURES SCHEDULED TO OCCUR FOR THE 2024 PALM DESERT HALF MARATHON AND 5K EVENT** 389
- RECOMMENDATION:
1. Receive and file informational report for road closures associated with the Palm Desert Half Marathon and 5K event scheduled for Sunday, February 18, 2024.
  2. Authorize the City Manager to execute any documents that may be necessary to facilitate the event.
- 13.o APPROVE A ONE (1) YEAR LEASE AGREEMENT WITH ONE (1) EXTENSION OF ONE (1) YEAR WITH ADAM DRAKE FOR THE OPERATION OF A REMOTE CONTROLLED RACETRACK ON VACANT CITY-OWNED PARCEL WITH ASSESSOR'S PARCEL NO. 640-091-010** 393
- RECOMMENDATION:
1. Approve a one (1) year lease agreement with one (1) extension of one (1) year with Adam Drake for the operation of a remote controlled racetrack (RC) on vacant City-owned parcel with Assessor's Parcel No. (APN) 640-091-010.
  2. Authorize the City Attorney to make any necessary, non-monetary changes.
  3. Authorize the City Manager to execute the lease and any and all related documents.
- 13.p RELEASE MAINTENANCE BOND FOR PORTA VIA PROJECT LOCATED AT 73100 EL PASEO** 403
- RECOMMENDATION:  
Release maintenance bond in the amount of \$8,026.18 for the Porta Via Restaurant located at 73100 El Paseo.
- 13.q RESOLUTION TO AUTHORIZE THE DESTRUCTION OF OBSOLETE RECORDS OF THE HOUSING AUTHORITY** 409
- RECOMMENDATION:  
Adopt a resolution entitled, "A RESOLUTION OF THE PALM DESERT HOUSING AUTHORITY SETTING FORTH ITS FINDINGS AND AUTHORIZING THE DESTRUCTION OF RECORDS OF THE PALM DESERT HOUSING AUTHORITY FROM 1988-2021 (AS IDENTIFIED ON EXHIBIT "A"), AS INDICATED ON THE RECORDS RETENTION SCHEDULE (ADOPTED BY THE PALM DESERT HOUSING AUTHORITY ON JULY 13, 2023)."
- 13.r TROPICAL STORM HILARY RECOVERY UPDATE** 419
- RECOMMENDATION:  
Receive and file update on the August 2023 Weather Event Storm Recovery and Redevelopment.

**13.s APPROVE CITY HALL FURNITURE, FIXTURE, AND EQUIPMENT REPLACEMENT PROJECT AND REASSIGN FUNDS FROM COMPLETED PROJECT SAVINGS**

421

**RECOMMENDATION:**

1. Approve the addition of the City Hall Furniture, Fixture, and Equipment Replacement Project.
2. Award an agreement to Quality Office Furnishings, Inc., for cubicle furnishings in the amount of \$280,840.71.
3. Authorize the Director of Finance to set aside a contingency amount of \$30,000 for unforeseen circumstances.
4. Authorize the City Manager to award a contract for improvements in the Development Services Building for an amount not to exceed \$250,000.
5. Reassign funds from Account No. 4504161-4400100 in the amount of \$560,840.71 from projects identified in the Financial Impact Section of the report to this project.
6. Authorize the City Manager to execute the agreement, change orders and any documents necessary to effectuate the actions taken herewith.
7. Authorize the City Attorney to make any necessary non-monetary changes to the agreement.

**13.t PURCHASE AND APPROPRIATION FOR A CUSTOMIZED LOW-SPEED ELECTRIC VEHICLE FOR MOBILE LIBRARY OUTREACH**

507

**RECOMMENDATION:**

1. Authorize the purchase of a customized electric low-speed utility vehicle for library outreach from Valero Services in an amount not to exceed \$73,116.84, plus CA sales tax.
2. Authorize Director of Finance to set aside a 20% contingency in the amount of \$15,756.68.
3. Authorize Director of Finance to appropriate funds to Equipment Replacement Fund in General Government Capital Autos/Vehicles Account Number .5304195-4403000 in the amount of \$94,540.07.
4. Authorize Director of Finance to make an interfund transfer from the Library Services Fund Account No. 2524199-4501000 to the Equipment Replacement Fund Account No. 5300000-3910000 in the amount of \$94,540.07 to accommodate this request.
5. Authorize the City Attorney to make any necessary non-monetary changes to the agreement.
6. Authorize the City Manager to execute all documents necessary to effectuate this action.



- 13.u RESOLUTION DESIGNATING THE CITY MANAGER, ASSISTANT CITY MANAGER AND CITY TREASURER TO BE AUTHORIZED AGENTS AS REQUIRED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY AND THE STATE OF CALIFORNIA GOVERNORS OFFICE OF EMERGENCY SERVICES FOR DISASTER AID 515**

**RECOMMENDATION:**

Adopt a Resolution entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM DESERT, CALIFORNIA, DESIGNATING THE CITY MANAGER, ASSISTANT CITY MANAGER, AND CITY TREASURER TO BE THE AUTHORIZED AGENTS TO PROVIDE REQUIRED ASSURANCES AND EXECUTE AGREEMENTS FOR THE PURPOSES OF OBTAINING FINANCIAL ASSISTANCE FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) AND THE STATE OF CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES (CalOES) FOR DISASTER AID."

- 13.v APPOINTMENT TO THE JOSLYN COVE SENIOR CENTER BOARD 523**

**RECOMMENDATION:**

Appoint Michael Plante to The Joslyn Cove Senior Center Board to a term ending June 30, 2025.

- 13.w APPROVAL OF THE 2024 CITY COUNCIL LIAISON AND SUBCOMMITTEE ASSIGNMENTS AND APPOINTMENT OF REPRESENTATIVES TO EXTERNAL ORGANIZATIONS 527**

**RECOMMENDATION:**

Approve the 2024 City Council liaison and subcommittee assignments and appointment of representatives to external organizations.

- 13.x APPROVE AMENDMENT NO. 2 TO CONTRACT NO. C43220 WITH FLOCK SAFETY FOR PHASE 3 OF A FIXED LOCATION AUTOMATED LICENSE PLATE RECOGNITION (ALPR) SYSTEM 535**

**RECOMMENDATION:**

1. Approve Amendment No. 2 to Contract No. C43220 with Flock Safety for Phase 3 of a fixed location Automated License Plate Recognition system in the amount of \$40,000 in the first year and \$33,000 each year thereafter, subject to annual budget appropriation.
2. Authorize the City Attorney to make necessary, non-monetary changes to the Agreement.
3. Authorize the City Manager to execute the Agreement and any documents necessary to effectuate the actions taken herewith.

**13.y APPROVE CHANGE ORDER NO. 1 FOR THE HAYSTACK ROAD AT HIGHWAY 74 INTERSECTION MODIFICATIONS 543**

**RECOMMENDATION:**

1. Approve Change Order No. 1 in the amount of \$159,762.49 to Contract No. C43350 with Crosstown Electrical and Data, Inc., for the Haystack Road at Highway 74 Intersection Modifications (Project No. CST00003).
2. Appropriate \$175,000 to Project Account 2134250-5000904 from unobligated Measure A.

**13.z AWARD CONTRACT TO THE VAN DYKE CORPORATION AND APPROPRIATE FUNDS FOR THE SECTION 29 RETENTION BASIN IMPROVEMENTS AND EXPANSION (PROJECT CDR0004) IN THE AMOUNT NOT TO EXCEED \$4,630,291.40 549**

**RECOMMENDATION:**

1. Make a finding that the project is categorically exempt from further review under the California Environmental Quality Act guidelines, Class 2 of section 15302, and authorize the consultant to submit a Notice of Exemption.
2. Award Contract No. C46150 in the amount of \$4,630,291.40 to The Van Dyke Corporation of Twentynine Palms, CA, for the Section 29 Retention Basin Improvements and Expansion (Project CDR00004).
3. Authorize the Director of Finance to set aside a contingency in the amount of \$463,029.14 for unforeseen conditions.
4. Authorize the Director of Finance to appropriate \$3,000,000 from Benefit Assessment District No. 1 (Section 29) unobligated fund balance to Account No. 2894374-5000455, as well as an additional \$1,900,000 from the Restricted Capital Project fund balance to Account No. 4514374-5000455.
5. Authorize the City Manager to review and approve written requests for the use of contingency per Section 3.30.170 B of the Palm Desert Municipal Code.
6. Authorize the City Attorney to make any necessary, nonmonetary changes to the agreement.
7. Authorize the City Manager to execute the agreement and any documents necessary to effectuate the actions taken herewith.
8. Authorize the City Manager to execute the Notice of Completion (NOC) and the City Clerk to file the NOC upon satisfactory completion of the Project.

**14. ACTION CALENDAR**

The public may comment on individual Action Items within the three-minute time limit. Speakers may utilize one of the three options listed on the first page of the agenda.

**14.a PROVIDE INPUT AND DIRECTION ON NORTH PALM DESERT COMMUNITY PARK DESIGN 579**

**RECOMMENDATION:**

1. Provide direction on schematic design for a new community park planned on Dinah Shore in north Palm Desert and approve staff to move forward with design development process.
2. Direct Public Works Staff to finalize the park plans and approvals in accordance with the Millennium Palm Desert Specific Plan.

**14.b EXTEND CONTRACT WITH YMCA FOR MANAGEMENT OF THE PALM DESERT AQUATIC CENTER FOR AN 18-MONTH TERM 585**

**RECOMMENDATION:**

1. Approve Amendment No. 6 to extend Contract No. C36620 with the Family Young Men’s Christian Association of the Desert (“YMCA”) of Palm Desert, California, for management and staffing of the Palm Desert Aquatic Center for an 18-month term in the amount of \$100,210 plus reimbursement of additional costs included in the agreement in the amount of \$880,069 for a total amount not to exceed \$980,279 for FY2023/24.
2. Authorize the Mayor to execute said amendment.

Funds have been included in the 2023/24 Budget in the Aquatic Center Special Revenue Fund Account numbers as referenced in the fiscal analysis. Funds for FY 2024/25 will be included in the forthcoming budget process.

**14.c AWARD CONTRACT NO. C44200B TO AMERICAN LANDSCAPE, INC., OF CANOGA PARK, CALIFORNIA, FOR THE GREENS/TEE BOX RENOVATION AND TURF REDUCTION AT DESERT WILLOW GOLF RESORT IN THE AMOUNT OF \$4,083,396.75 (PROJECT NO. MLS00005)**

701

**RECOMMENDATION:**

1. Award Contract No. C44200B to American Landscape, Inc., of Canoga Park, California, for the Firecliff Golf Course Greens/Tee Box Renovations and Turf Reduction at Desert Willow Golf Resort (DWGR) in the amount of \$4,083,396.75.
2. Authorize the Finance Department to set aside a contingency in the amount of \$400,000 for unforeseen circumstances.
3. Authorize the Finance Director to appropriate funds in the amount in the amount of \$4,473,396.75 from unobligated Desert Willow Capital Fund Balance to Account No. 4414195-4809200, DWGR Capital.
4. Authorize the City Attorney to make any necessary non-monetary changes to the agreement.
5. Authorize the City Manager to execute the agreement and any documents necessary to effectuate the actions taken herewith.
6. Authorize the City Manager to review and approve written contract change orders requests up to the contingency amount per Section 3.30.170 of the Palm Desert Municipal Code.

**14.d AUTHORIZE THE CITY MANAGER TO AWARD TASK ORDER CONTRACTS TO MULTIPLE VENDORS FOR CITYWIDE TROPICAL STORM HILARY MAINTENANCE AND REPAIRS IN AN AMOUNT NOT TO EXCEED \$2,000,000 (PROJECT NO. SDS00003)**

925

**RECOMMENDATION:**

1. Authorize the City Manager to review and reject bids, waive any minor irregularities, and award task order contracts to qualified contractors for Citywide Tropical Storm Hilary Maintenance and Repairs for a period of two (2) years in an aggregate amount not to exceed \$2,000,000, pursuant to the terms of the agreement(s).
2. Authorize the Director of Finance to appropriate \$500,000 from General Fund Facility Reserve Funds to Account No. 1104159-4219100.
3. Authorize the City Manager to execute the agreements, and to review and approve up to two (2) additional one-year terms per vendor contract.
4. Authorize the City Attorney to make any necessary non-monetary changes to the agreement.

**14.e APPROVE AMENDMENT NO. 1 TO CONTRACT NO. C44740 WITH PREST-VUKSIC-GREENWOOD ARCHITECTS (PVGA)**

971

**RECOMMENDATION:**

1. Approve Amendment No. 1 to Contract No. C44740. with PVGA, extending term one additional year and in the amount of \$165,000.
2. Authorize the Finance Director to increase contingency to a total amount of \$38,000.
3. Authorize the City Attorney to make any necessary, nonmonetary changes to the agreement.
4. Authorize the City Manager to review and approve written contract amendment requests, per Section 3.30.170 of the Palm Desert Municipal Code.
5. Authorize the City Manager to execute the amendment and documents necessary to effectuate the actions taken herewith

**15. PUBLIC HEARINGS**

The public may comment on individual Public Hearing Items within the three-minute time limit. The applicant or appellant will be provided up to five minutes to make their presentation. Speakers may utilize one of the three options listed on the first page of this agenda.

**15.a PALM DESERT REDISTRICTING 2023: PUBLIC HEARING #3 REGARDING REDISTRICTING OF CITY COUNCIL BOUNDARIES (TO COMMENCE AT 4:30 P.M. OR SOON THEREAFTER)**

1003

**RECOMMENDATION:**

1. Conduct a public hearing to receive public input on district boundaries and sequencing of elections.
2. Receive and file a report on the redistricting process and permissible criteria to be considered to redraw district boundaries.
3. Provide direction on any adjustments to Focus Map 109 and the sequencing of elections.

**15.b SECOND AMENDMENT TO DEVELOPMENT AGREEMENT 98-1 BETWEEN THE CITY OF PALM DESERT AND MARRIOTT OWNERSHIP RESORTS, INC. – CONTINUE PUBLIC HEARING TO A DATE UNCERTAIN**

1057

**RECOMMENDATION:**

Continue the public hearing regarding a second amendment to Development Agreement 98-1 between the City of Palm Desert and Marriott Ownership Resorts, Inc., to a date uncertain.

**16. INFORMATION ITEMS**

**17. ADJOURNMENT**

**18. PUBLIC NOTICES**

**Agenda Related Materials:** Pursuant to Government Code §54957.5(b)(2) the designated office for inspection of records in connection with this meeting is the Office of the City Clerk, Palm Desert Civic Center, 73-510 Fred Waring Drive, Palm Desert. Staff reports for all agenda items considered in open session, and documents provided to a majority of the legislative bodies are available for public inspection at City Hall and on the City's website at [www.palmdesert.gov](http://www.palmdesert.gov) by clicking "*Council Agenda*" at the top of the page.

**Americans with Disabilities Act:** It is the intention of the City of Palm Desert 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, (760) 346-0611, at least 48 hours prior to the meeting to inform us of your needs and to determine if accommodation is feasible.

**AFFIDAVIT OF POSTING**

I, Monique M. Lomeli, Senior Deputy Clerk of the City of Palm Desert, do hereby certify, under penalty of perjury under the laws of the State of California, that the foregoing agenda for the Palm Desert City Council, Successor Agency for the Palm Desert Redevelopment Agency, and Housing Authority, was posted on the City Hall bulletin board and City website [www.palmdesert.gov](http://www.palmdesert.gov) no less than 72 hours prior to the meeting.

*/S/ Monique M. Lomeli*  
Senior Deputy Clerk