

**POSTED AGENDA**  
**Regular Meetings of**  
**The Palm Desert City Council,**  
**Successor Agency to the Palm Desert**  
**Redevelopment Agency,**  
**and**  
**Palm Desert Housing Authority**  
**for**  
**Thursday, MAY 14, 2020**  
**(Virtual Meeting)**

3:00 P.M. - Closed Session  
4:00 P.M. - Regular Session and Public Hearings

***NOTE: In consideration of the current Coronavirus/COVID-19 Pandemic and pursuant to the Governor's Executive Orders, City Councilmembers may participate via teleconference.***

**Public Participation:** *In accordance with Governor's Orders and guidance from the California Department of Public Health on gatherings, remote public participation is allowed in the following ways:*

\* *City Council Meetings are live-streamed on the City's website: [www.cityofpalmdesert.org/](http://www.cityofpalmdesert.org/) under the **Council Agenda** link at the top of the homepage.*

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\* *Public comment will be accepted by email to [cityhall@cityofpalmdesert.org](mailto:cityhall@cityofpalmdesert.org) as noted above and read into the record during the public comment period for that item, if the sender so requests. Voicemail may also be left at [760-776-6317](tel:760-776-6317), up until one (1) hour prior to the meeting, and will be saved and played during the meeting if the caller so requests.*

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Please contact the City Clerk's Office, at least 48 hours in advance by calling City Hall at (760)346-0611, or at [info@cityofpalmdesert.org](mailto:info@cityofpalmdesert.org) for assistance with access to any of the Agenda, materials, or remote participation.

## **Mission Statement**

***The City of Palm Desert provides exemplary and sustainable services, amenities and programs for the benefit of the community.***

## **Palm Desert City Council**

Gina Nestande, Mayor  
Kathleen Kelly, Mayor Pro-Tempore  
Jan C. Harnik, Councilmember  
Sabby Jonathan, Councilman  
Susan Marie Weber, Councilmember

## **Staff**

Lauri Aylaian, City Manager  
Robert W. Hargreaves, City Attorney  
Andy Firestine, Assistant City Manager  
Grace L. Rocha, Acting City Clerk  
Lori Carney, Director of Administrative Services  
Russell Grance, Director of Building & Safety  
Ryan Stendell, Director of Community Development  
Martin Alvarez, Director of Economic Development  
Janet M. Moore, Director of Finance/City Treasurer  
Tom Garcia, Director of Public Works  
M. Gloria Sanchez, Acting Deputy City Clerk  
Stephen Y. Aryan, Risk Manager

## POSTED AGENDA

### REGULAR PALM DESERT CITY COUNCIL MEETING

THURSDAY, MAY 14, 2020

CITY OF PALM DESERT, CALIFORNIA  
(VIRTUAL MEETING)

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- 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 in accordance with and guidance from the California Department of Public Health, remote public participation is allowed in the following ways:

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*Voicemail: 760-776-6317*

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 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 Real Property Negotiator pursuant to Government Code Section 54956.8:

1) Property: Palm Springs Art Museum, Inc. (C29860)  
Agency Negotiator: Lauri Aylaian/Ryan Stendell/City of Palm Desert  
Other Party Negotiator:  
Property Owner: City of Palm Desert  
Under Negotiation: x Price x Terms of Payment

2) Property: Desert Willow Golf Resort - Overflow Public Parking Lot  
(Portion of APN 620-400-008 and APN 620-420-024)  
Agency Negotiator: Lauri Aylaian/Martin Alvarez/City of Palm Desert  
Other Party Negotiator: Desert Wave Ventures, LLC  
Property Owner: City of Palm Desert  
Under Negotiation: x Price x Terms of Payment

B. 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 - Councilman Sabby Jonathan**

**VII. INVOCATION/INSPIRATION - Councilmember Jan C. Harnik**

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**VIII. AWARDS AND PRESENTATIONS**

None

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**IX. ORAL COMMUNICATIONS - B**

Please see instructions for making a public comment under Oral Communications - A on page 1 of the agenda.

**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 MEMBERS OF THE PUBLIC 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 April 16, 2020, and April 30, 2020.

Rec: Approve as presented.

- B. CLAIMS AND DEMANDS AGAINST THE CITY TREASURY - Warrant Dated 04/17/2020.

Rec: Approve as presented.

- C. CLAIMS AND DEMANDS AGAINST THE CITY/HOUSING TREASURIES - Warrant Dated 04/17/2020 (**Joint Consideration with the Palm Desert Housing Authority - see Item J below**).

Rec: Approve as presented.

- D. REQUEST FOR ACCEPTANCE OF WORK for Contract No. C38550A - Washington Street Intersection Re-Wiring and Controller Assembly Upgrades (Project No. 551-17) (International Line Builders, Corona, CA).

Rec: By Minute Motion, accept the work as complete and authorize the City Clerk to file a Notice of Completion for the subject project.

- E. REQUEST FOR APPROVAL of Amendment No. 3 to Contract No. C36130 with Same Day Express in the Amount of \$49,992 for Maintenance Services of the City of Palm Desert's Permanent Art Collection and the El Paseo Sculpture Exhibition from July 1, 2020 to June 30, 2021.

Rec: By Minute Motion: 1) Approve Amendment No. 3 to Contract No. C36130 with Same Day Express, Palm Desert, California, in the amount of \$49,992 from July 1, 2020 to June 30, 2021, for maintenance services of the City of Palm Desert's permanent public art collection and the El Paseo Sculpture Exhibition; 2) authorize Mayor to execute the amendment; 3) approve up to \$5,000 on an as needed basis for additional maintenance services from Same Day Express.

- F. REQUEST FOR EXTENSION of Contract No. C36620 for Professional Services to the Family YMCA of the Desert for One Year of Management and Staffing at the Palm Desert Aquatic Center in the Amount of \$165,000 plus Reimbursement of Operational Costs Included in Agreement.

Rec: By Minute Motion: 1) Approve Extension of Contract No. C36620 for Professional Services to the Family YMCA of Palm Desert, Palm Desert, California, for management and staffing of the Palm Desert Aquatic Center in the amount of \$165,000, effective July 1, 2020 to June 30, 2021, plus reimbursement of operational costs included in agreement; 2) authorize the Mayor to execute said contract extension.

**SUCCESSOR AGENCY TO THE PALM DESERT REDEVELOPMENT AGENCY**

- G. MINUTES of the April 30, 2020, Regular Meeting of the Board of Directors of the Successor Agency to the Palm Desert Redevelopment Agency.

Rec: Approve as presented.

- H. CLAIMS AND DEMANDS AGAINST SUCCESSOR AGENCY TREASURY - Warrant Dated 04/17/2020.

Rec: Approve as presented.

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**PALM DESERT HOUSING AUTHORITY**

- I. MINUTES of the Housing Authority Meeting of April 30, 2020.

Rec: Approve as presented.

- J. CLAIMS AND DEMANDS AGAINST THE CITY/HOUSING TREASURIES - Warrant Dated 04/17/2020 (Joint Consideration with the Palm Desert City Council - see Item C above).

Rec: Approve as presented.

Action:

**XI. CONSENT ITEMS HELD OVER**

**XII. ORDINANCES**

- A. For Introduction:

None

- B. For Adoption:

1. ORDINANCE NO. 1356 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM DESERT, CALIFORNIA, ADDING SECTION 2.38.040 TO CHAPTER 2.38, TO THE PALM DESERT MUNICIPAL CODE RELATING TO ELECTION OF CITY COUNCIL MEMBERS BY DISTRICTS AND RANKED CHOICE VOTING.

Rec: Waive further reading and adopt.

Action:

**XIII. NEW BUSINESS**

- A. REQUEST FOR APPROVAL TO INITIATE PROCEEDINGS TO LEVY THE ANNUAL ASSESSMENT FOR CITY OF PALM DESERT BENEFIT ASSESSMENT DISTRICT NO. 1 FOR FISCAL YEAR 2020/2021.

Rec: Waiver further reading and adopt: 1) Resolution No. 2020 - 42, initiating proceedings for the levy and collection of assessment for City of Palm Desert Benefit Assessment District No. 1 for Fiscal Year 2020/2021; 2) Resolution No. 2020 - 43, declaring its intention to levy the annual assessment for City of Palm Desert Benefit Assessment District No. 1 for Fiscal Year 2020/2021, pursuant to the Benefit Assessment Act of 1982 and appointing a time and place for the public hearing on these matters.

Action:

- B. REQUEST FOR APPROVAL TO INITIATE PROCEEDINGS TO LEVY AND COLLECT ANNUAL ASSESSMENTS WITHIN, AND TO GRANT PRELIMINARY APPROVAL OF THE ENGINEER'S ANNUAL LEVY REPORT FOR CONSOLIDATED PALM DESERT LANDSCAPING & LIGHTING MAINTENANCE DISTRICT NO. 1 FOR FISCAL YEAR 2020/2021.

Rec: Waiver further reading and adopt: 1) Resolution No. 2020 - 44, initiating proceedings for the levy and collection of annual assessments for Consolidated Palm Desert Landscaping & Lighting Maintenance District No. 1 for Fiscal Year 2020/2021; 2) Resolution No. 2020 - 45, declaring the intent to levy and collect annual assessments within, and granting preliminary approval of the Engineer's Annual Levy Report for, Consolidated Palm Desert Landscaping & Lighting Maintenance District No. 1 for Fiscal Year 2020/2021.

Action:



- C. REQUEST FOR AWARD OF CONTRACT FOR LANDSCAPE MAINTENANCE AREA NO. 16 TO VINTAGE ASSOCIATES, INC., IN AN ANNUAL AMOUNT OF \$342,000, AND INCLUDE REPAIR WORK AND SERVICES FOR AN ANNUAL AMOUNT OF \$50,000 (CONTRACT NO. C39820, PROJECT NO. 916-21).

Rec: By Minute Motion: 1) Award the subject contract for Landscape Maintenance Area No. 16 (LMA No. 16) to Vintage Associates, Inc., Bermuda Dunes, California, in an annual amount of \$342,000; 2) authorize extra work and services for an annual amount of \$50,000; 3) authorize the City Manager to execute said contract - funds are available in Account Nos. 1104611-4332001- R/M Parks, 1104611-4339100 - Community Gardens, and 2764374-4332000 - Haystack.

Action:

- D. REQUEST FOR AWARD OF CONTRACT FOR LANDSCAPE MAINTENANCE AREA NO. 1 TO URBAN HABITAT FOR AN ANNUAL AMOUNT OF \$211,586.40, AND AUTHORIZE REPAIR WORK AND SERVICES FOR AN ANNUAL AMOUNT OF \$45,000 (CONTRACT NO. C39850, PROJECT NO. 901-21).

Rec: By Minute Motion: 1) Award the subject contract for Landscape Maintenance Area No. 1 (LMA No. 1) to Urban Habitat, Palm Desert, California, for a period of thirty-six (36) months in the annual amount of \$211,586.40; 2) authorize extra work and services for an annual amount of \$45,000; 3) authorize the City Manager to execute said contract - funds are available in Account No. 1104614-4337001 - R/M Medians.

Action:

- E. REQUEST FOR AWARD OF CONTRACT FOR THE MONTEREY AVENUE PAVEMENT REHABILITATION PROJECT TO GRANITE CONSTRUCTION COMPANY IN THE AMOUNT OF \$3,147,153 (CONTRACT NO. C39920, PROJECT NO. 752-19).

Rec: By Minute Motion: 1) Award the subject contract, including bid alternate No. 1, for the Monterey Avenue Pavement Rehabilitation Project in the amount of \$3,147,153 to Granite Construction Company, Indio, California; 2) authorize Director of Finance to set aside a 10% contingency in the amount of \$314,715; 3) appropriate \$1,200,000 of SB1 Funds from Unobligated Fund 211 to the project account; 4) authorize the City Manager or designee to review and approve written requests for the use of contingency for unanticipated conditions per Palm Desert Municipal Code Section 3.30.170(A); 5) authorize Mayor to execute the agreement - funds are available in Account Nos. 2114311-4332000 - Gas Tax Street Maintenance as the primary funding source, and 2134311-4332000-Measure "A" Street Maintenance, and SB1 Street Maintenance Fund 211 as secondary funding sources.

Action:

- F. CONSIDERATION TO STAFF AND PURCHASE A PARAMEDIC SQUAD AT FIRE STATION NO. 71, AS PART OF THE FIRE DEPARTMENT'S FISCAL YEAR 2020-2021 BUDGET REQUEST.

Rec: By Minute Motion, provide direction to staff on the staffing and purchase of a Paramedic Squad at Palm Desert Fire Station No. 71.

Action

- G. CONSIDERATION OF COST REDUCTION OPTIONS FOR THE FISCAL YEAR 2020-2021 PALM DESERT POLICE DEPARTMENT BUDGET.

Rec: By Minute Motion, provide direction to staff on several cost reduction options for preparation of the Fiscal Year 2020-21 Palm Desert Police Department Budget.

Action:

- H. REQUEST FOR APPROVAL OF POLICY GUIDELINES FOR AN EMERGENCY RENTAL ASSISTANCE PROGRAM USING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG-CV) FUNDS.

Rec: By Minute Motion, approve policy guidelines for an Emergency Rental Assistance Program using Community Development Block Grant (CDBG-CV) Funds.

Action:

- I. REQUEST FOR APPROVAL OF PALM DESERT'S 2020 INDEPENDENCE DAY CELEBRATION.

Rec: By Minute Motion, pre-approve and authorize expenditures in an amount not to exceed \$24,000 from the Fiscal Year 2020-2021 Budget for production of the 2020 Independence Day Celebration event; 2) authorize City Manager to execute ancillary vendor contracts associated with the production of the event in a cumulative amount not to exceed \$24,000.

Action:

**XIV. OLD BUSINESS**

None

**XV. 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 Committee Reports and General Comments.

Action:

E Mayor Gina Nestande Committee Reports and General Comments.

Action:

F. City Council Requests for Action.

Action:

**XVI. STAFF REPORTS AND REMARKS**

A. City Manager

B. City Attorney

C. City Clerk


**XVII. ADJOURNMENT**

**FUTURE MEETINGS:**

*Please check the City of Palm Desert website Meeting Calendar page for Future Meeting Dates, as well as for other important announcements, including those regarding response to COVID-19: [www.cityofpalmdesert.org](http://www.cityofpalmdesert.org).*

May 12, 2020	12:30 p.m.	Architectural Review Commission <u>Virtual Meeting</u>
May 19, 2020	6:00 p.m.	Planning Commission <u>Virtual Meeting</u>
May 21, 2020	8:00 a.m.	El Paseo BID Meeting <u>Virtual Meeting</u>
May 26, 2020	10:00 a.m.	Finance Committee <u>Virtual Meeting</u>
	12:30 p.m.	Architectural Review Commission <u>Virtual Meeting</u>
May 28, 2020	3:00 p.m.	Reg. City Council/SA-RDA/Housing Authority Mtgs. <u>Virtual Meeting</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 7th day of May, 2020. Note: This agenda is subject to amendment up to 72 hours in advance of the meeting.

  
Grace L. Rocha, Acting City Clerk

**POSTED AGENDA**  
**REGULAR MEETING OF THE**  
**BOARD OF DIRECTORS OF THE SUCCESSOR AGENCY**  
**TO THE PALM DESERT REDEVELOPMENT AGENCY**

**THURSDAY, MAY 14, 2020**

**CITY OF PALM DESERT, CALIFORNIA**  
**(VIRTUAL MEETING)**

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- I. CALL TO ORDER - 3:00 P.M.
- II. ROLL CALL
- III. ADJOURN TO CLOSED SESSION

Request for Closed Session:

- 1) Property: Desert Willow Lot Pad B - APN 620-420-023  
Agency Negotiator: Lauri Aylaian/Martin Alvarez/Successor Agency to the Palm  
Desert Redevelopment Agency  
Other Party Negotiator: Desert Wave Ventures, LLC  
Property Owner: Successor Agency to the Palm Desert Redevelopment Agency  
Under Negotiation: x Price x Terms of Payment

- IV. RECONVENE REGULAR MEETING - 4:00 P.M.
  - A. REPORT ON ACTION FROM CLOSED SESSION.

Action:

*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 on the City's website: [Cityofpalmdesert.org](http://Cityofpalmdesert.org)*

- V. **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 MEMBERS OF THE PUBLIC REQUEST SPECIFIC ITEMS BE REMOVED FROM THE CONSENT CALENDAR FOR SEPARATE DISCUSSION AND ACTION UNDER THE SUBSEQUENT SECTION. CONSENT ITEMS HELD OVER.

**For clarification, Successor Agency Consent Calendar is combined into the CITY COUNCIL AGENDA, Section X - CONSENT CALENDAR and considered jointly. It appears here only for record-keeping purposes.**

- A. MINUTES of the April 30, 2020, Regular Meeting of the Board of Directors of the Successor Agency to the Palm Desert Redevelopment Agency (See City Council Agenda - Section X - Consent Calendar - Item G).

Rec: Approve as presented.

- B. CLAIMS AND DEMANDS AGAINST SUCCESSOR AGENCY TREASURY - Warrant Dated 04/17/2020 (See City Council Agenda - Section X - Consent Calendar - Item H).

Rec: Approve as presented.

Action:


**VI. CONSENT ITEMS HELD OVER**

**VII. REPORTS, REMARKS, SUCCESSOR AGENCY BOARD ITEMS REQUIRING ACTION**

- A. EXECUTIVE DIRECTOR  
B. CHAIR AND MEMBERS OF THE SUCCESSOR AGENCY

**VIII. ADJOURNMENT**

I hereby certify, under penalty of perjury under the laws of the State of California, that the foregoing agenda for the Board of Directors of the Successor Agency to the Palm Desert Redevelopment Agency was posted on the City Hall bulletin board not less than 72 hours prior to the meeting. Dated this 7<sup>th</sup> day of May, 2020. Note: This agenda is subject to amendment up to 72 hours in advance of the meeting.

  
Grace L. Rocha, Acting Secretary

**POSTED AGENDA**

**PALM DESERT HOUSING AUTHORITY MEETING**

**THURSDAY, MAY 14, 2020**

**CITY OF PALM DESERT, CALIFORNIA  
(VIRTUAL MEETING)**

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

**II. ROLL CALL**

**III. ADJOURN TO CLOSED SESSION**

Request for Closed Session:

None

**IV. RECONVENE REGULAR MEETING - 4:00 P.M.**

**A. REPORT ON ACTION FROM CLOSED SESSION.**

Action:

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**For clarification, Housing Authority Consent Calendar is combined into the CITY COUNCIL AGENDA, Section X - CONSENT CALENDAR and considered jointly. It appears here only for record-keeping purposes.**

- A. MINUTES of the Housing Authority Meeting of April 30, 2020 (See City Council Agenda - Section X - Item I).

Rec: Approve as presented.

- B. CLAIMS AND DEMANDS AGAINST THE CITY/HOUSING TREASURIES - Warrants Dated 04/17/2020 (Joint Consideration with the Palm Desert City Council - Section X - Consent Calendar - Items C and J).

Rec: Approve as presented.

Action:

**VI. CONSENT ITEMS HELD OVER**

**VII. REPORTS, REMARKS, AND AUTHORITY BOARD ITEMS REQUIRING ACTION**

- A. EXECUTIVE DIRECTOR  
B. CHAIRMAN AND MEMBERS OF THE AUTHORITY

**VIII. ORAL COMMUNICATIONS - C**

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*Voicemail: 760-776-6317*

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**IX. ADJOURNMENT**

I hereby certify, under penalty of perjury under the laws of the State of California, that the foregoing agenda for the Palm Desert Housing Authority was posted on the City Hall bulletin board not less than 72 hours prior to the meeting. Dated this 7<sup>TH</sup> day of May, 2020. Note: This agenda is subject to amendment up to 72 hours in advance of the meeting.

  
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Grace L. Rocha, Acting Secretary