



Wednesday, February 7, 2018
Minutes of the Regular Meeting of the City Council

CALL TO ORDER

A Regular Meeting of the Palm Springs City Council was called to order by Mayor Moon on Wednesday, February 7, 2018, at 6:10 p.m., in the Council Chamber, City Hall, located at 3200 E. Tahquitz Canyon Way, Palm Springs, California.

PLEDGE OF ALLEGIANCE

Palm Springs Air Force ROTC Junior Color Guard led the Pledge of Allegiance.

ROLL CALL

Present: Councilmembers Christy Holstege, Geoff Kors, Lisa Middleton; Mayor Pro Tem J.R. Roberts; and Mayor Robert Moon.

Absent: None.

City Staff

Present: David H. Ready, City Manager; Edward Z. Kotkin, City Attorney; Marcus Fuller, Assistant City Manager; and Anthony J. Mejia, City Clerk, were present at Roll Call. Other staff members presented reports or responded to questions as indicated in the minutes.

PRESENTATIONS

None.

ACCEPTANCE OF THE AGENDA

MOTION BY MAYOR PRO TEM ROBERTS, SECOND BY COUNCILMEMBER KORS, CARRIED 5-0, to accept the agenda, with the removal of Item Nos. 1B, 1E, 1G and 1K for separate discussion and reordered to move Item No. 4B to be considered prior to the Consent Calendar (for ease of reference Item No. 4B appears in its normal order).

REPORT OF CLOSED SESSION

The Regular Closed Session of the City Council of February 7, 2018, was called to order by Mayor Moon at 4:00 p.m., with all members present.

The meeting convened into Closed Session to discuss the following items as listed on the Regular Closed Session Meeting Agenda:

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Pursuant to Government Code Section 54956.9(d)(1):

Lockwood Ave LLC et al v. City of Palm Springs
Case No. RIC1703102, Riverside Superior Court, Riverside Division

City of Palm Springs v. O & M HR, LLC, et al.
Case Number PSC 1701804, Riverside Superior Court, Palm Springs Division

Lee H. Brandenburg and Diane M. Brandenburg, Individually and as Trustees of the Brandenburg Revocable Trust and Dennis A. Cunningham and Andrea C. Cunningham individually, and in their capacities as Trustees of the Cunningham Family Trust Dated 12/14/2000 v. City of Palm Springs et al.
Case No. PSC1606147, Riverside Superior Court, Palm Springs Division

Wessman Holdings, LLC v. City of Palm Springs
Case No. PSC1606436, Riverside Superior Court, Palm Springs Division

CONFERENCE WITH LEGAL COUNSEL – EXPOSURE TO LITIGATION, Pursuant to Government Code Section 54956.9(d)(2):

Number of Anticipated Cases: 6

CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION, Pursuant to Government Code Section 54956.9(d)(4):

Number of Anticipated Cases: 3

PUBLIC EMPLOYEE PERFORMANCE EVALUATION, Pursuant to Government Code Section 54957(b)(1):

Title: City Attorney

CONFERENCE WITH REAL PROPERTY NEGOTIATORS, Pursuant to Government Code Section 54956.8:

Property Address/Description: State Highway 111
Agency: City of Palm Springs
City Negotiator: David H. Ready, City Manager or Designee
Negotiating Parties: John Bulinski, Caltrans District 8 Director
Under Negotiation: Price and Terms of Payment (Relinquishment)

Property Address/Description: 980 E. Tahquitz Canyon Way, APN 508-056-010
 Agency: City of Palm Springs
 City Negotiator: David H. Ready, City Manager or Designee
 Negotiating Parties: Palm Springs Unified School District Sandra Lyon,
 Superintendent
 Under Negotiation: Price and Terms of Payment (Lease)

Property Address/Description: 1901 E. Baristo Road, APN 502-200-001, -002
 Agency: City of Palm Springs
 City Negotiator: David H. Ready, City Manager or Designee
 Negotiating Parties: Andrew Starke, Palm Spring Power Baseball Club
 Under Negotiation: Price and Terms of Payment (Lease)

CONFERENCE WITH LABOR NEGOTIATORS, Pursuant to Government Code Section 54957.6:

Agency Designated
 Representatives: City Manager David Ready and Attorney Peter Brown

Employee Organizations: Management Association of Palm Springs
 Palm Springs Fire Safety
 Palm Springs Fire Management
 Palm Springs Police Management Association
 Palm Springs Police Officers Association
 Service Employees International Union Local 721

City Attorney Kotkin reported that, due to time restrictions, the Council did not consider certain Closed Session items. He reported that the City Council received briefings and provided direction to staff regarding the other agenda items, but did not take any reportable action.

PUBLIC TESTIMONY

John Bohan, expressed concern regarding litter in the area between Escena Palm Springs and the shopping center on Ramon Road; requested that the City Council post “no littering” signs, direct staff to routinely clean-up the area, and/or establish an “adopt the road” program.

Jarryd Davis, Uber Regulatory Affairs Partnership Manager of Southern California, speaking on Item No. 1G, voiced opposition to placing signage indicating that transportation network company drivers are not subject to drug and alcohol testing.

Patricia Breslin, Greater Palms Springs Bar and Restaurant Organization, indicated support for Item No. 1H, the ordinance relating to pedicabs.

Robert Findley, speaking on Item No. 3A, opined that an independent board should be established to investigate accusations pursuant to the City’s Public Integrity Ordinance.

The following individuals spoke in support of Item No. 4A relating to bicycle lanes:

Victor Yepello

David Freedman

Paul Hinrichsen, Upper West Side Neighborhood Association, One PS Neighborhood

John McCoy, Andreas Hills Neighborhood, spoke on Item No. 4A, expressed opposition to creating bike lanes on LaVerne, asserting that bike lanes will constrict access to the neighborhoods.

Robert McCann, representing the Sustainability Commission, speaking on Item No. 4D, reported on the positive impacts of improving waste diversion and urged the City Council to move forward with enacting an ordinance related to construction and demolition debris.

CITY COUNCIL, SUBCOMMITTEE, AND CITY MANAGER'S COMMENTS AND REPORTS

Councilmember Kors reported on the success of the Homeless Point in Time Count; reported on the meetings of the Economic Development Standing Committee and Government Reform Ethics and Transparency Subcommittee.

Councilmember Middleton provided an update on the Coachella Valley Transportation Commission related to the CV Link; advised that the Riverside County Transportation Commission will provide a \$27 million grant for a regional signal synchronization project and \$3 million to SunLine Transit Agency for a new rapid bus route.

Mayor Pro Tem Roberts provided an update regarding the restoration of the Cornelia White House, Plaza Theatre, and Town and Country Center.

1. CONSENT CALENDAR

MOTION BY MAYOR PRO TEM ROBERTS, SECOND BY COUNCILMEMBER HOLSTEGE, CARRIED 5-0, to accept the Consent Calendar, with the removal of Item Nos. 1B, 1E, 1G, and 1K for separate discussion.

A. TREASURER'S INVESTMENT REPORT AS OF NOVEMBER 30, 2017

MOTION BY MAYOR PRO TEM ROBERTS, SECOND BY COUNCILMEMBER HOLSTEGE, CARRIED 5-0, to receive and file the Treasurer's Investment Report as of November 30, 2017.

B. ADMINISTRATIVE APPEALS BOARD HEARING DECISIONS

This item was excluded from the Consent Calendar. Please refer to Page 7 of these minutes for a summary of that action.

C. PALM SPRINGS INNOVATION HUB AND ACCELERATOR CAMPUS QUARTERLY AND ANNUAL REPORTS

MOTION BY MAYOR PRO TEM ROBERTS, SECOND BY COUNCILMEMBER HOLSTEGE, CARRIED 5-0, to receive and file the fourth quarter report from the Coachella Valley Economic Partnership for the Palm Springs Innovation Hub for the period of October 1 to December 31, 2017, and the annual report for the period of November 1, 2016 to December 31, 2017.

D. INCREASE IN PURCHASE ORDER NO. 18-0303 TO \$25,742 AND RATIFICATION OF EMERGENCY ACTION BY CITY MANAGER TO PAY INVOICES IN THE AMOUNT OF \$4,297.75 WITH TELOS IDENTIFICATION MANAGEMENT SOLUTIONS, INC. FOR CRIMINAL RECORDS HISTORY CHECKS, RAP BACK LIFETIME SUBSCRIPTION, AND ANNUAL RECORDS MAINTENANCE FEE

MOTION BY MAYOR PRO TEM ROBERTS, SECOND BY COUNCILMEMBER HOLSTEGE, CARRIED 5-0, to:

1. Approve an increase in Purchase Order No. 18-0303 to \$25,742 with Telos Identity Management Solutions, LLC, for criminal records history checks, RAP Back Lifetime Subscription, and annual records maintenance fee.
2. Ratify the emergency action taken by the City Manager to pay invoices in the amount of \$4,297.75 with Telos Identity Management Solutions, LLC, for services rendered in November and December of 2017 under Purchase Order No. 18-0303.
3. Authorize the City Manager to execute all necessary documents.

E. AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT NO. A6191 WITH CNS ENGINEERS, INC., IN THE AMOUNT OF \$74,863.95, FOR THE VISTA CHINO LOW WATER CROSSING BRIDGE REPLACEMENT AT THE WHITEWATER RIVER, FEDERAL-AID PROJECT NO. BR-NBIL (513), CP 10-10

This item was excluded from the Consent Calendar. Please refer to Page 7 of these minutes for a summary of that action.

F. APPROVAL OF MINUTES

MOTION BY MAYOR PRO TEM ROBERTS, SECOND BY COUNCILMEMBER HOLSTEGE, CARRIED 3-0 (COUNCILMEMBERS HOLSTEGE AND MIDDLETON ABSTAINING), to approve the City Council Meeting Minutes of July 26, 2017, and November 29, 2017.

G. SECOND READING AND ADOPTION OF ORDINANCE NO. 1950, AMENDING THE PALM SPRINGS MUNICIPAL CODE RELATING TO REGULATION, PERMITTING REQUIREMENTS, OPERATIONAL RULES, PASSENGER LOADING AND UNLOADING, AND PENALTIES FOR TRANSPORTATION NETWORK COMPANIES OPERATING AT THE PALM SPRINGS INTERNATIONAL AIRPORT

This item was excluded from the Consent Calendar. Please refer to Page 7 of these minutes for a summary of that action.

H. SECOND READING AND ADOPTION OF ORDINANCE NO. 1951, ADDING CHAPTER 5.41 TO THE PALM SPRINGS MUNICIPAL CODE REGARDING REGULATION OF PEDICABS ON CITY STREETS

MOTION BY MAYOR PRO TEM ROBERTS, SECOND BY COUNCILMEMBER HOLSTEGE, CARRIED 5-0, to adopt Ordinance No. 1951 entitled "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADDING CHAPTER 5.41 TO THE PALM SPRINGS MUNICIPAL CODE REGARDING REGULATION OF PEDICABS ON CITY STREETS."

I. SECOND READING AND ADOPTION OF ORDINANCE NO. 1952, AMENDING PALM SPRINGS MUNICIPAL CODE CHAPTER 2.55 RELATING TO THE OFFICE OF NEIGHBORHOOD INVOLVEMENT

MOTION BY MAYOR PRO TEM ROBERTS, SECOND BY COUNCILMEMBER HOLSTEGE, CARRIED 5-0, to adopt Ordinance No. 1952 entitled "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING CHAPTER 2.55 OF THE PALM SPRINGS MUNICIPAL CODE RELATING TO THE OFFICE OF NEIGHBORHOOD INVOLVEMENT."

J. APPROVAL OF TRACT MAP 36737 AND A SUBDIVISION IMPROVEMENT AGREEMENT WITH VIA OLIVERA, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY

MOTION BY MAYOR PRO TEM ROBERTS, SECOND BY COUNCILMEMBER HOLSTEGE, CARRIED 5-0, to adopt Resolution No. 24365 entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING TRACT MAP 36737 AND AN ASSOCIATED SUBDIVISION IMPROVEMENT AGREEMENT WITH VIA OLIVERA, A CALIFORNIA LIMITED LIABILITY COMPANY, FOR PROPERTY LOCATED AT 199 WEST VIA OLIVERA, IN SECTION 3, TOWNSHIP 4 SOUTH, RANGE 4 EAST."

K. ENGAGEMENT OF LEGAL COUNSEL, SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

This item was excluded from the Consent Calendar. Please refer to Page 8 of these minutes for a summary of that action.

EXCLUDED FROM THE CONSENT CALENDAR**B. ADMINISTRATIVE APPEALS BOARD HEARING DECISIONS**

In response to City Council inquiry, City Attorney Kotkin advised that the Municipal Code allows for the Administrative Appeals Board to render a decision by a majority of the quorum present at the meeting.

MOTION BY COUNCILMEMBER MIDDLETON, SECOND BY MAYOR PRO TEM ROBERTS, CARRIED 4-0 (COUNCILMEMBER HOLSTEGE RECUSED), to receive and file the Administrative Appeals Board decisions from the January 4, 2018, hearings.

E. AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT NO. A6191 WITH CNS ENGINEERS, INC., IN THE AMOUNT OF \$74,863.95, FOR THE VISTA CHINO LOW WATER CROSSING BRIDGE REPLACEMENT AT THE WHITEWATER RIVER, FEDERAL-AID PROJECT NO. BR-NBIL (513), CP 10-10

In response to City Council inquiry, Assistant City Manager Fuller advised that adequate funding is available in the Highway Bridge Fund for the subject project.

MOTION BY COUNCILMEMBER MIDDLETON, SECOND BY COUNCILMEMBER HOLSTEGE, CARRIED 5-0, to:

1. Approve Amendment No. 3 to Professional Services Agreement No. A6191 with CNS Engineers, Inc., to incorporate additional preliminary engineering design services in the amount of \$74,863.95 for an increased total contract in the amount of \$1,513,347.90 for the Vista Chino Low Water Crossing Bridge Replacement at the Whitewater River, Federal-Aid Project BR-NBIL (513), CP 10-10.
2. Authorize the City Manager to execute all necessary documents.

G. SECOND READING AND ADOPTION OF ORDINANCE NO. 1950, AMENDING THE PALM SPRINGS MUNICIPAL CODE RELATING TO REGULATION, PERMITTING REQUIREMENTS, OPERATIONAL RULES, PASSENGER LOADING AND UNLOADING, AND PENALTIES FOR TRANSPORTATION NETWORK COMPANIES OPERATING AT THE PALM SPRINGS INTERNATIONAL AIRPORT

Following discussion, MOTION BY MAYOR PRO TEM ROBERTS, SECOND BY COUNCILMEMBER KORS, CARRIED 5-0, to adopt Ordinance No. 1950 entitled "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING SECTIONS 16.37.005, 16.37.010, 16.37.015, 16.37.025 AND 16.37.040 OF THE PALM SPRINGS MUNICIPAL CODE, RELATING TO REGULATION, PERMITTING REQUIREMENTS, OPERATIONAL RULES, PASSENGER LOADING AND UNLOADING, AND PENALTIES FOR TRANSPORTATION NETWORK COMPANIES OPERATING AT THE PALM SPRINGS INTERNATIONAL AIRPORT," with direction that the pick-up location signage read as follows: **(b)**a. "Notice unlike taxis

and limo drivers, ridesharing drivers are not subject to drug and alcohol testing.”

K. ENGAGEMENT OF LEGAL COUNSEL, SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

In response to City Council inquiry, City Attorney Kotkin stated that an addendum to the contract has been submitted for City Council consideration and requested authority to make minor modifications to the contract, as necessary.

MOTION BY COUNCILMEMBER HOLSTEGE, SECOND BY COUNCILMEMBER KORS, CARRIED 5-0, to:

1. Approve a Professional Services Agreement with Sheppard, Mullin, Richter & Hampton LLP, a California limited liability partnership, in a form substantially similar to that published with the staff report, subject to minor modification, within the reasonable discretion of the City Attorney, A7104.
2. Authorize the City Manager to execute all necessary documents.

2. PUBLIC HEARINGS**A. AVALON 1150, LLC, REQUESTING A STREET NAME CHANGE FROM AVALON WAY TO MIRALON WAY AT THE MIRALON DEVELOPMENT LOCATED AT 801 EAST SUNRISE PARKWAY, ZONE PDD 290, SECTION 35 (CASE 5.0982 - TTM 31848-SNC)**

Planning Services Director Fagg presented the staff report.

Mayor Moon opened the Public Hearing.

Bradley Shuckhart, representing the Applicant, requested that the City Council approve the renaming of Avalon Way to Miralon Way.

There being no others desiring to speak to this issue, the Public Hearing was closed.

MOTION BY COUNCILMEMBER MIDDLETON, SECOND BY COUNCILMEMBER KORS, CARRIED 5-0, to adopt Resolution No. 24366 entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING A REQUEST OF A STREET NAME CHANGE FROM AVALON WAY TO MIRALON WAY WITHIN THE MIRALON DEVELOPMENT LOCATED AT 801 EAST SUNRISE PARKWAY."

B. SIX-MONTH REVIEW OF THE CONDITIONAL USE PERMIT ISSUED FOR WELL IN THE DESERT, LOCATED AT 441 SOUTH CALLE ENCILIA, LSC ZONE (CASE 5.1419 CUP)

Planning Services Director Fagg presented the staff report; reviewed the protocols for ensuring that the center does not exceed capacity and monitors security.

In response to City Council inquiry, Police Chief Reyes reported on calls for service related to vagrancy and homeless persons at Well in the Desert; opined that the Well in the Desert provides benefits to the community and expressed gratitude to its employees; advised that it would be beneficial if the Well in the Desert extended its operating hours; noted that the Well in the Desert cooperates with the Police Department, when needed.

Mayor Moon opened the Public Hearing.

Arlene Rosenthal, Applicant, spoke on the successes of the Well in the Desert and expressed gratitude to its staff; spoke on the desirability of extending service hours if adequate funding and staffing is secured; noted that the Well in the Desert will soon offer office space to County service providers.

The following individuals spoke in support of the Well in the Desert:

Ellen O'Rourke, Courageous Resistance

Ronni Sanlo, CEO Desert Hot Springs Community Task Force

Judy Shee

Kelly Watson

Nikki Reisman

Linda Levinson

Allen Worthy

Stu Berger

Lewis Steward

Tim Sigle

Lynnie O'Neill, Courageous Resistance

Michael Howard

Tom Kohn

Pierre Musson

Kelly Musson

Donald Morgan

Janaki Morgan

Barbara Musson

Jessica Spry

Ruth Delora

Joy Silver

Andrew Green

David Justin Lynch

The following individuals expressed concerns related to public safety, hours of operation, and trespassing onto neighboring properties by the patrons of the Well in the Desert:

Jon Neskek

Patricia Coppa

James Gavin

Shawn Meyers

John Barr

Joseph Ramini

George Macherdo

There being no others desiring to speak to this issue, the Public Hearing was closed.

MEETING RECESSED AND RECONVENED

The City Council recessed at 8:29 p.m. and reconvened at 8:40 p.m., with all members present.

Councilmember Holstege noted that she previously resigned from her position as a Board Member for Well in the Desert and possesses no conflict of interest related to the subject matter.

During the course of discussion, the City Council expressed support for the Well in the Desert and requested that it consider extending its service hours, conduct a patron education program addressing trespassing and loitering, improving landscape, and fully complying with the security requirements.

MOTION BY MAYOR PRO TEM ROBERTS, SECOND BY COUNCILMEMBER KORS, CARRIED 5-0, to review the Conditional Use Permit for Well in the Desert in 18 months.

3. LEGISLATIVE

A. PROPOSED ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING CHAPTER 2.60 OF THE PALM SPRINGS MUNICIPAL CODE, RELATING TO PUBLIC INTEGRITY

City Attorney Kotkin presented the staff report.

Mayor Pro Tem Roberts expressed concern that the proposed ordinance creates regulations which overly restrict the Members of City Council in carrying out their duties.

In response to City Council inquiries, City Attorney Kotkin advised that the proposed ordinance could be modified to create an exemption to the special fiduciary interests with respect to positions held at the direction of the City itself, such as service on the Coachella Valley Association of Governments; explained that the procedure for determining whether an official holds a special fiduciary interest is intended to be a brighter line than state law; explained that an outside investigator would likely be retained to investigate allegations of perjury by an elected official pursuant to the proposed ordinance; noted that staff will develop simplified instructions to assist officials in fulfilling the obligations established by the ordinance.

Mayor Moon expressed concerns related to the ordinance's enforceability, complexity, and possible chilling effect on citizens seeking appointment to Boards and Commissions or seeking election to the City Council; noted that the Political Reform Act has adequately and effectively addressed conflicts of interest since 1974.

Mayor Pro Tem Roberts advised that he will not support the ordinance because it is overly cumbersome, limits his participation in the community, creates legal "land mines," and limits his ability to complete his job as a Council Member.

MOTION BY COUNCILMEMBER HOLSTEGE, SECOND BY COUNCILMEMBER KORS, CARRIED 3-2 (MAYOR PRO TEM ROBERTS AND MAYOR MOON VOTING NO), to introduce Ordinance No. 1953 entitled "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING CHAPTER 2.60 OF THE PALM SPRINGS MUNICIPAL CODE, RELATING TO PUBLIC INTEGRITY," with direction to the City Attorney to work with the City Council Subcommittee to simplify the ordinance verbiage related to definitions and intent.

4. NEW BUSINESS

A. APPROVAL OF PLANS, SPECIFICATIONS AND ESTIMATE (PS&E) AND AUTHORIZATION TO BID THE CLASS II AND CLASS III BICYCLE LANES, FEDERAL-AID PROJECT NO. CML-5282 (044), CP 14-14

Assistant City Manager Fuller presented the staff report and responded to City Council inquiries.

Following discussion, MOTION BY MAYOR PRO TEM ROBERTS, SECOND BY COUNCILMEMBER MIDDLETON, CARRIED 5-0, to:

1. Confirm the roadway reclassifications (road diets) from 4-lane roadways to 2-lane divided roadways with Class II bicycle lanes identified as "Minor Mobility Corridors" approved by City Council on July 6, 2016, for the following streets: Camino Real (E. Palm Canyon Dr. to La Verne Way), Crossley Road (Ramon Road to 34th Avenue), La Verne Way (S. Palm Canyon Dr. to Twin Palms Dr.), and San Rafael Dr. (N. Palm Canyon Dr. to Sunrise Way), with the following direction:
 - a. Direct staff to proceed with bidding for La Verne Way and to continue to communicate with the neighborhoods regarding their preference related to the La Verne Way portion of the project.
2. Approve the plans, specifications and estimate and authorize staff to advertise and solicit bids for the Class II and Class III Bicycle Lanes Project, CP 14-14.

B. DOWNTOWN PALM SPRINGS SPECIFIC PLAN – PARKING MANAGEMENT PROGRAM

Assistant City Manager Fuller presented the staff report and responded to City Council inquiries.

In response to City Council inquiry, City Manager Ready stated that any advertising revenue would benefit the City's General Fund; advised that the City will enhance its wayfinding signage to increase awareness of parking structures; explained that vehicles will not be ticketed or towed for parking overnight, noting that vehicles parked for multiples days would be subject to ticketing and/or towing; spoke on the parking needs for the Art Museum and the possibility of installing a crosswalk.

Following discussion, MOTION BY COUNCILMEMBER HOLSTEGE, SECOND BY COUNCILMEMBER MIDDLETON, CARRIED 5-0, to:

1. Adopt Resolution No. 24367 entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ESTABLISHING A PARKING MANAGEMENT PROGRAM FOR THE DOWNTOWN PALM SPRINGS SPECIFIC PLAN, INCLUDING A MAXIMUM 4-HOUR PARKING TIME LIMIT FOR PUBLIC PARKING SPACES, DESIGNATING CERTAIN AREAS AS EMPLOYEE PARKING SPACES WITH A MAXIMUM 12-HOUR PARKING TIME LIMIT, AND AUTHORIZING CLOSURE OF THE PARKING FACILITIES FROM 3:00 AM TO 6:00 AM."
2. Approve the First Amendment to Contract Services Agreement No. A6497 with Ace Parking Management, Inc., in the amount of \$68,654 annually for a total contract amount of \$205,732 annually, and extending the term thereof by two years through March 18, 2023.
3. Approve the Street Level Parking and Parking Garage Way-finding Master Sign Plan for "Downtown Palm Springs," dated October 5, 2017, prepared by Best Signs, Inc., with the following direction:
 - a. Any vender may lease the underground advertising signage, subject to established regulations.
4. Authorize the City Manager to designate on-street parking spaces for time-limited parking (3 hour or 20 minute loading).
5. Authorize the City Manager to re-designate all 2-hour time-limit on-street parking spaces within the City to a 3-hour time limit.
6. Authorize the City Manager or designee to take all steps necessary to execute these actions.
7. Direct staff to return with a status report in six months.

C. AWARD OF A CONSTRUCTION CONTRACT TO ALL AMERICAN ASPHALT IN THE AMOUNT OF \$1,172,319.95, AND APPROVAL OF A PURCHASE ORDER IN AN AMOUNT NOT TO EXCEED \$60,000 TO INTERWEST CONSULTING GROUP FOR CONSTRUCTION MANAGEMENT, INSPECTION, AND MATERIALS TESTING SERVICES FOR THE 2017 ANNUAL SLURRY SEAL PROJECT, CP 17-02

City Manager Ready presented the staff report.

MOTION BY COUNCILMEMBER KORS, SECOND BY COUNCILMEMBER HOLSTEGE, CARRIED 5-0, to:

1. Award a construction contract to All American Asphalt, a California corporation, in the amount of \$1,172,319.95 for the 2017 Annual Slurry Seal Project, City Project No. 17-02, A7105.
2. Delegate authority to the City Manager to approve and execute construction contract change orders up to \$117,232 with all change orders reported to the City Council.
3. Authorize a Purchase Order to Interwest Consulting Group, pursuant to On-Call Agreement No. A6686, in an amount not to exceed \$60,000 for construction management, inspection and materials testing services for the 2017 Annual Slurry Seal Project, CP 17-02.
4. Authorize the City Manager to execute all necessary documents.

D. CONSIDERATION OF AN ORDINANCE RELATED TO THE RECYCLING AND DIVERSION OF DEBRIS GENERATED FROM CONSTRUCTION AND DEMOLITION PROJECTS

Assistant City Manager Fuller presented the staff report.

MOTION BY COUNCILMEMBER MIDDLETON, SECOND BY MAYOR PRO TEM ROBERTS, CARRIED 5-0, to establish a City Council Ad-Hoc Subcommittee of Councilmember Middleton and Mayor Pro Tem Roberts, to develop the final draft Construction and Demolition Ordinance, for a limited term, to expire on December 31, 2018.

5. UNFINISHED BUSINESS

A. VILLAGEFEST RULES AND REGULATIONS

City Manager Ready presented the staff report.

Jasmine Waits, VillageFest, explained that the required space for religious and non-profit organizations was deleted because it has historically been underutilized or vacant.

MOTION BY COUNCILMEMBER KORS, SECOND BY COUNCILMEMBER MIDDLETON, CARRIED 5-0, adopt Resolution No. 24367 entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING THE REVISED VILLAGEFEST RULES AND REGULATIONS TO BE EFFECTIVE FEBRUARY 8, 2018.

B. REVIEW AND APPOINT LIAISONS TO CITY BOARDS AND COMMISSIONS

City Clerk Mejia presented the staff report.

The Council discussed the request for a liaison to each board or commission and determined the following appointments:

Board or Commission	Council Liaison
Administrative Appeals Board	None
Airport Commission	J.R. Roberts
Board of Appeals	None
Board of Library Trustees	Lisa Middleton
Historic Site Preservation Board	Robert Moon
Small Hotel BID Advisory Board	Geoff Kors
Human Rights Commission	Christy Holstege
Measure "J" Oversight Commission	Christy Holstege
Parks and Recreation Commission	Christy Holstege
Personnel Board	None
Planning Commission	Lisa Middleton
Public Arts Commission	Robert Moon
Rent Review Commission	None
Sustainability Commission	Geoff Kors
VillageFest Board	None

PUBLIC COMMENT

Michael Ralke and Alfie Pettit, asserted that the Hard Rock Hotel terminated their drag show based on discrimination.

CITY COUNCIL AND CITY MANAGER REQUESTS AND UPCOMING AGENDA DEVELOPMENT

Councilmember Kors requested that consideration of prohibiting leaf blowers and other loud equipment on Sundays be agendaized for a future City Council meeting; requested that a discussion be agendaized regarding the voting requirements for the Administrative Appeals Board. At the request of Councilmember Kors, Mayor Moon established a City Council Ad Hoc Subcommittee consisting of Councilmembers Kors and Middleton related to homelessness service providers and funding.

In response to City Council inquiry, City Manager Ready advised that he will bring forward the upcoming agenda items list at future City Council meetings.

Mayor Pro Tem Roberts provided an update regarding the Council Chamber remodel, noting that the City Council will need to determine whether construction should occur prior to the August recess.

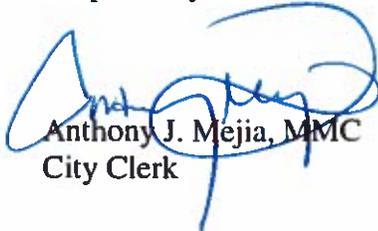
Councilmember Holstege requested that staff explore the possibility of establishing a donation in lieu of panhandling program. At the request of Councilmember Holstege, Mayor Moon established a City Council Ad Hoc Subcommittee consisting of Councilmembers Holstege and Kors regarding employment practices. During the course of discussion, it was agreed by Councilmembers Holstege and Kors that the existing Standing and Ad Hoc Committees related to homelessness should also discuss the opioid epidemic.

Mayor Moon requested that staff explore the feasibility of a phased project to install a separate irrigation system for park trees.

ADJOURNMENT

At 11:50 p.m., the City Council adjourned to the next regular meeting Wednesday, February 21, 2018, 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.

Respectfully submitted,



Anthony J. Mejia, MMC
City Clerk