

PALM SPRINGS CITY COUNCIL  
MINUTES  
WEDNESDAY, OCTOBER 24, 2007  
CITY COUNCIL CHAMBER

**CALL TO ORDER:** Mayor Oden called the meeting to order at 6:13 p.m.

**PLEDGE OF ALLEGIANCE:** Mayor Oden led the Pledge.

**ROLL CALL:**

**PRESENT:** Councilmember Foat, Councilmember McCulloch, Councilmember Mills, Mayor Pro Tem Pougnet, and Mayor Oden.

**ABSENT:** None.

**ALSO PRESENT:** City Manager Ready, City Attorney Holland, City Clerk Thompson.

**PRESENTATIONS:**

Mayor Oden and the City Council highlighted Councilmember Mills and his softball team winning the Sixth World Masters Championship sponsored by the Las Vegas Senior Softball Association.

Blake Goetz, Fire Chief, and Gary Jeandron, Police Chief, provided an update on the City's Mutual Aid to combat the wildfires in Southern California.

**REPORT OF CLOSED SESSION:** City Attorney Holland stated that at 4:30 p.m. the meeting was called to order and the City Council recessed into Closed Session to discuss items on the posted Closed Session Agenda. No reportable actions were taken.

**ACCEPTANCE OF THE AGENDA:**

**ACTION:** Accept the Agenda as presented. **Motion Councilmember Foat, seconded by Councilmember Mills and unanimously carried on a roll call vote.**

**PUBLIC COMMENT:**

JOHN CONNELL, stated he has filed a public records request that was not responded to, and stated he has been harassed by Code Enforcement with respect to signs.

WENDIE BUSIG-KOHN, Palm Springs, thanked staff and the City Council for their patience at last weeks City Council meeting.

GREG TOUSDELL, Palm Springs, commented on aspects of the General Plan, reduction in the Park Land Fee, consider trails and/or sidewalks along Tram Way, and private streets.

SIDNEY TINSLEY, Palm Springs, requested the division of Sunrise Creek and commented on the taking of recycling materials.

JOHN HUGHES, commented on the BID and requested the City unite with Main Street.

LUCIANO RAMIREZ, Palm Springs, requested the City Council reconsider the BID and how it was implemented.

KATHY CHRISTOFFERSEN, commented on the BID and requested a marketing plan, commented on sign ordinances.

BILL WITTE, stated the merchants did not receive any public hearing notice on the BID, and commented on the lack of information.

DONNA BUCKINGER, Palm Springs, commented on her frustration with the General Plan with respect to the Palm Springs Country Club and golf course.

TERRY STAMBLER-WOLFE, commented on a letter provided to the City Council regarding the Palm Springs Country Club and the long term maintenance issue for the golf course.

FRANK GAYDOS, commented on the recent approval of development in the Little Tuscany neighborhood.

GP GERBER, commented on the BID and stated the City should be responsible for the implementation of the BID.

JONO HILDNER, commented on Measure "C" on the November 6, 2007, election.

FRED BELL, Building Industry Association, commented on aspects of the General Plan, Park Land Fees, and requested the City open for discussion the requirements for undergrounding of utilities.

#### **CITY MANAGER'S REPORT:**

City Manager Ready outlined the status report of the Palm Springs Business Improvement District in the Downtown and Uptown areas of the City and provided an update on the BID.

JONATHAN HEATH, Chair BID Marketing Steering Committee, provided an update on the activities of the Marketing Steering Committee.

Mayor Oden commented on and requested staff review the approval, input from businesses, funding of the final marketing plan, the City's \$50,000 allocation for the BID and the previous \$85,000 allocation toward marketing efforts.

Councilmember Foat requested staff address if the committee is working publicly, and suggested regular meetings, commented on communication, suggested information on meetings be added to the City's website, and suggested the City continue to participate in the marketing of Downtown.

Mayor Pro Tem Pougnet commented on the accountability of the new program, communication to the merchants on how the BID money is going to be spent, and suggested the City continue to fund marketing programs for the Downtown.

Councilmember McCulloch requested staff address the amount of funds being used for the marketing study, the first year assessments of the BID, and stated he was not comfortable with the progress.

Councilmember Mills commented on the process for the formation of the BID, the process for funding and authorization, and the City Council support and previous funding of the Downtown and programs.

Mayor Oden commented on the development of "branding," and the public notification process.

#### **COUNCILMEMBER COMMENTS AND REQUESTS:**

Mayor Oden requested Mark Sennett make a presentation on a proposed 12 week series on natural bodybuilding, Mr. Sennett requested tax incentives for filming, and a donation from the City of \$15,000.

Mayor Pro Tem Pougnet requested staff address tax incentives with respect to motion picture filming.

Mayor Oden requested staff address solicitation and the licensing requirements.

The City Council recessed at 7:39 p.m.  
The City Council reconvened at 7:50 p.m.

#### **SS1. STUDY SESSION CAPITAL IMPROVEMENT PRIORITIES:**

Mayor Oden requested the cost estimates/projections for the Animal Shelter, suggested the Animal Shelter be limited to \$2-3 million, requested a plaguing program for Historic Sites in the amount of \$100,000, allocation of funds for the

neighborhood associations for historic or other designations for distinctions of the areas of Palm Springs, requested review of O'Donnell Golf Course, and restrooms in the Downtown corridor.

Councilmember Foat requested staff clarify that the bond proceeds are for capital projects within the Redevelopment Agency.

Mayor Pro Tem Pougnet requested staff address the three year timeline for the allocation and the proceeds to be used, stated his support for a new Animal Shelter, the library along with matching private funding, public restrooms in the Downtown area, the public safety radio system, capital improvements Downtown to move electricity in the middle of Palm Canyon.

Councilmember Foat stated her priority of a new Animal Shelter and commented on the private fundraising from the Friends of the Animal Shelter.

Councilmember Mills stated his support for the Library, a new Animal Shelter and requested additional cost projections, Downtown restrooms, stated the Master Plan calls for a new Fire Station, VillageFest electrical down the center of Palm Canyon, and suggested the City look at placing a General Obligation Fund bond to match the funding of the Redevelopment Agency bond.

Councilmember McCulloch stated his support for the Animal Shelter, the Library, and moving the utilities o Palm Canyon for VillageFest.

Mayor Oden stated his support for moving the utilities on Palm Canyon for VillageFest.

**1. PUBLIC HEARINGS:**

**1.A. CASE 5.1152 THE 2007 COMPREHENSIVE UPDATE OF THE PALM SPRINGS GENERAL PLAN:**

Craig Ewing, Director of Planning Services, and Ken Lyon, Principal Planner, provided background information as outlined in the staff report dated October 24, 2007.

Councilmember Foat requested staff address the inclusion of the golf courses in the General Plan, requested staff address the land use along Farrell, Goal LU9.9 (Page 2-37) and the removal of the San Jacinto Mountains, and goal RC8.2 requiring one conservation component.

Mayor Pro Tem Pougnet commented on including sustainability in the General Plan, and requested staff address if the Plan modifies the open space at Palm Springs Country Club.

Councilmember Mills commented on the involvement of the community, groups and individuals with respect to developing the General Plan.

Mayor Oden thanked staff and the community for their role in the General Plan update.

**ACTION:** Adopt Resolution No. 22077, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, CERTIFYING THE ENVIRONMENTAL IMPACT REPORT ASSOCIATED WITH THE GENERAL PLAN AS COMPLETE, ADOPTING THE CORRESPONDING STATEMENT OF OVERRIDING CONSIDERATIONS AND THE MITIGATION MONITORING PROGRAM, AND ADOPTING THE 2007 COMPREHENSIVE UPDATE OF THE PALM SPRINGS GENERAL PLAN AS THE GENERAL PLAN FOR THE CITY OF PALM SPRINGS, CALIFORNIA;" amending Goal LU9.9 (page 2.37) to include the San Jacinto Mountains. **Motion Councilmember Mills, seconded by Mayor Oden and unanimously carried on a roll call vote.**

**2. CONSENT CALENDAR:**

**ACTION:** Approve Items 2.A., 2.B., 2.C., and 2.D. **Motion Councilmember Foat, seconded by Mayor Pro Tem Pougnet and unanimously carried on a roll call vote.**

**2.A. REPORT ON POSTING OF THE AGENDA:**

**ACTION:** Receive and file Report on the Posting of the October 24, 2007, City Council Agenda. **Approved as part of the Consent Calendar.**

**2.B. APPROVE A MEMORANDUM OF UNDERSTANDING WITH THE MANAGEMENT ASSOCIATION OF PALM SPRINGS:**

**ACTION:** 1) Adopt Resolution No. 22078, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING A MEMORANDUM OF UNDERSTANDING RELATIVE TO WAGES, HOURS, AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT FOR EMPLOYEES IN THE MANAGEMENT ASSOCIATION OF PALM SPRINGS (MAPS) REPRESENTING THE PROFESSIONAL AND MANAGEMENT UNIT, FOR THE PERIOD JULY 1, 2007, THROUGH JUNE 30, 2011, SUBJECT TO THE UNIT'S RATIFICATION AND EXECUTING THE MEMORANDUM OF UNDERSTANDING AND CLARIFYING RESOLUTION 21962;" 2) Authorize the City Manager to execute the Memorandum of Understanding in a form acceptable to the City Attorney; 3) Adopt Resolution No. 22079, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING THE BUDGET FOR FISCAL YEAR 2007-08;" and 4) Adopt Resolution No. 22080, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING AMENDMENT NO. 3 TO

THE ALLOCATED POSITIONS AND COMPENSATION PLAN FOR FISCAL YEAR 2007-08, ADOPTED BY RESOLUTION NO. 21907." A5573. **Approved as part of the Consent Calendar.**

**2.C. REGULATORY CHANGES TO THE LOW INCOME HOUSING TAX CREDIT PROGRAM CREATING CONSISTENCY WITH THE REGIONAL HOUSING NEEDS ASSESSMENT PROCESS:**

**ACTION:** Adopt Resolution No. 22081, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, SUPPORTING REGULATORY CHANGES TO THE LOW INCOME HOUSING TAX CREDIT PROGRAM CREATING CONSISTENCY WITH THE REGIONAL HOUSING NEEDS ASSESSMENT PROCESS." **Approved as part of the Consent Calendar.**

**2.D. APPROVAL OF PAYROLL WARRANTS, CLAIMS AND DEMANDS:**

**ACTION:** 1) Adopt Resolution No. 22082, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF PAYROLL WARRANTS FOR THE PERIOD ENDED 10-6-07 BY WARRANTS NUMBERED 412541 THROUGH 412598 TOTALING \$87,995.19, LIABILITY CHECKS NUMBERED 1023877 THROUGH 1023899 TOTALING \$141,125.79, THREE WIRE TRANSFERS FOR \$61,247.00 AND THREE ELECTRONIC ACH DEBITS OF \$1,097,475.67 DRAWN ON BANK OF AMERICA;" and 2) Adopt Resolution No. 22083, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1023900 THROUGH 1023904 IN THE AGGREGATE AMOUNT OF \$196,146.74 DRAWN ON BANK OF AMERICA." **Approved as part of the Consent Calendar.**

**EXCLUDED CONSENT CALENDAR:** None.

3. **LEGISLATIVE:** None.

4. **UNFINISHED BUSINESS:** None.

5. **NEW BUSINESS:** None.

**COUNCILMEMBER COMMENTS AND REPORTS:**

Mayor Oden commented on the "Show Me" Palm Springs event at the Palm Springs Air Museum, and outlined the events attended by the Mayor's Office.

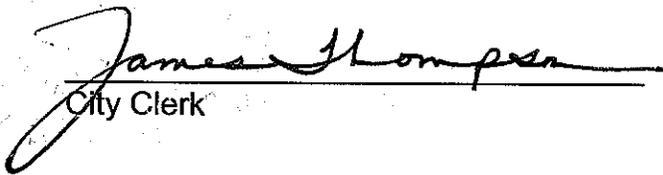
**ADJOURNMENT:** The City Council adjourned at 8:47 p.m. to a Regular Meeting, Wednesday, November 7, 2007, at 6:00 p.m. in the Council Chamber, City Hall,

preceded by a Closed Session at 4:30 p.m., Small Conference Room, City Hall, 3200 East Tahquitz Canyon Way, Palm Springs.

**APPROVED BY A MOTION OF THE PALM SPRINGS CITY COUNCIL THIS  
7<sup>TH</sup> DAY OF NOVEMBER, 2007.**

  
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MAYOR

ATTEST:

  
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City Clerk