

PALM SPRINGS CITY COUNCIL
MINUTES
WEDNESDAY, MAY 16, 2007
CITY COUNCIL CHAMBER

CALL TO ORDER: Mayor Oden called the meeting to order at 6:11 P.M.

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Pougnet led the Pledge.

INVOCATION: Mayor Oden requested a moment of silent reflection.

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 proclaimed 2007 as Riverside County Probation's Department Centennial Year in the City of Palm Springs, honoring 100 years of Service to the Riverside County Probation Department.

REPORT OF CLOSED SESSION: Prior to recessing into Closed Session the City Council made the finding that an Item came to the attention to the City after the posting of the Agenda, and there was an immediate need to hear the Item, then added one additional Item to the Closed Session Agenda under G.C. Section 54956.9(a) Existing Litigation, Sierra Club v. the City of Palm Springs, Case No. INC 061833, by a 4-0 vote with Councilmember Foat absent.

City Attorney Holland stated at 4:30 P.M. the meeting was called to order, and the City Council recessed into Closed Session to discuss items on the Closed Session Agenda. No reportable actions were taken.

ACCEPTANCE OF THE AGENDA:

City Clerk Thompson stated staff has requested Item 2.E. be removed from the agenda.

Councilmember Foat requested Item 2.J. be removed from the Consent Calendar for separate discussion.

Councilmember McCulloch requested public hearing Item 1.C. be heard after Item 4.C., but no consensus was received to hear the Item out of order.

ACTION: Accept the agenda as amended. **Motion Councilmember Mills, seconded by Mayor Pro Tem Pougnet and unanimously carried on a roll call vote.**

SPECIAL ITEM:

1.A. PRESENTATION FROM SIMAT, HELLIESEN AND EICHNER, INC. (SH&E) TO RECEIVE STATUS REPORT ON CURRENT YEAR PROJECTS AND DEVELOPMENT OF FUTURE PROJECTS TO THE EXISTING AGREEMENT FOR AIR SERVICES DEVELOPMENT A5350:

City Manager Ready provided background information on the Agreement with Simat, Helliesen and Eichner, Inc.

SARAH STOCK, SH&E, provided an overview of Air Service Marketing and the proposed 2007-08 strategy for Air Service Marketing.

Councilmember Foat requested SH&E address the opening of routes from European cities and bidding on such opportunities, with respect to the Open Skies Agreement that remove restrictions from European destinations.

Mayor Pro Tem Pougnet requested SH&E address long-term strategies that reflect the increase in the 3rd and 4th quarters of travel, and driving the demand of the local area market.

Mayor Oden requested the Bureau of Tourism comment on the impact to Tourism, and the importance of the New York market, impacts to tour operators, and CVA marketing to any new destination.

Councilmember Foat requested SH&E address the size of aircraft, and that potential business does not support flying in the smaller aircraft.

Mayor Oden requested the SH&E presentation be provided to the public, and on the website and Channel 17.

No action taken.

1. PUBLIC HEARINGS:

1.B. DELINQUENT WASTE DISPOSAL CHARGES PLACEMENT ON TAX ROLLS AS A SPECIAL ASSESSMENT:

Troy Butzlaff, Assistant City Manager, provided background information as outlined in the staff report dated May 16, 2007.

Councilmember Foat commented on the accuracy of the report, and questioned if a business owner is delinquent, the owner of the property receives the assessment on the tax rolls.

Mayor Oden opened the public hearing, and the following speaker addressed the City Council.

WILLIE HOLLAND SR., Palm Springs, stated that trash collection is primitive in the City, and stated he is against the assessment on the tax rolls.

No further speakers coming forward, the public hearing was closed.

Councilmember Foat requested staff address why we assist Palm Springs Disposal Services with their collection.

ACTION: Adopt Resolution No. 21885, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DETERMINING CERTAIN WASTE DISPOSAL ACCOUNTS TO BE DELINQUENT AND DIRECTING THE PLACEMENT OF THE ACCOUNTS ON THE COUNTY PROPERTY TAX ROLL FOR COLLECTION." **Motion Mayor Pro Tem Pougnet, seconded by Councilmember Mills and unanimously carried on a roll call vote.**

1.C. PLANNED DEVELOPMENT DISTRICT PDD 329 AND TENTATIVE TRACT MAP TTM 34829 (CASE NO. 5.1113) APPLICATION BY PRIME URBAN FOR A PLANNED DEVELOPMENT DISTRICT AND A TENTATIVE TRACT MAP TO ALLOW DEVELOPMENT OF A 15.12 ACRE SITE LOCATED ON THE SOUTH SIDE OF RACQUET CLUB DRIVE BETWEEN NORTH PALM CANYON DRIVE AND NORTH INDIAN CANYON DRIVE, ZONE PD-113A AND M15, SECTION 3:

Craig Ewing, Director of Planning Services, provided background information as outlined in the staff report dated May 16, 2007.

Councilmember Mills requested staff address if the architecture is a part of the application, and requested a presentation on the architecture.

Mayor Oden requested staff address if any pre-existing buildings are in the current plan for the commercial area which will be demolished.

Councilmember Foat requested staff address if the blue squares on the plan are individual swimming pools.

Mayor Oden opened the public hearing, and the following speakers addressed the City Council.

BRIAN LUCAS, Applicant Prime Urban, provided background information on the current site plan, taking into consideration previous direction from the City Council.

GREG DAY, Palm Springs, requested the City Council address what public benefit the City is receiving for this project as a PDD.

ADAM LEVY, representing Del Taco, stated Del Taco is in support of the project, but stated Del Taco does want to stay at that location.

WILLIE HOLLAND SR., Palm Springs, stated fast food restaurants are good for the area, and the City needs more restaurants in the North end of Palm Springs.

No further speakers coming forward, the public hearing was closed.

Councilmember McCulloch requested staff address if Council is approving the preliminary site plan or if architecture is being approved, requested staff address the live-work units, and commented on public benefit of PDDs.

Councilmember Mills stated the plan has improved from a circulation standpoint but expressed concerns with the entry area, the corner of Racquet Club needs to be opened up and the buildings cut-back, stated the residential concept has improved but expressed concern with the long view east-west with the focal point of a trash enclosure, expressed concern with a time and temperature tower with a digital illuminated treatment, commented on curb radius and Fire Department review, and the Del Taco and drive-thru uses.

Councilmember Foat stated the map did not include street names, and stated the circulation has improved, requested staff address the 400 foot length and the 30 foot height of the live-work units, and the underground parking for the stacked units.

Mayor Pro Tem Pougnet requested staff address the Fire Department review, stated significant improvements have been made to the project, and stated the final PD goes to the Planning Commission and commented on the clock issue.

Councilmember McCulloch commented on the process that improved the circulation, but now negatively reflects the massing of the units.

Mayor Oden commented on the removal of one live-work unit, stated the circulation has improved and the plan gives the architect the ability to develop something spectacular with the live-work units.

Councilmember Mills recapped the proposed modifications as discussed by the City Council.

Councilmember McCulloch stated he would support a motion that did not include a removal of any of the live-work units.

Councilmember Foat inquired if the motion included the massing of the live-work units, and commented on the City Council's role in the process and development.

Councilmember McCulloch stated it would not be appropriate to reduce the number of units, and requested the Applicant address the possible removal of a live-work unit.

Councilmember Mills commented on the feel and the architecture of the project, and the impact to the site and the surrounding area.

Mayor Oden commented on the process, and that this project has already been through Architectural and Planning Commission approvals.

ACTION: 1) Adopt Resolution No. 21886, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING A MITIGATED NEGATIVE DECLARATION, AND APPROVING CASE NO. 5.1113, PLANNED DEVELOPMENT DISTRICT 329, AND TENTATIVE TRACT MAP 34829 TO DEVELOP A 174 CONDOMINIUM UNIT COMPLEX WITH APPROXIMATELY 32,274 SQUARE FEET OF COMMERCIAL USE ON 15.12 ACRES LOCATED ALONG THE SOUTH SIDE OF RACQUET CLUB DRIVE BETWEEN NORTH PALM CANYON DRIVE AND NORTH INDIAN CANYON DRIVE, ZONE PD 113 AND R-2, SECTION 3" adding two Conditions of Approval as recommended by staff in the supplemental memo dated May 16, 2007, adding a Condition of Approval to read "*The project site, elevation and landscape plans shall be revised prior to submission as a Final Development Plan to incorporate the following: a) Improved internal circulation at the North Palm Canyon entry, b) Additional setback and landscaping on the southwest retail building, c) softening of the northwest building corner of the northwest retail building, d) deletion of any digital display on the clock tower, e) relocation of trash area along major internal streets to the east, f) increased landscape planter depth along east and west side of live-work complex, and g) careful design detailing of live-work 'crescent' to improve architectural statement (including avoiding massiveness);*" adding a Condition of Approval to read "*The Final Development Plan shall be reviewed in accordance with standard procedures, including full architectural review, except that the associated site plan shall not be approved, except by the City Council;*" and adding a Condition of Approval to read "*Any proposal to add a drive-thru use shall be deemed a full amendment of the Planned Development District, and processed in accordance with Section 94.03.00.G of the Palm Springs Zoning Code.*" **Motion Councilmember Mills, seconded by Councilmember Foat and carried 4-1 on a roll call vote.**

AYES: Councilmember Foat, Councilmember Mills, Mayor Pro Tem Pougnet, and Mayor Oden.

NOES: Councilmember McCulloch.

The City Council recessed at 8:17 P.M.
The City Council reconvened at 8:29 P.M.

PUBLIC COMMENT:

JOE ACOSTA, Palm Springs, announced that the U.S. AIDS Conference in November, 2007 will be in Palm Springs.

ROGER CASE, Palm Springs, commented on the potential rezoning of the Palm Springs Country Club and Golf Course.

STEVE NASH, Palm Springs Art Museum, requested the City sponsor the upcoming Julius Shulman exhibit in the amount of \$70,000.

AMIN NAZIR, Palm Springs, announced the upcoming Black Music Month Celebration in June, 2007, and requested a sponsorship of \$2,500.

WILLIE HOLLAND SR., Palm Springs, commented on the trash service, requested the trash fees be included on the property tax rolls, and commented on the negative aspects of the Gateway area of Palm Springs.

JONO HILDNER, Palm Springs, commented on the recent decisions of the court with respect to the Shadowrock litigation by the Sierra Club.

NANCY STUART, Palm Springs, provided an update on the activities of the Palm Springs Tram.

JIM STUART, Palm Springs, requested the City Council consider that handbill distributors be required to return in 48-hours to collect handbills from unoccupied homes.

DOREE CONLEY, Cathedral City, commented on trash service in the City of Palm Springs.

COUNCILMEMBER COMMENTS AND REQUESTS:

Councilmember Foat announced that May is Stop Elder Abuse Month and commented on the programs, and requested the Tram Authority follow-up and answer the questions by the Riverside Land Conservancy with respect to ride sharing alternatives.

Councilmember McCulloch requested staff provide a verbal update on the single stream recycling program, and requested a report on door hangers and "throw away" newspapers.

Mayor Oden outlined the activities and events attended by the Mayor's office.

CITY MANAGER'S REPORT: City Manager Ready reported on the entry sign to the City of Palm Springs.

2. CONSENT CALENDAR:

Councilmember Foat requested that Item 2.J. be added back to the Consent Calendar for approval.

ACTION: Approve Items 2.A., 2.B., 2.C., 2.D., 2.F., 2.G., 2.H., 2.I., 2.J., 2.K., 2.L., 2.M., and 2.N. **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 May 16, 2007, City Council Agenda. **Approved as part of the Consent Calendar.**

2.B. APPROVAL OF MINUTES:

ACTION: Approve the City Council Minutes of May 2, 2007, and May 9, 2007. **Approved as part of the Consent Calendar.**

2.C. STAFF AUTHORIZED AGREEMENTS FOR APRIL, 2007:

ACTION: Receive and file Staff Authorized Agreements covering the period April 1 through April 30, 2007. **Approved as part of the Consent Calendar.**

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

ACTION: 1) Adopt Resolution No. 21887, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF PAYROLL WARRANTS FOR THE PERIOD ENDED 4-21-07 BY WARRANTS NUMBERED 411788 THROUGH 411845 TOTALING \$85,699.15, LIABILITY CHECKS NUMBERED 1020601 THROUGH 1020632 TOTALING \$141,475.82, THREE WIRE TRANSFERS FOR \$59,629.57 AND THREE ELECTRONIC ACH DEBITS OF \$981,253.54, IN THE AGGREGATE AMOUNT OF \$1,268,058.08 DRAWN ON BANK OF AMERICA;" 2) Adopt Resolution No. 21888, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1020633 THROUGH 1020634 IN THE AGGREGATE AMOUNT OF \$39,801.88 DRAWN ON BANK OF AMERICA;" 3) Adopt Resolution No. 21889, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA,

APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1020635 THROUGH 1020861 IN THE AGGREGATE AMOUNT OF \$2,236,370.33 DRAWN ON BANK OF AMERICA;" 4) Adopt Resolution No. 21890, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANTS NUMBERED 1020862 THROUGH 1020869 IN THE AGGREGATE AMOUNT OF \$549,472.90 DRAWN ON BANK OF AMERICA;" and 5) Adopt Resolution No. 21891, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING PAYMENT OF CLAIMS AND DEMANDS BY WARRANT NUMBERED 1020870 IN THE AMOUNT OF \$8,881.25 DRAWN ON BANK OF AMERICA." **Approved as part of the Consent Calendar.**

2.F. CHANGE ORDER NO. 3 TO AGREEMENT NO. A4925 WITH ANTA-COM/SYSTEMS INTEGRATION, INC. FOR AN INCREASE OF \$313,897.20 FOR THE HOLDROOM SECURITY AND PUBLIC INFORMATION DISPLAY:

ACTION: 1) Adopt Minute Order No. 8038, Approving Change Order No. 3 to Agreement No. A4925 with Antar-Com/Systems Integration, Inc. for an increase of \$313,897.20 for security and information display systems in the new Holdroom Project; 2) Adopt Resolution No. 21892, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING THE BUDGET FOR FISCAL YEAR 2006-07;" and 3) Authorize the City Manager to execute all necessary documents. A4925. **Approved as part of the Consent Calendar.**

2.G. PURCHASE AND INSTALLATION OF THE AIRPORT HOLDROOM PUBLIC ADDRESS SYSTEM:

ACTION: 1) Waive further competitive purchasing as special expertise, pursuant to PSMC Section 7.04.030; and 2) Adopt Minute Order No. 8039, Approving the upgrade and expansion of the Airport paging system for the Holdroom project and ticketing wing, from Audio Associates, in the amount of \$232,097.15. **Approved as part of the Consent Calendar.**

2.H. PURCHASE NOTEBOOK COMPUTERS FOR MOBILE DATA COMPUTING:

ACTION: 1) Adopt Minute Order No. 8040, Approving the purchase of 50 Panasonic Toughbook CF51 semi-rugged notebook computers from GTSI Corp., in an amount not to exceed \$90,000.; and 2) Authorize the City Manager to execute all necessary documents. **Approved as part of the Consent Calendar.**

- 2.I. ENGINEERING DESIGN SERVICES FOR EXPANSION OF THE RENTAL CAR READY/RETURN LOT AT THE AIRPORT, AMENDMENT NO. 11 TO AGREEMENT NO. A4487 WITH VSA AIRPORTS, INC.:**
ACTION: 1) Adopt Minute Order No. 8041, Approving Amendment No. 11 to Agreement No. A4487 with VSA Airports, Inc. for Engineering Design Services for expansion of the rental car ready/return lot at the Airport, in the amount of \$190,000.; and 2) Authorize the City Manager to execute the amendment to the agreement. A4487. **Approved as part of the Consent Calendar.**
- 2.J. AWARD AGREEMENT TO MUNISERVICES, LLC. FOR SALES TAX AND PROPERTY TAX AUDITING SERVICES:**
ACTION: 1) Adopt Minute Order No. 8042, Approving a three (3) year contract services agreement with MBIA MuniServices, LLC., for Sales and Property Tax auditing services, in an amount not to exceed \$175,000. for the full three (3) year term; and 2) Authorize the City Manager to execute the Agreement. A5482. **Approved as part of the Consent Calendar.**
- 2.K. PROPOSED RESOLUTION ESTABLISHING NEW SPECIAL REVENUE FUNDS FOR THE DOWNTOWN BUSINESS IMPROVEMENT DISTRICT AND FOR AIRPORT CUSTOMER FACILITY CHARGES:**
ACTION: Adopt Resolution No. 21893, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AUTHORIZING THE ESTABLISHMENT OF NEW SPECIAL REVENUE FUNDS TO BE TITLED THE DOWNTOWN BUSINESS IMPROVEMENT DISTRICT FUND AND THE AIRPORT CUSTOMER FACILITY CHARGES (CFCs) FUND AND AUTHORIZING THE DIRECTOR OF FINANCE TO CREATE THE ACTIVITIES (COST CENTERS) AND ACCOUNT NUMBERS." **Approved as part of the Consent Calendar.**
- 2.L. PURCHASE OF COMPUTERS FOR THE LIBRARY FOR 'PUBLIC USE' FROM DELL COMPUTERS:**
ACTION: 1) Adopt Minute Order No. 8043, Approving the purchase of sixteen (16) computers for 'public use' at the Library from Dell Corporation, in the amount of \$27,420.99; and 2) Authorize the City Manager to execute all necessary documents. **Approved as part of the Consent Calendar.**
- 2.M. APPROVE CONSULTANT SERVICE AGREEMENT WITH AMERICAN APPRAISAL ASSOCIATES FOR FIXED ASSET INVENTORY SERVICES:**
ACTION: 1) Adopt Minute Order No. 8044, Approving a Consultant Services Agreement with American Appraisal Associates for fixed asset inventory services in an amount not to exceed \$37,500.; and 2) Authorize

the City Manager to execute the Agreement A5483. **Approved as part of the Consent Calendar.**

2.N. REQUEST BY JEFFREY D. PARKER OF RSM ARBOURS, LP FOR A TIME EXTENSION FOR TTM 32263 TO SUBDIVIDE APPROXIMATELY 2.3 ACRES FOR CONDOMINIUM PURPOSES LOCATED AT 1301 MONTALVO WAY, ZONE M-1-P, SECTION 7:

ACTION: Adopt Resolution No. 21894, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING A ONE-YEAR TIME EXTENSION FROM MAY 19, 2007, TO MAY 19, 2008, FOR TENTATIVE TRACT MAP 32263 LOCATED AT 1301 MONTALVO WAY, ZONE M-1-P, SECTION 7." **Approved as part of the Consent Calendar.**

EXCLUDED CONSENT CALENDAR:

2.E. PURCHASE AND INSTALLATION OF A MOTOROLA IRRIGATION AND LIGHTING CONTROL SYSTEM AT DEMUTH PARK:

ACTION: Removed from the agenda at the request of staff.

3. LEGISLATIVE:

3.A. CASE NO. 5.1147 SNC, APPLICATION BY CENTURY VINTAGE HOMES TO CHANGE THE NAME OF NORTH INDIAN AVENUE TO NORTH INDIAN CANYON DRIVE BEGINNING FROM THE INTERSTATE 10 CORRIDOR TO THE END OF THE CITY LIMITS APPROXIMATELY 0.88 MILES TO THE NORTH, GENERAL PLAN - MAJOR THOROUGHFARE:

Craig Ewing, Director of Planning Services, provided background information as outlined in the staff report dated May 16, 2007.

ACTION: Adopt Resolution No. 21895, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, APPROVING A STREET NAME CHANGE OF INDIAN AVENUE TO INDIAN CANYON DRIVE" deleting Condition No. 2 to the Conditions of Approval. **Motion Councilmember Mills, seconded by Mayor Pro Tem Pougnet and unanimously carried on a roll call vote.**

The City Council heard Items 3.B and 3.C. concurrently.

Councilmember Foat stated she has a property ownership conflict of interest with respect to Items 3.B. and 3.C, would not participate in the discussion and the vote, and left Council Chamber.

3.B. RESOLUTION OF INTENT TO ANNEX TERRITORY TO COMMUNITY FACILITIES DISTRICT NO. 2005-1 FOR PUBLIC SAFETY SERVICES (ANNEXATION NO. 3):

Troy Butzlaff, Assistant City Manager, provided background information as outlined in the staff report dated May 16, 2007.

Mayor Pro Tem Pougnet requested staff address the Smoke Tree Commons area.

Councilmember McCulloch requested staff address if the assessment continues in perpetuity, commented on the process and the lack of a vote for the final property owner.

ACTION: 1) Accept the petition from property owners regarding the annexation of territory to Community Facilities District No. 2005-1; 2) Adopt Resolution No. 21896, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DECLARING ITS INTENTION TO AUTHORIZE THE ANNEXATION OF TERRITORY TO COMMUNITY FACILITIES DISTRICT NO. 2005-1 (PUBLIC SAFETY SERVICES) ANNEXATION NO. 3;" 3) Adopt Resolution No. 21897, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING BOUNDARY MAP SHOWING TERRITORY PROPOSED TO BE ANNEXED IN THE FUTURE TO COMMUNITY FACILITIES DISTRICT NO. 2005-1 (PUBLIC SAFETY SERVICES) ANNEXATION NO. 3;" and 4) Set the public hearing for 6:00 P.M. on June 20, 2007 for public comment, for and against, and for the filing of written protests by any property owner regarding the annexation of territory to Community Facilities District 2005-1 (Annexation No. 3), and the levy of a special tax for public safety services. (If there is no "majority protest," a special landowner election will be called for immediately thereafter.) **Motion Mayor Pro Tem Pougnet, seconded by Councilmember Mills and carried 3-1 on a roll call vote.**

AYES: Councilmember Mills, Mayor Pro Tem Pougnet, and Mayor Oden.

NOES: Councilmember McCulloch.

ABSENT: Councilmember Foat.

3.C. RESOLUTION OF INTENT TO ANNEX TERRITORY TO COMMUNITY FACILITIES DISTRICT NO. 2005-1 FOR PUBLIC SAFETY SERVICES (ANNEXATION NO. 4):

ACTION: 1) Accept the petition from property owners regarding the annexation of territory to Community Facilities District No. 2005-1; 2) Adopt Resolution No. 21898, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DECLARING ITS INTENTION TO AUTHORIZE THE ANNEXATION OF TERRITORY TO

COMMUNITY FACILITIES DISTRICT NO. 2005-1 (PUBLIC SAFETY SERVICES) ANNEXATION NO. 4;" 3) Adopt Resolution No. 21899, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ADOPTING BOUNDARY MAP SHOWING TERRITORY PROPOSED TO BE ANNEXED IN THE FUTURE TO COMMUNITY FACILITIES DISTRICT NO. 2005-1 (PUBLIC SAFETY SERVICES) ANNEXATION NO. 4;" and 4) Set the public hearing for 6:00 P.M. on June 20, 2007 for public comment, for and against, and for the filing of written protests by any property owner regarding the annexation of territory to Community Facilities District 2005-01 (Annexation No. 4), and the levy of a special tax for public safety services. (If there is no "majority protest," a special landowner election will be called for immediately thereafter.) **Motion Mayor Pro Tem Pougnet, seconded by Councilmember Mills and carried 3-1 on a roll call vote.**

AYES: Councilmember Mills, Mayor Pro Tem Pougnet, and Mayor Oden.
NOES: Councilmember McCulloch.
ABSENT: Councilmember Foat.

Councilmember Foat returned to the dais.

4. UNFINISHED BUSINESS:

4.A. PRESENTATION OF THE PRELIMINARY BUDGET FOR FISCAL YEAR 2007-08 AIRPORT FUND AND FURTHER DISCUSSION OF PREVIOUSLY PRESENTED 2007-08 BUDGETS (GENERAL AND OPERATING FUNDS, CAPITAL IMPROVEMENT FUND, AND COMMUNITY REDEVELOPMENT AGENCY):

City Manager Ready and Craig Graves, Director of Finance, provided background information as outlined in the budget document dated May 16, 2007.

Mayor Oden requested staff address if the Fixed Asset Inventory included the Airport.

Councilmember Foat requested staff address the new staff structure at the Airport and the Executive Director.

Mayor Oden commented on the Inland Empire Film Coalition request for a Filming position, requested continued funding of grant writers, funding for Downtown and the Buxton Report, finding the right balance of businesses in the Downtown area, and a budget for the City's 70th Birthday.

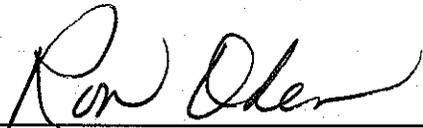
No action taken.

5. **NEW BUSINESS:** None.

COUNCILMEMBER COMMENTS AND REPORTS: None.

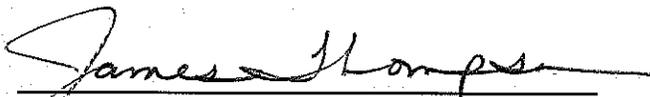
ADJOURNMENT: The City Council adjourned at 9:32 P.M. to a Study Session, Wednesday, May 23, 2007, at 6:00 P.M. in the Council Chamber, City Hall, preceded by a Closed Session at 4:30 P.M., Small Conference Room, City Hall, 3200 East Tahquitz Canyon Way, Palm Springs.

**APPROVED BY A MOTION OF THE PALM SPRINGS CITY COUNCIL THIS
6TH DAY OF JUNE, 2007.**



MAYOR

ATTEST:



City Clerk

