



CITY OF INDIO

Agenda

City Council

150 Civic Center Mall
Indio, California

August 21, 2019

MISSION STATEMENT

THE CITY OF INDIO'S PUBLIC SERVANTS PROVIDE OUTSTANDING MUNICIPAL SERVICES TO ENHANCE THE QUALITY OF LIFE FOR OUR RESIDENTS, VISITORS AND THE BUSINESS COMMUNITY

JOINT CLOSED SESSION CITY COUNCIL / SUCCESSOR AGENCY 3:00 p.m.

1. CALL TO ORDER AND ROLL CALL

Mayor/Chairperson Lupe Ramos Amith
Mayor Pro Tem/Vice Chairperson Glenn Miller
Councilmember/Director Elaine Holmes
Councilmember/Director Waymond Fermon
Councilmember/Director Oscar Ortiz

2. PUBLIC COMMENT

This is the time set aside for public comment. If you wish to speak, please complete a "request to speak" form and limit your comments to three minutes (forms are located in the lobby of the Council Chamber). If the total time of comments extend beyond 30 minutes, the Mayor may defer further public comments for items Not on the Agenda until the end of the Agenda.

3. ADJOURN TO CLOSED SESSION to consider:

- a.** Conference with Legal Counsel, Anticipated Litigation-Initiation of Litigation, Government Code Section 54956.9(d)(4); Number of potential cases: 1
- b.** Conference with Real Property Negotiators, Government Code Section 54956.8; 45149 Smurr Street, Suite B, Indio, City of Indio Negotiator: Mark Scott, City Manager; Negotiating Party: Rodolfo (Rudy) Cruz Gutierrez II; Under Negotiation: Price and Terms of Payment.
- c.** Conference with Real Property Negotiators, Government Code Section 54956.8; 46350 Jackson Street, Indio, City of Indio Negotiator: Mark Scott, City Manager; Negotiating Party: Desert Recreation District; Under Negotiation: Price and Terms of Payment.

- d. Conference with Real Property Negotiators, Government Code Section 54956.8; 81763 Avenue 46, Indio, City of Indio Negotiator: Mark Scott, City Manager; Negotiating Party: Desert Recreation District; Under Negotiation: Price and Terms of Payment.
- e. Conference with Legal Counsel, Existing Litigation, Government Code Section 54956.9(d)(1); Henricus Peeters, et al. v. City of Indio, Riverside County Superior Court Case No. PSC 1704172
- f. Conference with Labor Negotiator, Government Code Section 54957.6; City Negotiators: Rob Rockwell, Assistant City Manager and Finance Director, Scott Trujillo, Deputy City Manager, Terry Deeringer, Director of Human Resources & Risk Management, and Mark Scott, Chief Negotiator. Employee Organizations: Services Employees International Union (SEIU), Indio City Employees' Association (ICEA) and Indio Water Authority Employees' Association (IWAEA)
- g. Public Employee Performance Evaluation, Government Code 54957, Public Employee: City Manager
- h. Conference with Real Property Negotiators (City Council and Successor Agency), pursuant to California Government Code Section 54956.8; City of Indio and Successor Agency properties with APN's 611-164-011, 013, 014, 015; APN 611-172-025, 026, 027, 022, 023, 020, 017, 018, 019; City of Indio and City of Indio Successor Agency Negotiator: Mark Scott, City Manager/Executive Director; Negotiating Parties: Coachella Valley Development Partners. Negotiation: Price and Terms of Payment.
- i. Conference with Real Property Negotiators (City Council and Successor Agency), Government Code Section 54956.8; City of Indio and Successor Agency properties with APN's 611-164-014, 611-172-001, 611-172-003, 611-172-007, 611-172-017, 611-172-018, 611-172-019, 611-172-020, 611-172-022, 611-172-023, 611-172-025, 611-172-026, 611-172-027, 611-173-002, 611-173-006, 611-173-008, 611-173-012, 611-173-013, 611-173-015, 611-173-016, 611-173-017, 611-173-018, 611-173-019, 611-173-020, 611-173-021, 611-212-041, 611-164-011, 611-164-013, 611-164-015, 611-153-001, 611-153-004, 611-153-007, 611-153-009, 611-153-010, 611-153-011; City of Indio and City of Indio Successor Agency Negotiator: Mark Scott, City Manager/Executive Director; Negotiating Party: PSDG; Under Negotiation: Price and Terms of Payment

**REGULAR JOINT MEETING
CITY COUNCIL / INDIO WATER AUTHORITY / SUCCESSOR AGENCY
5:00 p.m.**

1. CALL TO ORDER AND ROLL CALL

Mayor/President/Chairperson Lupe Ramos Amith
Mayor Pro Tem/Vice President/Vice Chairperson Glenn Miller
Councilmember/Commissioner/Director Elaine Holmes
Councilmember/Commissioner/Director Waymond Fermon
Councilmember/Commissioner/Director Oscar Ortiz

2. INVOCATION

The City Council does not endorse the content of the invocation and does not endorse the invitational speaker's particular faith, belief and/or religious denomination. The City Council does not engage in any prior inquiry, review of, or involvement in, the content of the invocation, except to request the speaker to refrain from using the invocation as an opportunity to attempt to convert others to a particular faith or to disparage any faith or belief and for the speaker to face the City Council. The City Council has an established neutral policy for selecting and scheduling invitational speakers. The City Clerk will make the Council's policy on invocations available upon request for public inspection and copying.

3. PLEDGE OF ALLEGIANCE

4. REPORT ON CLOSED SESSION

5. REPORT ON CITY COUNCIL EXTERNAL/INTERNAL BOARDS, COMMISSIONS AND COMMITTEE MEETINGS AND REPORT ON MEETINGS ATTENDED PER GOVERNMENT CODE SECTION 53232.3(d)

6. CITY MANAGER REPORTS AND INFORMATION

7. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA

This is the time set aside for public comment. If you wish to speak, please complete a "request to speak" form and limit your comments to three minutes (forms are located in the lobby of the Council Chamber). If the total time of comments extend beyond 30 minutes, the Mayor may defer further public comments for items Not on the Agenda until the end of the Agenda.

8. CONSENT CALENDAR

Note: Consent calendar items are considered to be routine in nature and will be approved by one motion. Reading of text of Ordinances is waived and Ordinances are adopted as second reading, by title only. Public requests to discuss consent calendar items must be filed with the City Clerk before the consent calendar is called. This is the time for any member of the public wishing to speak on a consent calendar item to do so. Any member of the public wishing to speak shall have a total of three minutes to address any and all items on which he/she wishes to speak. Unless a consent calendar item is pulled for discussion by a council member, there will be no further opportunity to discuss the matter. If a consent calendar item is pulled for Council discussion and a member of the public then wishes to speak, he/she shall limit comments to matters raised during the Council discussion.

- a. [Minutes for the Regular City Council meeting held July 17, 2019](#) (Sabdi Sanchez, City Clerk Administrator) Recommendation: Approve
- b. [Report of Investments for the quarter ending June 30, 2019](#) (Rob Rockwell, Assistant City Manager and Finance Director) Recommendation: Receive & File

- c. [City Warrants](#) (Rob Rockwell, Assistant City Manager and Finance Director) Recommendation: Receive & File
- d. [IWA Warrants](#) (Trish Rhay, IWA General Manager) Recommendation: Receive & File
- e. [Resolution in support of balanced energy solutions and maintaining local control of energy solutions](#) (Scott Trujillo, Deputy City Manager) Recommendation: Approve **Resolution No. 10105**
- f. [Agreement with the law firm of Liebert Cassidy Whitmore for special counsel labor and employment services](#) (Terry Deeringer, HR & Risk Management Director) Recommendation: Approve
- g. [Professional Services Agreement with ThirdWave Corporation in the amount of \\$90,733 for consulting services related to the creation of an Information Technology Master Plan](#) (Ian Cozens, IT Director) Recommendation: Approve
- h. [Purchase of one \(1\) Enhancement Credit from the Coachella Valley Association of Governments in the amount of \\$187,450 to offset the environmental impacts caused by the channel paving related to the Indio Boulevard Bridge over the Coachella Valley Storm Drain Seismic Retrofit and Scour Countermeasure Project](#) (Timothy T. Wassil, Public Works Director) Recommendation: Approve
- i. [Final Parcel Map for Chandi & Karan, LLC, Parcel Map No. 36923 \(Golf Center Village\) located on the southwest corner of Avenue 44 and Golf Center Parkway](#) (Timothy T. Wassil, Public Works Director) Recommendation: Approve
- j. [Award a construction contract with Onyx Paving Company, Inc., in the amount of \\$420,000 for The Sun Gold Community Street Improvement Project \(Project No. ST1904\) final phase, as part of the multi-year CDBG-funded Better Neighborhoods Program \(BNP\)](#) (Timothy T. Wassil, Public Works Director) Recommendation: Approve
- k. [Amendment No. 5 to the existing Professional Services Agreement with T.Y. Lin International in an amount not-to-exceed \\$42,044 to prepare additional design plans for bridge connections of existing Indio Water Authority water mains into the Avenue 44 bridge over the Coachella Valley Stormwater Channel](#) (Trish Rhay, IWA General Manager) Recommendation: Authorize and Approve (**Indio Water Authority**)

9. ADMINISTRATIVE ITEMS

- a. [Resolution updating the City's Investment Policy and an Ordinance to Amend Chapter 32 of Title III of the Indio Municipal Code related to the Investment Committee](#) (Rob Rockwell, Assistant City Manager and Finance Director) Recommendation: Approve **Resolution No. 10109** and waive full reading, ready by title only and introduce **Ordinance No. 1741**
- b. [A \\$1,091,497 Purchase and Sale Agreement between the City of Indio \("Buyer"\) and the Successor Agency to the Redevelopment Agency of the City of Indio \("Seller"\) for the purchase and sale of 22 parcels located in Downtown Indio \(APN's 611-153-001, 004, 009, 007, 010, 011; 611-164-011, 013, 015; 611-174-018, 047, 048; 611-213-004, 005, 006, 007,](#)

[008, 024, 039, 040, 041; 611-221-005](#)), related Resolutions and finding General Plan conformity (Carl S. Morgan, Economic Development Director) Successor Agency Recommendation: Approve **Resolution No. 2019-35**; City Council Recommendation: Approve **Resolution No. 10110 (City Council & Successor Agency)**

- c. [Discussion and Direction regarding City's support of Desert Recreation District Bond Measure Proposal and polling for potential projects in Indio \(Pawley Pool, potential gymnastics center, sports park and other projects\) and regarding City's monetary and land contribution towards such projects](#) (Mark Scott, City Manager) Recommendation: Approve

10. PUBLIC HEARINGS

- a. [Resolution certifying the Final Environmental Impact Report, adopting CEQA findings and mitigation monitoring and reporting program and adopting a statement of overriding consideration for the City of Indio 2040 General Plan and Climate Action Plan; Resolution adopting the City of Indio 2040 General Plan; and Resolution adopting the Climate Action Plan](#) (Kevin H. Snyder, AICP, Community Development Director) Recommendation: Approve **Resolution Nos. 10106, 10107, 10108** (continued from 7/17/19 Council meeting)

11. PUBLIC COMMENTS CONTINUED, IF NEEDED, FOR ITEMS NOT ON THE AGENDA

12. ADJOURN

Next Council Meeting: September 18, 2019

Agenda packets are available on the city's website at www.indio.org and at the public counter in City Hall at 100 Civic Center Mall, Indio, California. Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection at the front counter of the lobby of the City Hall Administration Building at 100 Civic Center Mall, Indio, during normal City business hours and during the meeting.

PUBLIC NOTICE

The Indio City Council Chamber is accessible to person(s) with disabilities. If special equipment is needed, for the hearing impaired, please call the City Clerk's office. Persons with disabilities can receive this agenda in an alternative format and should call the City Clerk's office at 391-4007. Notification 48 hours prior to a meeting will enable the City to make reasonable arrangements to ensure accessibility to the meeting (28 CFR 35.102.35.104 ADA Title 11).

DECLARATION OF POSTING

I, Sabdi Sanchez, City Clerk Administrator of the City of Indio, California, do hereby declare that the foregoing agenda was posted on August 16, 2019, at least seventy-two (72) hours prior to the meeting per Government Code 54954.2, at the following locations:

City of Indio Council Chamber, 150 Civic Center Mall, Indio, CA 92201
City of Indio website www.indio.org

Sabdi Sanchez

SABDI SANCHEZ, CMC
CITY CLERK ADMINISTRATOR