



# CITY OF INDIO

## Agenda

### City Council

150 Civic Center Mall  
Indio, California

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**November 6, 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*

#### **CLOSED SESSION CITY COUNCIL 4:00 p.m.**

#### **1. CALL TO ORDER AND ROLL CALL**

Mayor Lupe Ramos Amith  
Mayor Pro Tem Glenn Miller  
Councilmember Elaine Holmes  
Councilmember Waymond Fermon  
Councilmember 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 Real Property Negotiators, Government Code Section 54956.8; 79370 Varner Road (APN's 607-251-024, 607-251-025, and 607-230-027); City of Indio Negotiator: Mark Scott, City Manager; Negotiating Parties: Unicars Honda. Negotiation: Price and Terms of Payment.
- b. Conference with Real Property Negotiators, Government Code Section 54956.8; APN 611-173-001; City of Indio Negotiator: Mark Scott, City Manager; Negotiating Parties: William L. Tanghe and Carolyn A. French Trust; Under Negotiation: Price and Terms of Payment.
- c. Conference with Legal Counsel, Anticipated Litigation, Initiation of Litigation, Government Code Section 54956.9(d)(4); Number of Potential Cases: 1

- d. Conference with Legal Counsel , Anticipated Litigation, Significant Exposure to Litigation, Government Code Section 54956.9(d)(2), Number of Potential Cases: 2

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

**1. CALL TO ORDER AND ROLL CALL**

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

**2. INVOCATION**

*The City Council does not endorse the content of the invocation and does not endorse the invocational 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 invocational 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. YOUTH ADVISORY COUNCIL**

Licett Alvarado, Natalia Banuelos, Denise Campos, Andrew Cervantes, Aracely Garza, Katherine Escalante Gomez, Jade Heredia-Salas, Edna Isbel Mora-Luque, Anna Perez, Irie Quintessa Carmona, Victoria Terriquez, Rogelio Torres, and Tania Valdez.

**5. REPORT ON CLOSED SESSION**

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

**7. CITY MANAGER REPORTS AND INFORMATION**

**8. EXCUSE YOUTH ADVISORY COUNCIL**

**9. 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.*

## 10. 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 Special City Council/IWA meeting held October 9, 2019](#) (Sabdi Sanchez, City Clerk Administrator) Recommendation: Approve
- b. [Report of Investments for Quarter ending September 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. [Award a contract in the amount of \\$139,238 to Bellakai Construction, for the Posse Park Trailhead Temporary Parking Lot and establish a 10% contingency in the amount of \\$13,924 for unforeseen site conditions](#) (Trish Rhay, IWA General Manager) Recommendation: Approve
- f. [Amendment No. 1 to the professional services agreements with M. Brey Electric, McDonald Electric, and Sulzer Electro-Mechanical Services for as-needed electrical repair services](#) (Trish Rhay, IWA General Manager) Recommendation: Approve
- g. [Authorize the full release of the performance bond and accept the Bill of Sale and rider bond from Terra Lago Indio, LLC \(K. Hovnanian Homes\), for Tract 32341-3](#) (Trish Rhay, IWA General Manager) Recommendation: Approve
- h. [Approval of the water improvement agreement and performance and payment bonds from Polo Estates Ventures, LLC for Trilogy at the Polo Club, Tract No. 37100-2, located on the northwest corner of Jackson Street and Avenue 52](#) (Trish Rhay, IWA General Manager) Recommendation: Approve
- i. [Ratify the Task Order and grant application for the preparation of the first Five-Year Assessment and update of the Alternative Plan for the Indio Subbasin in compliance with the Sustainable Groundwater Management Act \(SGMA\)](#) (Trish Rhay, IWA General Manager) Recommendation: Approve
- j. [Professional Services Agreement with D&B Visions in an amount not-to-exceed \\$70,000, for Commercial and Multi-Family Housing Recycling Program](#) (Timothy T. Wassil, Public Works Director) Recommendation: Approve
- k. [Resolution fixing the employer contribution for health benefits for employees and annuitants under the Public Employees' Medical and Hospital Care Act](#) (Terry Deeringer, HR & Risk Management Director)

- I. [Implementation of terms of a Tentative Agreement with the Services Employees International Union, Local 721 general bargaining unit and authorization for the City Manager to execute a successor Memorandum of Understanding](#) (Terry Deeringer, HR & Risk Management Director)
- m. [Implementation of terms of a Tentative Agreement with the Indio City Employees' Association general bargaining unit and authorization for the City Manager to execute a successor Memorandum of Understanding](#) (Terry Deeringer, HR & Risk Management Director)
- n. [Implementation of terms of a Tentative Agreement with the Indio Water Authority Employees' Association general bargaining unit and authorization for the City Manager to execute a successor Memorandum of Understanding](#) (Terry Deeringer, HR & Risk Management Director)
- o. [Management, Confidential and Unrepresented Employees Resolution regarding salaries, benefits, and terms and conditions of employment](#) (Terry Deeringer, HR & Risk Management Director)

## 11. ADMINISTRATIVE ITEMS

- a. [Fiscal Year 2019-20 Beverage Container Recycling Grant Agreement from CalRecycle in the amount of \\$142,815 and approve the purchase of 20 Bigbelly Smart Waste and Recycling Systems in the amount of \\$170,255](#) (Timothy T. Wassil, Public Works Director)  
*Recommendation: Approve*
- b. [Award of a construction contract to Powell Construction, Inc. in the amount of \\$2,562,615.50 for the Jackson Street Bridge over the Coachella Valley Stormwater Channel \(CVSWC\) Seismic retrofit Project \(Project No. BR0109\)](#) (Timothy T. Wassil, Public Works Director)  
*Recommendation: Approve*
- c. [Task Order No. 7 to the existing Agreement for Professional Services with T.Y. Lin International for services related to the construction of the Jackson Street Bridge over the Coachella Valley Stormwater Channel Seismic Retrofit Project \(Project No. BR0109\) in the amount of \\$339,187.52 and Amendment No. 10 to the Agreement for Professional Services with Dokken Engineering for additional engineering services in the amount of \\$59,760.00](#) (Timothy T. Wassil, Public Works Director) *Recommendation: Approve*
- d. [Purchase and Sale Agreement between City of Indio \("Buyer"\) and William L. Tanghe and Carolyn A. French Trust \("Seller"\) for property located at 82-851 Miles Avenue \(APN 611-173-001\); finding of General Plan conformity and budget adjustments](#) (Carl S. Morgan, Economic Development Director) *Recommendation: Approve*
- e. [Agreement between the City and Goldenvoice, LLC, for the installation, display and long term loan of the Sarbalé Ké \(the House of Celebration\) Art Piece](#) (Kevin H. Snyder, Community Development Director) *Recommendation: Approve*
- f. [Resolution No. 10117 authorizing application for and receipt of SB 2 Planning Grant Program funds](#) (Kevin H. Snyder, Community Development Director) *Recommendation: Approve*  
**Resolution No. 10117**

## 12. PUBLIC HEARINGS

- a. [A public hearing to approve Resolution No. 10116 approving Tentative Parcel Map No. 37689 \(TPM 19-04-399\) to merge 11 parcels into one \(1\) parcel for future development of the College of the Desert educational facilities \(APNs 611-211-002, 008 through 010, 013 through 019 \(Kevin H. Snyder, Community Development Director\) Recommendation: Approve \*\*Resolution No. 10116\*\*](#)
- b. [A public hearing to approve \*\*Ordinance No. 1742\*\* adopting by reference the 2019 California Building Standards Code with local amendments \(Kevin H. Snyder, Community Development Director\) Recommendation: Approve \*\*Ordinance No. 1742\*\*](#)
- c. [A public hearing to approve \*\*Ordinance No. 1743\*\* adopting by reference the 2019 edition of the California Fire Code with amendments \(Robert Fish, Fire Chief\) Recommendation: Approve \*\*Ordinance No. 1743\*\*](#)

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

## 14. ADJOURN

**Next Council / IWA Meeting: November 20, 2019**

Agenda packets are available on the city's website at [www.indio.org](http://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).

## RULES OF DECORUM

To help conduct the business of the City Council in an orderly fashion, the City Council has adopted rules pertaining to decorum and order, as provided for in Ordinance No. 1205. The City Council will strictly enforce these rules in order to allow full expression of ideas and opinions by councilmembers, staff and the public. Generally, the City's rules of decorum prohibit comments or actions which willfully disrupt the meeting. All remarks and questions shall be addressed to the Council as a whole and not to any particular member. No individual Councilmember or member of the City staff shall be questioned without first obtaining permission from the Presiding Officer. The City Council asks that all persons - including councilmembers, staff and the public - act and speak respectfully.

## 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 November 1, 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](http://www.indio.org)

*Sabdi Sanchez*

SABDI SANCHEZ, CMC  
CITY CLERK ADMINISTRATOR