



# CITY OF INDIO

## Agenda

### City Council

150 Civic Center Mall  
Indio, California

---

**December 18, 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**

**3:00 p.m.**

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

Mayor Glenn Miller  
Mayor Pro Tem Elaine Holmes  
Councilmember Oscar Ortiz  
Councilmember Waymond Fermon  
Councilmember Lupe Ramos Amith

#### **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-Significant Exposure to Litigation, Government Code Section 54956.9(d)(2); Number of potential cases: 1
- b. Conference with Legal Counsel, Initiation of Litigation, Government Code Section 54956.9(d)(4); Number of potential cases: 1
- c. Conference with Real Property Negotiators, Government Code Section 54956.8, 45-140 Towne Street (APN 611-173-019); City of Indio Negotiator: Mark Scott, City Manager; Negotiating Party, Coachella Valley Art Center; Under Negotiation: Price and Terms of Payment.
- d. Conference with Real Property Negotiators, Government Code Section 54956.8; 79370 Varner Road (Approximately 8.22 acres of APN's 607-251-024, 607-251-025, and 607-230-027); City of Indio Negotiator: Mark Scott, City Manager; Negotiating Parties: JKC Palm Springs, LLC.; Under Negotiation: Price and Terms of Payment.

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

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

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

**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. 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. [City Warrants \(Rob Rockwell, Assistant City Manager and Finance Director\) Recommendation: Receive & File](#)

- b. [IWA Warrants \(Trish Rhay, IWA General Manager\) Recommendation: Receive & File](#)
- c. [Joint Resolution No. 10123 of the City Council/IWA Board concluding the consolidation of the Boe Del Heights Mutual Water Association \(“BDHMWA”\) and Waller Tract Mutual Water Association \(“WTMWA”\) water systems into the Indio Water Authority water system \(Trish Rhay, IWA General Manager\) Recommendation: Approve Joint Resolution No. 10123](#)
- d. [Adoption of Resolution No. 10127 of the City Council of the City of Indio, California, supporting participation of the City in the 2020 Census \(Mark Scott, City Manager\) Recommendation: Approve Resolution No. 10127](#)

## 9. ADMINISTRATIVE ITEMS

- a. [Adoption of Ordinance No. 1744 adjusting City Council compensation following the November 2020 municipal elections and amending the Indio Municipal Code \(Mark Scott, City Manager\) Recommendation: Approve Ordinance No. 1744](#)

## 10. PUBLIC HEARINGS

- a. [Acceptance of Fiscal Year 2019 Edward Byrne Memorial Justice Assistance Grant \("JAG"\) Program funds in the amount of \\$35,015 and approval to use this grant to pay for public safety related equipment, supplies and training, and approve and authorize the City Manager to execute an interlocal agreement with the County of Riverside, the designated Fiscal Agent for the 2019 grant \(Mike Washburn, Chief of Police\) Recommendation: Approve](#)
- b. [Resolution No. 10125 for the Fourth Amendment to the Development Agreement between the City and Terra Lago Indio LLC, as assignee, approving a request for a five \(5\) year extension of the term for a site generally located east of Golf Center Parkway, west of Dillon Road, and north of Avenue 44 \(DA 96-8-10\) \(Kevin H. Snyder, Community Development Director\) Recommendation: Approve Resolution No. 10125](#)

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

## 12. ADJOURN

**Next Council / IWA Meeting: January 15, 2020**

*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 December 13, 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**