



CITY OF INDIO

Agenda

City Council

150 Civic Center Mall
Indio, California

Pursuant to Governor Newsom's Executive Order N-29-20, in-person participation by the public will not be permitted and no physical location from which the public may observe the meeting will be available.

You may view the meeting via livestream on the City's website at:
https://www.indio.org/your_government/city_clerk/agendas.htm

or via Facebook Live at:
<https://www.facebook.com/CityofIndio/>

or via Zoom at:
<https://us02web.zoom.us/j/87844429924?pwd=Y3dESm1RRi9XaWtQTU1YSDINb2IEdz09>
Webinar ID: 878 4442 9924
Passcode: 055195

Consistent with Executive Order N-29-20, members of the Indio City Council and City Staff are permitted to attend the meeting by teleconference and such teleconference locations are not accessible to the public and are not subject to special posting requirements. If you are an individual with a disability and need a reasonable modification or accommodation pursuant to the Americans with Disabilities Act ("ADA") please contact the office of the City Clerk at 760-391-4007 prior to the meeting for assistance.

Members of the public who desire to address the City Council during the meeting may do so either orally or in writing as described below.

Written Comments: Written Public comments on agenda and non-agenda items, or both, may be submitted by email to the City Clerk at ssanchez@indio.org. Please specify on the subject line the agenda item number or if general public comment (i.e. non-agenda item). For example on a specific item, write "agenda item 8a" on the email subject line. **Email/Written comments must be received by the City Clerk no later than 2:00 p.m. on the day of the meeting** and such comments will be distributed to the City Clerk, posted on the agenda landing page and be made part of the agenda packet and public record of the meeting; however, they will not be read during the meeting.

Oral Comments: If you wish to provide oral testimony during the live session, please email your name and phone number in the body of the email to the City Clerk ssanchez@indio.org **to obtain the zoom meeting ID and password no later than 5:00 p.m. on the day of the meeting. The City Clerk, however, will facilitate to the extent possible any email requests to provide oral testimony that are sent during the live meeting.** Please specify on the subject line of the email "Oral Comment" and note the agenda item number or if general comment (i.e. non-agenda item). The number provided in the email **MUST** match the number you are calling from, in order to be recognized by the City Clerk. Additionally, to participate during the live session, please keep track of the meeting proceedings by watching the meeting via Livestream, Facebook Live, or Zoom.

Public Hearing Items: Any person may provide oral or written comments to the City Council on public hearing items in the manner prescribed in the notice at the top of this agenda except that comments will be accepted during the public hearing until the hearing is closed.

DECEMBER 16, 2020

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

2. PUBLIC COMMENT

This is the time set aside for public comment for items not on the agenda. Public comments may be provided in the manner prescribed at the top of this agenda. 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; City of Indio property located on the northeast corner of Monroe Street and John Nobles Avenue: APNs: 614-100-001, 614-100-002, 614-100-003, 614-100-004, 614-100-005, 614-100-006, 614-100-007, 614-100-008, 614-100-009, 614-100-010, 614-100-011, 614-100-012, 614-100-013, 614-100-018, 614-100-019, 614-100-020, 614-100-021, 614-100-022, 614-100-023, 614-100-024, 614-101-001, 614-101-002, 614-101-003, 614-101-004, 614-101-005, 614-101-006, 614-101-007, 614-101-008, 614-101-009, 614-101-010, 614-101-011, 614-101-012, 614-101-013, 614-101-014, 614-101-016, 614-101-017, 614-101-018, 614-101-019, 614-101-020, 614-101-021, 614-101-022, 614-101-023, 614-101-024, 614-101-025, 614-101-026, 614-101-027, 614-101-028, 614-101-029, 614-101-030, 614-101-031, 614-101-032, 614-101-033, 614-101-034, 614-101-035, 614-101-036, 614-101-037, 614-101-038, and 614-101-039; City of Indio Negotiator: Mark Scott, City Manager; Negotiating Party: Haagen Company; Under Negotiation: Price and Terms of Payment.
- b. Conference with Legal Counsel, Existing Litigation, California Government Code Section 54956.9(d)(1); *Drill Tech Drilling & Shoring, Inc., a California corporation v. Future DB International Inc., et al. and related cross complaints by Future DB International Inc. and the City of Indio*, Los Angeles Superior Court Case No. BC711033

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

***PLEASE NOTE THAT THE CITY COUNCIL MAY ACT ON ANY ITEM
LISTED ON THE AGENDA***

1. CALL TO ORDER AND ROLL CALL

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

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. CITY CLERK ITEMS

- a. [Resolution No. 10185, certifying the General Municipal Election held November 3, 2020 \(Sabdi Sanchez, City Clerk Administrator\) Recommendation: Approve](#)

6. OATH OF OFFICE TO ELECTED OFFICIALS

- a. Cynthia Hernandez, City Clerk
- b. Balvina Ramirez, City Treasurer
- c. Glenn Miller, Councilmember, District 1
- d. Guadalupe Ramos Amith, Councilmember, District 5

7. PRESENTATIONS

- a. Recognition of Margaret Rodier for 14 years of service in the Community Services Commission (Mayor Holmes)

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

9. CITY MANAGER REPORTS AND INFORMATION

- a. [Presentation for Draft Transformative Climate Communities \(TCC\) Plan \(Kevin H. Snyder, Director of Community Development\)](#)

- b. Public Safety Campus Update (Scott Trujillo, Deputy City Manager)

10. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA

This is the time set aside for public comment for items not on the agenda. Public comments may be provided in the manner prescribed at the top of this agenda. 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.

11. CONSENT CALENDAR

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 City Council/Indio Water Authority meeting held December 2, 2020 (Sabdi Sanchez, City Clerk Administrator)
- b. City Warrants (Rob Rockwell, Assistant City Manager and Director of Finance) Recommendation: Receive & File
- c. IWA Warrants (Trish Rhay, IWA General Manager) Recommendation: Receive & File
- d. Award contract in the amount of \$265,000 to Borden Excavating, Inc., for the Fire Hydrant Replacement, Project No. WDHR20, establish a 10% contingency in the amount of \$26,550 for unforeseen site conditions and allocate \$10,000 for other project-related expenses (Trish Rhay, IWA General Manager) Recommendation: Approve
- e. Approval of the on-site water improvement agreement and performance and payment bonds from Five Star Kids, LLC TKB Bakery and Deli, Tract No. 30118 APN #611-340-006, located on the southeast corner of Golf Center Parkway and Avenue 45 south of Golf Center Business Park (Trish Rhay, IWA General Manager) Recommendation: Approve
- f. Amendment 2 to Task Order 7 to the existing As-Needed Professional Services Agreement with T.Y. Lin International, Inc., for Biological Support Services in the amount of \$25,790 for the Jackson Street Bridge Seismic Retrofit Project, City Project No. BR0109, Federal Project No. STPLZ-527(012) (Timothy T. Wassil, Director of Public Works) Recommendation: Approve
- g. Professional Services Agreement with Michael Baker International, Inc. in an amount not-to-exceed \$169,387, for the preparation of project plans, specifications and estimates and bidding and construction support for the Highway Safety Improvement Program, Cycle 9, Traffic Signal Improvements, Federal Aid Project Number HSIPL-5275 (036), City Project Number TS2003 (Timothy T. Wassil, Director of Public Works) Recommendation: Approve
- h. Proposed City Sponsorship of Desert Biennial for the Desert X 2021 International Art Exhibition in Downtown Indio (Kevin H. Snyder, Director of Community Development) Recommendation: Approve

- i. [Indio Housing Authority Item: Fiscal Year 2019/2020 Annual Report of the Low and Moderate Income Housing Asset Fund \(LMIHAF\) pursuant to Senate Bill 341 and Compliance Report pursuant to Assembly Bill 1793 \(Kevin H. Snyder, Director of Community Development\) Recommendation: Receive & File](#)

12. ADMINISTRATIVE ITEMS

- a. [Amendment to the Exclusive Negotiating Agreement between the City of Indio and HCL Indio Grand Marketplace, LLC to extend the term through December 31, 2021 with two \(2\) extensions of six \(6\) months each \(Carl S. Morgan, Director of Economic Development\) Recommendation: Approve](#)

13. PUBLIC HEARING

- a. [A public hearing to receive and file the AB 1600 annual reports \(Rob Rockwell, Assistant City Manager and Director of Finance\) Recommendation: Receive & File](#)

14. PUBLIC COMMENTS FOR ITEMS NOT ON THE AGENDA

15. ADJOURN

Next Council / IWA Meeting: January 6, 2021

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).

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 11, 2020, 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