



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/83443227160?pwd=NXlWVkdmeWJDU3ZDc1M0S3NNVHVBDz09>

Webinar ID: 834 4322 7160

Passcode: 847444

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.

MARCH 03, 2021

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
3:30 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; APN No. 611-174-020; City of Indio Negotiator: Mark Scott, Interim City Manager; Negotiating Party Victor Coombes; Under Negotiation: Price and Terms of Payment
- b. Conference with Real Property Negotiators, Government Code Section 54956.8; APN No. 611-174-019, City of Indio Negotiator: Mark Scott, Interim City Manager; Negotiating Party: Kyndra Casper and Robert Russell; Under Negotiation: Price and Terms of Payment
- c. Conference with Real Property Negotiators, Government Code Section 54956.8; Assessor Parcel Numbers 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 Negotiator: Mark Scott, Interim City Manager; Negotiating Party: PSDG; Under Negotiation: Price and Terms of Payment
- d. Conference with Real Property Negotiators, Government Code Section 54956.8; Assessor Parcel Numbers 607-251-024, 025, and 607-230-027, Indio; City of Indio Negotiator: Mark Scott, Interim City Manager; Negotiating Party: Mozoras I-10 Property LLC; Under Negotiation: Price and Terms of Payment

- e. Conference with Labor Negotiator, Government Code Section 54957.6; City Negotiator: Mark Scott, Interim City Manager, Rob Rockwell, Assistant City Manager & Finance Director, and Scott Trujillo, Deputy City Manager. Employee Organizations: Indio Police Officers Association (IPOA), Police Command Unit Association (PCU), Indio City Employees' Association (ICEA), Indio Water Authority Employees' Association (IWAEA), Service Employees International Union (SEIU)

**REGULAR JOINT MEETING
CITY COUNCIL / INDIO WATER 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 Elaine Holmes
Mayor Pro Tem/Vice President Waymond Fermon
Councilmember/Commissioner Oscar Ortiz
Councilmember/Commissioner Lupe Ramos Amith
Councilmember/Commissioner 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. CITY ATTORNEY REPORT ON CLOSED SESSION

5. YOUTH ADVISORY COUNCIL (YAC) REPORT

Denise Campos-Lagunas, Miabella Cansino, Katherine Escalante, Alyssa Garcia, Trinity Hernandez, Kelly Lopez, Kindra Medel, Edna Mora, Jaqueline Orozco, Eliana Perez, Tabitha Ramirez, Sienna Rodriguez, Victoria Terriquez and Ellie Thompson

6. APPOINTMENTS

- a. Appointment of Delegate and Alternate Representative to the Southern California Association of Governments (SCAG) General Assembly (GA) *[Annual General Assembly scheduled for May 6, 2021, 11am via zoom]*

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

8. CITY MANAGER REPORTS AND INFORMATION

9. 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.

10. 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 February 3, 2021](#) (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. [Amendment No. 2 to the professional services agreement with HF&H Consultants, LLC for evaluating the effectiveness of the current water rate structure and updating the supplemental water supply fee in a not-to-exceed additional amount of \\$44,765.00](#) (Trish Rhay, IWA General Manager) Recommendation: Approve
- e. [Authorize the acceptance of 99,468.5 square feet of domestic water easement dedicated to the Indio Water Authority/City of Indio, by Indio Towne Center Spe, LLC, a Delaware Limited Liability Company, Indio Towne Center LLC, a California Limited Liability Company, The Padova Trust dated June 27, 1991, as Amended and Restated and Richardson Plm, LLC, a Texas Limited Liability Company \("Grantor"\) within Parcels A and B of certificate of compliance, recorded February 9, 2007 as document No. 2007-0098932 for the Indio Towne Center](#) (Trish Rhay, IWA General Manager) Recommendation: Authorize and Approve
- f. [Authorize the full release of the performance bonds and accept the Bill of Sale and Warranty Bond in the amount of \\$28,803.25 from Terra Lago Indio LLC, \(Four Seasons\) Indio, for Tract 32341-10](#) (Trish Rhay, IWA General Manager) Recommendation: Approve
- g. [Final Tract Map for Terra Lago Indio, LLC, Tract Map No. 32341-12 \(Terra Lago Area 2\), generally located on the north side of Avenue 44 and west of Dillon Road](#) (Timothy T. Wassil, Director of Public Works) Recommendation: Approve
- h. [Final Tract Map for Polo Estates Ventures, LLC, Tract Map No. 37160 \(Polo Estates - Tuffli\) located on the northeast corner of Monroe Street and Avenue 52](#) (Timothy T. Wassil, Director of Public Works) Recommendation: Approve

- i. [Professional Services Contract with Kimley Horn and Associates, Inc. in the amount of \\$61,222.96 for the Local Roadway Safety Plan, Project No. PL2003](#) (Timothy T. Wassil, Director of Public Works) Recommendation: Approve
- j. [Resolution No. 10192 authorizing the submission of an application to the California Natural Resources Agency for the Urban Flood Protection Grant Program for \\$4.2 million in grant funding for the Civic Center Storm Drain System project](#) (Timothy T. Wassil, Director of Public Works) Recommendation: Approve

11. ADMINISTRATIVE ITEMS

- a. [Consideration of Indio's Sports Park Master plan needed for the submittal of the Statewide Park Development and Community Revitalization Grant Program Grant application](#) (Timothy T. Wassil, Director of Public Works) Recommendation: Approve
- b. [Purchase and Sale Agreement \("PSA"\) between the City of Indio \("City"\) and Mozoras I-10 Property, LLC, for the sale of a City-owned parcel of 16.44 acres north of Varner Road](#) (Carl S. Morgan, Director of Economic Development) Recommendation: Approve
- c. [Indio Water Authority Fiscal Year 2020-21 Midyear Budget Update](#) (Trish Rhay, IWA General Manager) Recommendation: Receive & File and Approve
- d. [Receive and File the Fiscal Year 2020-21 Midyear Budget Update and approve the recommendations and associated budget adjustments reflected in the Fiscal Year 2020-21 Midyear Budget Summary, adjusting the budgets for various departments and functions](#) (Mark Scott, Interim City Manager) Recommendation: Receive & File and Approve

12. PUBLIC HEARINGS

- a. [Continued Public Hearing of January 20, 2021: Introduce, waive full reading, and read by title only, Ordinance No. 1759, approving the Second Amendment for the Desert Shores Specific Plan](#) (Kevin H. Snyder, Community Development Director) Recommendation: [introduce ordinance](#)
- b. [A public hearing to adopt Resolution No. 10191 approving Tentative Parcel Map No. 37999 \(TPM 20-10-406\) to subdivide a 2.60 acre parcel of improved land into three \(3\) parcels for commercial use \(Jefferson Plaza\) located on the north side of Highway 111 and east of Jefferson Street \(APN: 600-130-021\) and finding the project is exempt from the California Environmental Quality Act \(Section 15315\)](#) Kevin H. Snyder, Director of Community Development) Recommendation: Approve

13. PUBLIC COMMENTS FOR ITEMS NOT ON THE AGENDA (IF NECESSARY)

This comment period is only if public comments for items not on the agenda from the beginning of the meeting were deferred to the end because the 30 minute period was reached and there were additional speakers at that time. This is not a new public comment period.

14. ADJOURN to a meeting of the City Council on March 5, 2021 at 10:00 a.m.

Next City Council Regular Meeting: March 5, 2021 at 10:00 a.m.

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 February 26, 2021, 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