

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



FROM: Supervisor Roy Wilson

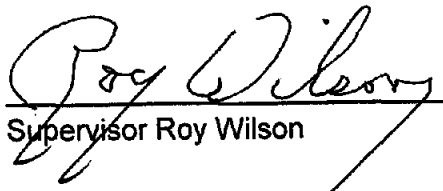
SUBMITTAL DATE: June 10, 2008

SUBJECT: RESOLUTION NO. 2008-297 Creating the Desert Palms Community Council

RECOMMEND: Formation of the Desert Palms Community Council – Adoption of Resolution 2008-297

JUSTIFICATION: Community Councils have been established in several unincorporated communities in eastern Riverside County, and have proven very successful in providing input to the Board on matters pertaining to public health, safety, welfare, public works and planning.

The residents of Sun City Palm Desert are concerned with a number of issues which are outside of the immediate jurisdiction of their Homeowners Association. They are concerned with maintaining a voice in what happens in the area immediately surrounding the community on the north, south and west (the City of Indio extends along the eastern boundary of Sun City Palm Desert). Additionally, the community will benefit from having a council and the opportunity to air the concerns of residents and nearby business owners. Resolution No. 2008-297 (copy attached) hereby establishes a community council for the community of Desert Palms, which comprises Sun City itself, as well as additional territory on the north, south and west.


Supervisor Roy Wilson

RESOLUTION NO. 2008-297

**A RESOLUTION OF THE COUNTY OF RIVERSIDE CREATING
THE DESERT PALMS COMMUNITY COUNCIL**

WHEREAS, Government Code Section 31010 allows for the creation of an advisory council within unincorporated territory for the purpose of advising the Board of Supervisors on matters including, but not limited to, public health, safety, welfare, public works, and planning;

NOW THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of Riverside, State of California, in regular session assembled on June 10, 2008, that the Desert Palms Community Council is hereby created.

BE IT FURTHER RESOLVED AND ORDERED that the operation of the Desert Palms Community Council (hereinafter referred to as "Council"), will be in compliance with the following enumerated rules, regulations and procedures:

1. **TERRITORY.** The territory for which the Council is established, and area over which it extends, is situated within the area generally known as Sun City Palm Desert, but adding territory which extends north to the northern boundary of Section 19, T4S R7E, to Interstate 10 on the south, and incorporating the existing fire station on the western side of Washington Street, and all territory east of Berkey Drive, as more specifically shown on the attached map, labeled "Exhibit A." Generally, the City of Indio forms the eastern boundary.
2. **MEMBERSHIP.** The Council shall consist of five appointed members, each of whom shall be registered voters within the boundaries of the territory described in Section 1, or a registered voter who owns a business within said boundaries. Membership on the Council shall automatically terminate in the event such member ceases to maintain a residence or business within said area or has three (3) consecutive absences from Council meetings within a 12-month period.

- 1 3. TERMS. The first three of five members shall be appointed to a term of four years. The
2 remaining two of five members, who are at first appointed, shall be appointed to a term
3 of three years. Appointments made upon the expiration of the terms of the initial
4 members shall be for four years.
- 5 4. APPOINTMENT OF MEMBERSHIP. In accordance with Board of Supervisors Policy
6 A-51 (November 12, 1996) members of any community council or municipal advisory
7 council formed after adoption of Policy A-51 are to be appointed by the Supervisor of the
8 District and approved by a majority of the Board.
- 9 5. VACANCIES. Vacancies occurring due to death, resignation, or a member moving out
10 of the Council territory shall be filled by an appointment made by the Supervisor of the
11 District. Alternatively, the Supervisor may delegate appointment to fill vacancies to the
12 remaining Council members. Persons appointed to fill a vacancy shall serve for the
13 remainder of the unexpired term.
- 14 6. OFFICERS. The Council shall once a year choose from among its members a
15 presiding officer, an assistant presiding officer, and a secretary.
- 16 7. BYLAWS. No bylaws shall be required to be adopted by the Council. The Council shall
17 make and keep a current standing order providing for the time and place of holding
18 regular meetings. Any bylaws to be adopted by Council shall not duplicate or conflict
19 with this Resolution or any statute, ordinance or Board Policy for or establishing the
20 Community Council or governing its conduct.
- 21 8. MEETINGS. The Council shall determine the number of its regular meetings, which
22 shall be at least quarterly, and shall by standing order, fix the time and place thereof
23 which shall be within the County of Riverside. The calling, giving notice, and conducting
24 of meetings shall be in accordance with the Ralph M. Brown Act (Government Code
25 Section 54900, et. seq.)
- 26 9. QUORUM. A quorum shall consist of a majority of the members of the Council not

1 counting vacant positions. Any action of the Council shall require affirmative votes of not
2 less than a quorum, except less than a quorum may adjourn a meeting *sine die* or to a
3 specified time and place.

4 10. REMOVAL OF A MEMBER. Notwithstanding a specified length of a term for a member,
5 the Board of Supervisors may remove any member at any time without cause.

6 11. COMPENSATION AND EXPENSES. Each member shall serve without compensation
7 or reimbursement of expenses unless and otherwise provided in accordance with
8 statute, ordinance or resolution authorizing same and specifying the details thereof.

9 12. DUTIES. The Council shall advise and recommend to the Board of Supervisors
10 respecting any matter upon which such advice or recommendation is specifically
11 requested by the Board. As it deems appropriate, the Council may request, pursuant to
12 Section 31010 of the Government Code, that the Board of Supervisors allow the Council
13 to represent the community to a state, county, city, special district or school district,
14 agency or commission, or any other organization on any matter concerning the
15 community.

16 13. REPORTS. The Council may file a special report whenever the Council deems it
17 appropriate, and shall file a report when requested to do so by the Board of Supervisors.

18 14. INDEBTEDNESS. The Council shall not be empowered to enter into any contract or
19 otherwise incur any indebtedness in the name of or on behalf of itself, the Board of
20 Supervisors, the County of Riverside, or any officer, agent or employee thereof.

21 15. DURATION OF THE COUNCIL. Should it be determined that the Council is no longer
22 functioning consistent with Government Code Section 31010, the regulations and
23 procedures set forth in this Resolution or any subsequently adopted rules, regulations,
24 resolutions or bylaws, or that the need for the Council no longer exists, a public hearing
25 shall be conducted by the Board of Supervisors to determine if the Council should be
26 dissolved. Following the public hearing the Board shall make its decision.

1 DATED THIS 10th DAY OF June, 2008.

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ROY WILSON, CHAIRMAN
BOARD OF SUPERVISORS

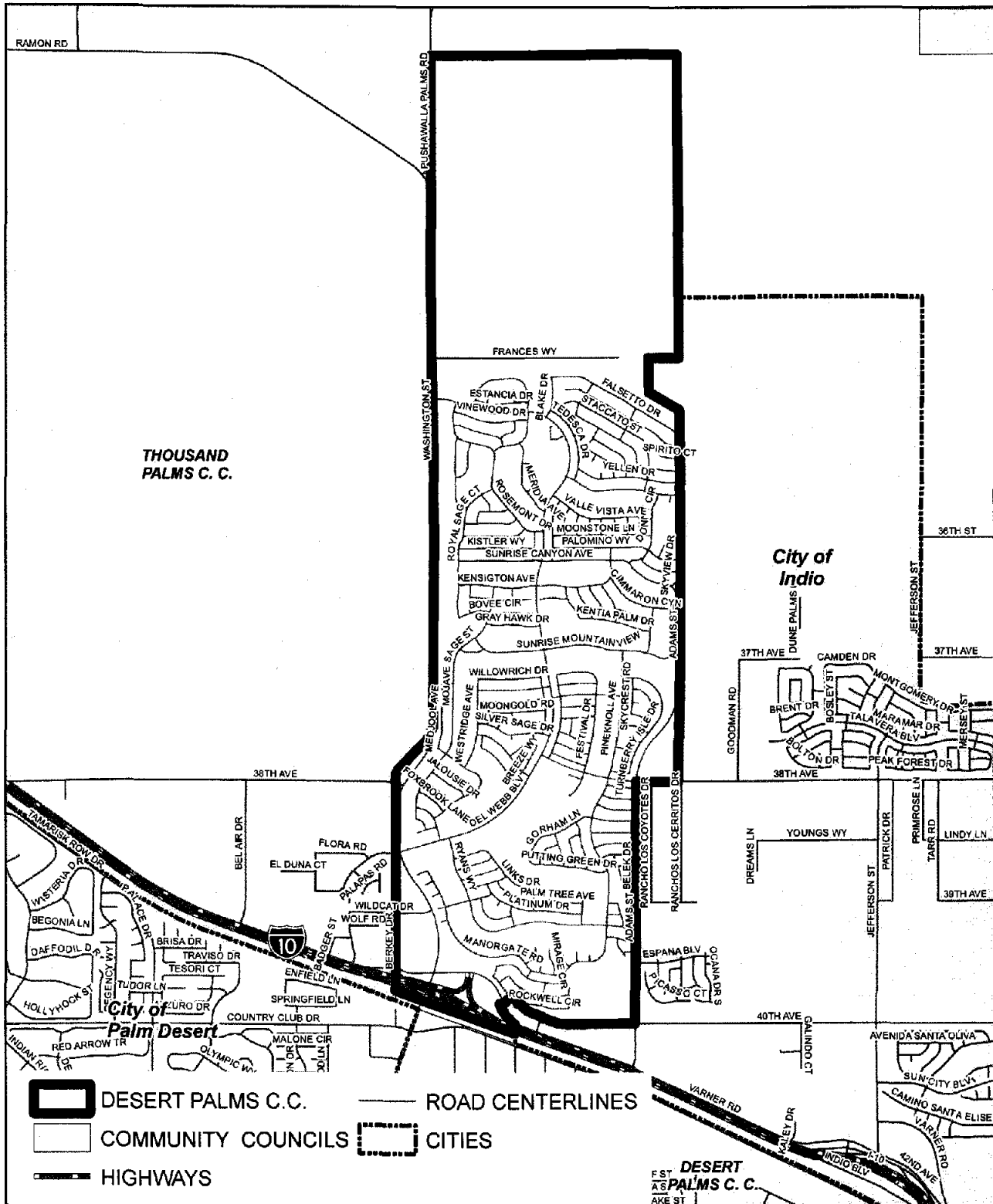
ATTEST:

Nancy Romero

Clerk of the Board

By: _____

PROPOSED DESERT PALMS COMMUNITY COUNCIL



Date: 5/19/2006
 Source: U:\maps\community council
 desert palms



The County of Riverside assumes no warranty or legal responsibility for the information contained on this map. Data and information represented on this map is subject to updates, modifications and may not be complete or appropriate for all purposes. County GIS and other sources should be queried for the most current information.