



CITY COUNCIL AGENDA

Study Session

Wednesday, June 8, 2022
3:00 PM

City Council Chambers
68-700 Avenida Lalo Guerrero
Cathedral City, CA 92234

THIS MEETING WILL BE CONDUCTED IN PERSON AND VIA VIDEOCONFERENCE. IF YOU WOULD LIKE TO ATTEND VIA ZOOM PLEASE USE THE FOLLOWING LINK TO REGISTER IN ADVANCE:

Register in advance for this webinar:

https://zoom.us/webinar/register/WN_A0ymerA8RICK5xUr1GpOlq

AFTER REGISTERING, YOU WILL RECEIVE A CONFIRMATION EMAIL CONTAINING INFORMATION ABOUT JOINING THE MEETING.

MAYOR

Ernesto Gutierrez

CITY COUNCIL MEMBERS

Mayor Pro Tem
Rita Lamb

Councilmember
Mark Carnevale

Councilmember
Nancy Ross

Councilmember
Raymond Gregory

-
- **CALL TO ORDER**
 - **ROLL CALL**
 - **AGENDA FINALIZATION**

At this time the City Council may announce any items being pulled from the agenda or continued to another date.

1. **PUBLIC COMMENT**

This is the opportunity for members of the public to comment on any items not appearing on the regular agenda. Because of restrictions contained in California Law, the City Council may not discuss or act on any item not on the agenda but may briefly respond to statements made or ask a question for clarification. The Mayor may also request a brief response from staff to questions raised during public

comment or may request a matter be agendized for a future meeting. Public Comment will be limited to three (3) minutes.

2. CLOSED SESSION

A. Conference with Legal Counsel - Existing Litigation Pursuant to Government Code Section 54956.9(d)(1):

Name of Case and Number: Verano Recovery, LLC

Case Number: 2:21-bk-14127-BB

3. STUDY SESSION

Normally no action is taken on Study Session items, however, the City Council reserves the right to give specific policy direction and take specific action as necessary. Presentation will be limited to 10 minutes unless other provisions are made in advance.

A. Presentation - Acrisure Arena/Firebird Hockey Information and Update

Recommendation: There is no formal action required for this item. It is a presentation only.

B. Presentation - Children's Discovery Museum of the Desert

Recommendation: There is no formal action required for this item. It is a presentation only.

C. Presentation - Health Assessment and Research for Communities (HARC)

Recommendation: There is no formal action required for this item. It is a presentation only.

D. 2022 Firework Enforcement and Response Activity

Recommendation: Information and Discussion Only

ADJOURN

NOTES TO THE PUBLIC:

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CITY COUNCIL AGENDA

Regular Meeting

Wednesday, June 8, 2022
5:30 PM

City Council Chambers
68-700 Avenida Lalo Guerrero
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MAYOR

Ernesto Gutierrez

CITY COUNCIL MEMBERS

Mayor Pro Tem
Rita Lamb

Councilmember
Mark Carnevale

Councilmember
Nancy Ross

Councilmember
Raymond Gregory

- **CALL TO ORDER**
- **PLEDGE OF ALLEGIANCE**
- **INVOCATION (MOMENT OF REFLECTION)**
- **ROLL CALL**
- **AGENDA FINALIZATION**

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1. **PUBLIC COMMENT**

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2. COUNCIL REPORTS

This is an opportunity for each member of the City Council to report on any conferences they attend, local events or make any other comments they may have.

3. CONSENT AGENDA

The following Consent Calendar items are expected to be routine and noncontroversial. They will be acted upon by the City Council at one time without discussion. Any Council Member, Staff Member, or Citizen may request removal of an item from the Consent Calendar for discussion.

A. Waive Full Reading of Ordinances on Agenda

B. Minutes Approval

1. City Council - Special Meeting - May 18, 2022 2:00 PM
2. City Council - Study Session - May 25, 2022 3:00 PM
3. City Council - Regular Meeting - May 25, 2022 5:30 PM
4. City Council - Special Meeting - Jun 1, 2022 2:00 PM

C. Fiscal Year (FY) 2022/2023 Appropriations Limit, Gann Initiative Limitation

Recommendation: Approve the City's appropriations limit for the FY 2022/2023, Gann Initiative Limitation

D. Assessment of Special Assessments Against Properties for Nuisance Abatement Costs Incurred During Fiscal Year 2021-2022

Recommendation: Adopt a Resolution confirming and imposing special assessments against certain properties for recovery of nuisance abatement costs and providing for collection.

E. Adopt a Resolution Accepting Public Improvements Completed for Conditional Use Permit CUP 20-018 and Releasing Certain Improvement Securities: Amazon HUB Center, at Southeast Corner of Date Palm Drive and Converse Road: AG Cathedral City Owners, LLC: Developer

Recommendation: Adopt the resolution accepting the public improvements constructed for Conditional Use Permit CUP 20-018, at the intersection of Date Palm Drive and Converse Road; authorizing the release of certain agreement securities described in the Resolution, and; authorize the Director of

F. Approval of Settlement Agreement and Amended and Restated Purchase and Performance Agreement

Recommendation: Approve the following:

1. Settlement Agreement, by and between the City of Cathedral City and Verano Recovery, LLC; and
2. Amended and Restated Purchase and Performance Agreement, by and between the City of Cathedral City and Verano Recovery, LLC, relating to the development of portions of Rio Vista Village.

G. Approval of a Resolution to Summarily Vacate an unused five-foot wide Public Utility Easement on Lot 33 and a portion of Lot 32 of Cathedral Estates No. 2, located at the Southwest corner of Victoria Drive and Eagle canyon Drive (Vacation No. 2022-01).

Recommendation: Approve and adopt the Resolution summarily vacating all City and public interests in a five-foot wide Public Utility Easement on Lot 33 and a portion of Lot 32 of Cathedral Estates No. 2 Subdivision, located at the southwest corner of Victoria Drive and Eagle Canyon Drive.

H. Triennial On-Call and/or As Needed Service Contract Awards for Graffiti Abatement Services and Traffic Signal Maintenance and Emergency Services

Recommendation: Award triennial on-call and/or as needed service contracts to Graffiti Protective Coating, Inc. for Graffiti Abatement Services and annual maintenance costs in the not-to-exceed amount of \$69,360; and, Yunex LLC, for base annual Traffic Signal Maintenance and Emergency On-Call Services in the not-to-exceed amount of \$41,664; and, authorize the City Manager to execute all required contracts; and authorize the budget amendment of \$9,360 for the FY22-23 budget.

I. Conditional Use Permits No. 20-020 and 20-021: Approval of Improvement Agreement for Completion of Improvements at 68625 Perez Road, and Authorization for City Manager and City Clerk to execute the agreement: PCC Cathedral City, LLC (Edlin Kim).

Recommendation:

1. Approve the Improvement Agreement with PCC Cathedral City, LLC, for completion of on-site and off-site improvements at 68625 Perez Road, for CUP 20-020 and 20-021; and
2. Authorize the execution of the Agreement by the City Manager and City Clerk, in a form approved by the City Attorney.

4. ITEMS PULLED FROM CONSENT

5. PUBLIC HEARINGS

A. SB 1383 residential roll out program, Amendment to the Franchise Agreement and rate increase request on commercial, residential, and roll-off services.

Recommendation: Approve the SB 1383 residential program; Amendment to the Franchise Agreement; rate increase on Commercial, Residential, and Roll-Off Services; and, approve a Resolution approving tax roll billing, the new adjusted rate schedule of fees for roll-off, residential, multi-family and commercial, for the collection, recycling, and disposal of municipal solid waste and residential/commercial recycling.

B. Annual Renewal of the Lighting & Landscaping District Budget

Recommendation: Hold a public hearing, adopt resolutions approving the final engineer's report, and order the levy and collection of annual assessments for the sixteen (16) existing benefit zones for the annual renewal of the Lighting and Landscaping District Budget for FY 2022/2023.

6. LEGISLATIVE ACTIONS

A. Cannabis Regulation and Tax Update

Recommendation: To approve a resolution amending the cannabis cultivation tax structure and definitions, and to approve a resolution establishing exemptions to the cannabis cultivation tax for pre-operational and non-operational businesses.

B. Award Granite Construction Company for the CDBG Public Improvements Project: Via De Anza Street Improvement Project - Phase 1

Recommendation: Award a contract to Granite Construction in the amount of \$470,073.20 for constructing the improvements for the CBDG Public Improvements Project: Via De Anza Street Improvement Project - Phase 1 (C08834); and, approve an eighteen percent (18%) contingency in the amount of \$84,613.18 for any unforeseeable construction costs; thereby, bringing the total construction budget for this Project to \$554,686.38; and, authorize the City Manager to execute the required contract documents; and, authorize the Director of Public Works to request bonds and insurance for the Project and issue the Notice to Proceed.

C. Update on Emergency Actions Related to COVID-19

Recommendation: Update on Status of Emergency Proclamation. Possible action to continue or rescind Resolution 2020-06.

Update on Emergency Actions taken by City, County, State of Federal Agencies.

Possible consideration of additional measures to be taken. Council may add items not listed on the agenda pursuant to

7. DISCUSSION ON FUTURE AGENDA ITEMS

This is an opportunity for members of the City Council to request that, and for the City Council to discuss whether, one or more items should be added to the agenda of a future regular or special City Council meeting. To comply with the Brown Act, discussion should be limited to whether to add the item(s), and direction given to the City Manager regarding scheduling and prioritization of the item(s).

8. CLOSED SESSION

ADJOURN

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