



CITY COUNCIL AGENDA

Study Session

Wednesday, June 28, 2023
2:30 PM

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

MAYOR

Rita Lamb

CITY COUNCIL MEMBERS

Mayor Pro Tem
Mark Carnevale

Councilmember
Nancy Ross

Councilmember
Raymond Gregory

Councilmember
Ernesto Gutierrez

- **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 agendaized for a future meeting. Public Comment will be limited to three (3) minutes.

2. CLOSED SESSION

A. Conference with Labor Negotiator Pursuant to Government Code Section 54956.6

Agency Negotiator: Charles McClendon, City Manager

Represented Employees:

Cathedral City Professional Firefighters Association (CCPFA) and Cathedral City Firefighters Management Association (CCFMA)

B. Conference with Legal Counsel - Anticipated Litigation

Pursuant to Paragraph (2) of Government Code § 54956.9

Anticipated Litigation: One (1) Case

C. Conference with Legal Counsel - Anticipated Litigation

Pursuant to Paragraph (1) of Government Code § 54956.9

Initiation of Litigation: One (1) Case

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. City User and Regulatory Fees Update

Recommendation: This item is presented for information, discussion and direction only.

B. AB 1600 Fee Justification Nexus Study

Recommendation: This agenda item is for review and discussion.

C. Parks Application for Field Facilities Long Term Use Update

Recommendation: This item is presented for information, discussion and direction only.

ADJOURN

NOTES TO THE PUBLIC:

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Any documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection in the City Clerk's office at City Hall located at 68-700 Avenida Lalo Guerrero during normal business hours. In addition, such documents will be posted on the City's website at www.cathedralcity.gov.



CITY COUNCIL AGENDA

Regular Meeting

Wednesday, June 28, 2023
5:30 PM

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

MAYOR

Rita Lamb

CITY COUNCIL MEMBERS

Mayor Pro Tem
Mark Carnevale

Councilmember
Nancy Ross

Councilmember
Raymond Gregory

Councilmember
Ernesto Gutierrez

- **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 - Study Session - Jun 14, 2023 3:00 PM**
- 2. City Council - Regular Meeting - Jun 14, 2023 5:30 PM**

C. Receive and File Payment of Claims and Demands for May 2023

Recommendation: The City Council acting in its capacity for the City, the Successor Agency to the former Redevelopment Agency, the Housing Successor Agency, and the Cathedral City Public Finance Authority Board receive and file payment of claims and demands in the aggregate sum of \$5,823,523.94 for the month of May 2023.

D. Notice of Completion for the Ofelia Bringas Memorial Bridge (aka Cathedral Canyon Bridge over Whitewater River) Project (CIP 8919)

Recommendation: To accept and approve the Ofelia Bringas Memorial Bridge (aka Cathedral Canyon Bridge over Whitewater River) Project (C08919) as final; and authorize the City Manager to execute and file a Notice of Completion with the Riverside County Recorder's office on behalf of the City Council; and authorize the release of retention funds to Ames Construction Inc. upon expiration of the Notice of Completion.

E. Vehicle Tow Service Franchise Ordinance

Recommendation: To conduct second reading and adopt an Ordinance adding Chapter 12.78 to the Cathedral City Municipal Code. (Attachment 1)

F. Second Reading of an Ordinance Amendment - Renewal of Inactive Cannabis Dispensary Licenses

Recommendation: To provide second reading, by title only, and adopt an ordinance amending Sections 5.88.040 and 5.88.055 of the Cathedral City Municipal Code related to Cannabis Business License expiration and renewals.

G. Ratify Nominations by Councilmembers for Commission/Committee Seats and Appoint Individuals to Serve a Three-year Term to Expire June 30, 2026.

Recommendation: To ratify the following nominations and appoint each individual to serve a three-year term continuing through June 30, 2026:

Planning Commission:

Nomination by Councilmember Nancy Ross to reappoint Rich Malacoff

Nomination by Mayor Pro Tem Mark Carnevale to reappoint Skye Daley

Architectural Review Committee:

Nomination by Mayor Pro Tem Mark Carnevale to reappoint Stephen Burchard

Historic Preservation Committee:

Nomination by Councilmember Nancy Ross to reappoint Baudilio Corrales

Parks and Community Events Commission:

Nomination by Mayor Pro Tem Mark Carnevale to reappoint Angel Herrera

Public Arts Commission:

Nomination by Councilmember Ernesto Gutierrez to appoint Leonard Rick Travis

Nomination by Councilmember Raymond Gregory to reappoint Craig Liebelt

H. Coachella Valley Conservation Commission Trails Management Sub-Committee Appointment

Recommendation: To appoint Erin Hyland, Parks and Community Events Commission, to represent Cathedral City on the Coachella Valley Conservation Commission Trails Management Sub-Committee

I. Auto Center Digital Reader Board Replacement and City Advertising Request

Recommendation: To approve funding 75% of the acquisition and installation costs, not-to-exceed \$359,074, in order to replace five electronic reader boards within the Cathedral City Auto Center; and approve an amendment to the Economic Development Community Assistance budget (100-100-130-135-8650-8658) in the amount of \$359,074 to allow for this expenditure.

J. Update City Council Policy Manual

Recommendation: Staff recommends the City Council approve updates to the City Council Policy Manual, updating the Mission, Values, and Vision Statement and Section 2.07.060 Council Travel Policy.

K. Approval of Grant Expenditure SLESA FY 2020-2021

Recommendation: To approve the Expenditure Plan appropriating Supplemental Law Enforcement Services Account (SLESA) funds from FY 2021-2022 for motor officer equipment and police motorcycle radio equipment.

L. Award Contract to DBX Inc. for the Landau Boulevard/McCallum Way Intersection Improvements

Recommendation: To award a construction contract to DBX Inc., in the amount of \$1,021,888.50 for the Landau Boulevard/McCallum Way Intersection Improvements Project (C08662) and approve a fifteen percent (15%) contingency in the amount of \$153,283.28 for any unforeseeable construction costs; thereby, bringing the total construction budget for this Project to \$1,175,171.78; and approve a budget adjustment to the FY 2023-2024 CIP Plan by allocating prior years Senate Bill 1 (RMRA/SB-1) funds in the amount of \$485,000.00; and authorize the City Manager to execute the required contract documents; and authorize the City Engineer to request bonds and insurance for the Project and issue the Notice to Proceed.

4. ITEMS PULLED FROM CONSENT

5. PUBLIC HEARINGS

A. 2023/2024 Annual Rate Increase Request for Solid Waste and Recycling Collection for Residential, Commercial and Roll Off Services

Recommendation: To approve a 2023/2024 tax year rate increase for the collection, recycling, and disposal of municipal solid waste on Commercial, Residential, and Roll-Off Services; and approve a Resolution approving tax roll billing for Residential Services.

B. Readoption of 2021-2029 Housing Element (General Plan Amendment No. 20-001)

Recommendation: To approve a Resolution re-adopting the 2021-2029 Housing Element (General Plan Amendment No. 20-001).

C. CFD 2006-1, IA #19, Formation, Election and Ordinance Public Hearing

Recommendation: City Council of the City of Cathedral City, acting on behalf of Improvement Area (IA) No. 19 of the City of Cathedral City Community Facilities District (CFD) 2006-1 (law enforcement, police, paramedic, park and general

maintenance services), adopt the following:

- Resolution of Formation determining the validity of prior proceedings (Resolution 2023-07, Resolution of Intention)
- Resolution Calling for a Special Election
- Resolution Canvassing the Results of the Special Election
- Introduce the 1st reading of an Ordinance Authorizing the Levy of a Special Tax

D. Historic Preservation Application for Agnes Pelton Home and Studio

Recommendation: To continue the item to a date uncertain.

6. LEGISLATIVE ACTIONS

A. Ratify the Nomination by Councilmember Ernesto Gutierrez to appoint John Rivera to serve an additional three-year term on the Architectural Review Committee

Recommendation: Ratify the Nomination of John Rivera, by Councilmember Ernesto Gutierrez, to serve on the Architectural Review Committee for an additional three-year term continuing through June 30, 2026.

B. 2023 Student Creative Recycling Art Program (S.C.R.A.P.) Gallery Update and Agreement Approval

Recommendation: To approve an Agreement with the Student Creative Recycling Art Program (S.C.R.A.P.) in an amount not to exceed \$90,000 annually, to provide support on recycling, reuse and waste reduction programs.

C. Approve Agreement with Park Consulting Group for EnerGov Implementation

Recommendation: Staff recommends the City Council approve the agreement with Park Consulting Group, authorize the City Manager to execute all necessary documents and approve a budget amendment of \$177,310.

D. Approval of a License Agreement with Palm Springs Unified School District (PSUSD) for Construction Staging for the PSUSD Landau Elementary School Modernization Project

Recommendation: To approve a four-year License Agreement with Palm Springs Unified School District (PSUSD) for Temporary Construction Access and Construction Staging on City-owned property for the PSUSD Landau Elementary School Modernization Project with an annual license fee of \$46,040

for a total amount of \$184,160; and authorize the City Manager to execute the Agreement.

E. Award a Contract to Granite Construction Company for the Date Palm Drive Pavement Rehabilitation Project, CIP 8840

Recommendation: To award a construction contract to Granite Construction Company, in the amount of \$4,668,436 for the construction of Date Palm Drive Pavement Rehabilitation Project and approve a 8 percent (8%) contingency in the amount of \$401,564.00 for any unforeseeable construction costs that may be incurred, thereby, bringing the total construction budget for this Project to \$5,070,000.00; and approve the allocations of available FY 2023/2024 Tribal Transportation Program (TTP) Funds from the Agua Caliente Band of Cahuilla Indians (ACBCI) in the amount of \$5,000,000; available FY 2023/2024 Cal-Recycle Grant Funds in the amount of \$70,000 for the construction of the Project; and, authorize the City Manager to execute the required contract documents (attached); and, to authorize the City Engineer to request bonds and insurance for the Project and to issue the Notice to Proceed.

F. Award Contract to Granite Construction Company for City-Wide Repaving Projects

Recommendation: For the City Council to:

- (i) Award a construction contract to Granite Construction Company, in the amount of \$970,221.00 for the construction of the East Palm Canyon Drive Pavement Rehabilitation Project (C08669), Da Vall Street Improvements (C08665), San Eljay Pavement Rehabilitation (C08667), and the Public Alley Reconstruction Project (C08670); and
- (ii) Approve a contingency in the amount of \$97,022.10 for any unforeseeable construction costs; thereby, bringing the total construction budget for these Projects to \$1,067,243.10; and
- (iii) Approve the allocation of available FY 2023-2024 CIP Unidentified General Funds (MOE) from account 100-100-150-156-8800-8802 in the amount of \$147,282.50 for the construction of the Da Vall Street Improvements (C08665) and Public Alley Reconstruction Projects; and
- (iv) Approve the allocation of available Measure A Funds from account 243-100-150-156-8800-8802 for the construction of East Palm Canyon Pavement Rehabilitation (C08669) and Da Vall Street Improvements (C08665) in the amount of \$541,829.00; and
- (v) Approved the allocation of available Assessment District 86-5 Funds from account 344-100-150-156-8800-8802 for the construction of San Eljay Pavement Rehabilitation (C08667) in the amount of \$378,131.60; and

(vi) Authorize the City Manager to execute the required contract documents; and authorize the City Engineer to request bonds and insurance for the Project and issue the Notice to Proceed.

G. Consulting Agreement for Christiansen and Co. for Engineering Land Development Management Support

Recommendation: To approve a Professional Services Agreement with Christiansen & Company to provide Land Development Engineering Support Management Consulting Services for the not to exceed total of \$93,000; and authorize the City Manager to execute the Agreement.

H. Reimbursement Agreement with the Coachella Valley Association of Governments (CVAG) Amendment No. 1 for the Improvement of Date Palm Drive between I-10 and Varner Road and Approval of an Agreement with MSA Consulting, Inc. to complete the Design of the Improvements

Recommendation: To Approve Amendment No. 1 to the Reimbursement Agreement with the Coachella Valley Association of Governments (CVAG) for the Improvement of Date Palm Drive between Interstate 10 and Varner Road, adding \$688,000 to the overall Project cost, with the City's share for this Amendment No. 1 as \$172,000 and CVAG's share as \$516,000; and authorize the Mayor and City Manager to execute the Agreement; and approve an Agreement for Design and Professional Services with MSA Consulting, Inc. to complete the design of the Date Palm Drive between Interstate 10 and Varner Road in the amount of \$688,000 and authorize the Director of Public Works to execute the Agreement; and amend the FY 2023/2024 and 2024/2025 CIP Plan to reflect the CVAG and City commitments.

I. 2023 Updates and Proposed Revisions to the Cathedral City WaterSmart Landscapes Grant Program

Recommendation: To approve the updated and proposed revisions to the City's WaterSmart Landscapes Grant Program (Program), including increases to Program rebates for individual properties up to \$1,000 and adding Homeowners Associations (HOAs) into the Program with rebates up to \$20,000, with herein detailed parameters for the Program; and, direct Staff to amend the Program grant application materials to reflect said revisions and send out notifications to property owners and HOAs within the City regarding changes to the Program.

J. Fiscal Year (FY) 2023/2024 General Fund Community Assistance Grant Program

Recommendation: Staff recommends that the City Council appoint an Ad Hoc subcommittee to review grant applications.

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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