



**REGULAR MEETING OF THE CITY COUNCIL  
AND THE CITY COUNCIL SITTING AS THE REDEVELOPMENT AGENCY BOARD**

**CLOSED SESSION MEETING BEGINS AT 4:00 p.m.  
IN THE CITY HALL STUDY SESSION ROOM  
68700 Avenida Lalo Guerrero  
Cathedral City, CA 92234**

**WEDNESDAY, FEBRUARY 10, 2010**

**Closed Session at 4:00 p.m.**

**THERE WILL BE NO STUDY SESSION**

**The Regular Meeting of the City Council will convene at 6:30 p.m.  
in 3<sup>rd</sup>-floor Council Chambers**

**CALL TO ORDER**

**ROLL CALL**

- a) Roll call of City Council/RDA Board Members
- b) Action to excuse absent City Council/RDA Board Member(s)

**CLOSED SESSION PUBLIC COMMENTS**

*At this time, members of the public may address the City Council on any matter that is listed on this Closed Session agenda. Unless additional time is authorized by the City Council, **remarks shall be limited to three minutes.***

*In response to any public comment on an item or matter **on this Closed Session agenda**, pursuant to Government Code Section 54954.2, members of the City Council and/or the Redevelopment Agency Board may only: **1)** respond briefly to statements made or questions posed by the public; **2)** ask a question for clarification; **3)** make a brief report on his or her own activities; **4)** provide a reference to staff or other resources for factual information; **5)** request staff to report back to the City Council at a subsequent meeting concerning any matter raised by the public; or, **6)** direct staff to place a matter of business on a future agenda. (California Government Code Section 54954).*

**SUMMARY OF CLOSED SESSION ITEMS**

City Attorney will read a summary of Closed Session items into the record.

**THE CITY COUNCIL WILL MOVE TO CLOSED SESSION  
CLOSED SESSION AGENDA**

1. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code Section 54956.9 (A) **(C. Green)**  
Case name: Redevelopment Agency of the City of Cathedral City vs. Tri-Millennium Cathedral City, LLC, et. seq.  
Case No. INC070997  
Court Riverside County Superior Court, Indio Branch
  
2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8 **(J. Davison)**  
Property Location: APN  
Negotiating Parties Cathedral City Redevelopment Agency and Angel View  
Property Owners Angel View  
Under Negotiation Property Negotiations
  
3. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8 **(J. Davison)**  
Property Location APN 670-060-024  
Negotiating Parties City of Cathedral City and Royal Street Communications California, LLC  
Property Owners City of Cathedral City  
Under Negotiations Property Negotiations
  
4. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8 **(J. Davison)**  
Property Location: APNs: 687-500-013; 687-241-021; 687-241-063  
Negotiating Parties City of Cathedral City (Jan Davison) and Ultimate Address, Inc. (Greg Ballard)  
Property Owners City of Cathedral City  
Under Negotiation Property Negotiations
  
5. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9. **(C. Green)**  
No. Potential Cases 1

## **RECESS**

**Following the Closed Session meeting, the Council will convene to the Council Chamber on the third floor for the Regular Meeting.**



**REGULAR MEETING OF THE CITY COUNCIL  
AND THE CITY COUNCIL SITTING AS THE REDEVELOPMENT AGENCY BOARD  
Council Chamber -- Third Floor of City Hall  
68700 Avenida Lalo Guerrero  
Cathedral City, CA 92234**

**WEDNESDAY, FEBRUARY 10, 2010  
6:30 p.m.**

**CALL TO ORDER**

**PRESENTATION OF COLORS**

Cathedral City High School Air Force Junior ROTC Honor Guard

**PLEDGE OF ALLEGIANCE**

**INVOCATION**

**OATH OF OFFICE CEREMONY**

NONE

**PRESENTATIONS AND PROCLAMATIONS**

Certificate of Recognition: Lynn Mallotto, Pat Milos, Danny Michael & Public Work Crews (K. DeRosa)

**CLOSED SESSION ANNOUNCEMENTS**

**PUBLIC COMMENTS**

*At this time, members of the public may address the City Council on any matter not listed on the agenda or any item on the Consent Agenda. Please complete a **'Request to Speak' form** and **limit your comments to three minutes**. When you are called to speak, please come forward and state your name and city of residence for the record.*

*In response to any public comment on an item or matter **not on this agenda**, pursuant to Government Code Section 54954.2, members of the City Council and/or the Redevelopment Agency Board may only: **1)** respond briefly to statements made or questions posed by the public; **2)** ask a question for clarification; **3)** make a brief report on his or her own activities; **4)** provide a reference to staff or other resources for factual information; **5)** request staff to report back to the City Council at a subsequent meeting concerning any matter raised by the public; or, **6)** direct staff to place a matter of business on a future agenda. (California Government Code Section 54954). Unless additional time is authorized by the City Council, **remarks shall be limited to three minutes**.*

## **AGENDA FINALIZATION**

*At this time, the City Council and/or the Redevelopment Agency Board may announce any items being pulled from the agenda or continued to another date.*

## **URGENCY ITEMS**

*Urgency Items ("Added Starters"): The Brown Act, which governs public meetings, permits the City Council to take action on any item that does not appear on the agenda only if 2/3 of the Council (if all are present) or all members of the Council (if fewer than all members are present) determine there is a need to take immediate action on the item, and the need to take immediate action came to the City Council's attention after the agenda is posted.*

**COUNCIL COMMENTS** Council Members' comments on items not on the agenda.

**COMMITTEE ASSIGNMENTS** See last page of Agenda Book

**MINUTES** Approval of the minutes from the regularly scheduled City Council Meeting of January 27, 2010.

## **CONSENT AGENDA**

*All matters on the Consent Agenda are considered routine in nature and are expected to be enacted by one motion. Members of the public may comment on any item on the consent agenda. However, Council Members will not discuss individual items among themselves unless those items are pulled off the Consent Agenda by a Council Member.*

**1. COUNCIL/RDA.** Receive and file payment of claims and demands in the aggregate sum of \$ 9,532,564 for the month of January 2010. **(T. Scott) (pg. 1-2)**

**2. COUNCIL.** Adopt an Ordinance adopting revisions to Cathedral City Municipal Code, Title 2, Chapter 2.20, Disasters and Emergencies. **(C. Green) (Pg. 3-8)**

**3. COUNCIL.** Adopt an Ordinance Amending Sections 15.1 (B) and 15(C) of the City's Adopted Subdivision Ordinance requiring all Subdivisions Improvement Agreements to be recorded and updating/harmonizing provisions relating to the Terms and Manner of extending Subdivision Improvement Agreements. **(C. Green) (Pg. 9-12)**

**4. COUNCIL.** Receive Report of Intended Travel from Mayor Pro Tem England:  
a) Washington, DC. March 29 through April 1, 2010.

**5. COUNCIL.** Approve Adoption of a Resolution endorsing the Coachella Valley Regional Warning System (CREWS) and Request Recognition, Support and Financial Assistance from State and Federal Legislators for this Regional Model. **(B. Soqui) (Pg. 13-17)**

**6. COUNCIL.** Approve appointment of Mr. G. Samuel Toles to fill a vacant position on the Marketing Committee. This term expires June 30, 2010. **(A. Howe) (Pg. 18-20)**

### **PUBLIC HEARINGS**

NONE

### **LEGISLATIVE**

**7. COUNCIL.** Consider taking action to Adopt a Resolution of the City Council of the City of Cathedral City Unanimously Declaring a Fiscal Emergency in the City of Cathedral City. **(D. Bradley) (Pg. 21-25)**

- a. Report by Donald E. Bradley, City Manager
- b. Public Comments
- c. Recommendation: Adopt Resolution

### **COUNCIL REPORTS ON CITIZEN INQUIRIES AND CONCERNS**

### **ADJOURNMENT**

### **NOTES TO THE PUBLIC**

***The next regularly scheduled meeting of the City Council/Redevelopment Agency is scheduled for WEDNESDAY, February 24, 2010.***

***Please remember: City Hall is closed every Friday. ALSO, CITY HALL WILL BE CLOSED ON THURSDAY, FEBRUARY 25, 2010, DUE TO EMPLOYEE FURLOUGHS CAUSED BY BUDGET CUTBACKS.***

*Agendas for Council meetings are posted at City Hall at least 72 hours before the meeting and on the Cathedral City Web site, [www.cathedralcity.gov](http://www.cathedralcity.gov). The agenda is available for public inspection in the City Hall lobby or the City Clerk's office the Monday preceding the meeting. Any document or writing that relates to an agenda item on the open session of a City Council meeting that is not distributed at least 72 hours prior to the meeting is also available for public inspection in the City Hall lobby or the City Clerk's office.*

*In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a City meeting or other services offered by this City, please contact the City Clerk's Office at (760)770-0385. Assisted-listening devices are available at this meeting. Ask the City Clerk if you desire to use this device. Notification at least 48 hours prior to the meeting or the time when services are needed will assist city staff in assuring reasonable arrangements can be made to provide accessibility to the meeting or service.*