



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

**CLOSED SESSION MEETING BEGINS AT 3:00 p.m.  
IN THE CITY HALL STUDY SESSION ROOM  
68700 Avenida Lalo Guerrero  
Cathedral City, CA 92234**

**WEDNESDAY, FEBRUARY 24, 2010**

**Closed Session at 3:00 p.m., followed by Study Session at approximately 5:00 p.m. or at  
such time as the City Council completes the Closed Session Agenda  
and Regular Meeting 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 REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. **(J. Davison)**  
 Property Location                      APN's: 677-402-060, 677-402-040, 677-402-065, 677-401-052, 677-401-051, 677-401-054, 677-401-055, 677-401-057, 677-401-058, 677-522-015, 677-522-016, 677-522-017, 677-522-014, 677-402-066, 677-401-056  
 Negotiating Parties                      Cathedral City Redevelopment Agency and Moe Nasr  
 Property Owners                          Cathedral Group  
 Under Negotiations                      Property Negotiations
  
2. 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
  
3. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. **(J. Davison)**  
 Property Location                      APN's: 687-170-018  
 Negotiating Parties                      Cathedral City Redevelopment Agency and Mario Gutierrez  
 Property Owners                          Cathedral City Redevelopment Agency  
 Under Negotiations                      Property Negotiations
  
4. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8 **(J. Davison)**  
 Property Location:                      APN's 687-040-037 & 038  
 Negotiating Parties                      Cathedral City Redevelopment Agency and Century and Property of R.I.  
 Property Owners                          Century Property of R.I.  
 Under Negotiation                      Property Negotiations
  
5. CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION Potential Litigation pursuant to Government Code Section 54956.9. **(C. Green)**  
 No. Potential Cases                      1
  
6. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION pursuant to Government Code § 54956.9(a): Alliance Streetworks v. The SJ&B Group Inc., et al., and related-cross actions, Orange County Superior Court Case No. 00113771. **(C. Green)**

## **RECESS**

**Following the Closed Session meeting, the Council will convene to the Council Chamber on the third floor for the Study Session and 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**

**STUDY SESSION  
WEDNESDAY, FEBRUARY 24, 2010 at approximately 5:00 p.m.  
or at such time as the City Council completes the Closed Session Agenda.**

**STUDY SESSION**

**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**

Presentation – CC Fire Department – Employee of the Year Alice Berumen. **(B. Soqui)**

Presentation – Chief's Award – Dan Anes **(S. Henry)**

Proclamation – Rotary 2010 (G. Pettis)

**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 Study Session 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 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.**

### **STUDY SESSION AGENDA**

*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. Presentations will be limited to 10 minutes unless other provisions are made in advance.*

1. Discussion regarding Amendment of Ordinance to reflect the current Very High Fire Hazard Severity Zones in Cathedral City. (VHFHSZ). **(B. Soqui)**
2. Presentation of the Coachella Valley Regional Warning System (CREWS). **(B. Soqui)**
3. Discussion of short-term funding for the City of Cathedral City's remaining Fiscal Year 2009/2010 Street Sweeping Program, and provide direction for long-term funding of the Street Sweeping Program. **(B. Bayne) (Pg. 1-3)**
4. Discussion update on I-10 Freeway Interchange, Transportation and other Improvement Projects. **(B. Bayne) (Pg. 4-11)**
5. City Council/Staff reports and inquiries of new or ongoing projects.

### **RECESS**



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

**Council Chamber -- Third Floor of City Hall  
68700 Avenida Lalo Guerrero  
Cathedral City, CA 92234**

**WEDNESDAY, FEBRUARY 24, 2010  
6:30 p.m.**

**CALL TO ORDER**

**PRESENTATIONS AND PROCLAMATIONS**

**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**

**NONE – Due to error in the system**

**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.** Ratify approval of First Amendment to the Implementation Agreement agreeing to allow the Coachella Valley Association of Governments (CVAG) to Manage and Administer the Regional Transportation Program through the year 2038. **(A. Hall) (Pg. 1-29)**

**PUBLIC HEARINGS**

**NONE**

**LEGISLATIVE**

**2. 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. 30-34)**

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

**3. COUNCIL.** Receive findings of a Community Survey conducted by Fairbanks, Maslin, Maullin, Metz and Associates to assess the community's opinions and awareness of local and state matters and to gauge the community's perspective on possible revenue options. **(A. Howe) (Pg. 35-38)**

- a. Report by Asst. to City Manager
- b. Public Comments
- c. Recommendation: Adopt Resolution

**4. COUNCIL.** Consider report on:

(a). taking action to Adopt a Resolution of the City Council of the City of Cathedral City Calling and Giving Notice of the holding of a Special Municipal Election to be held in Cathedral City on June 8, 2010 for the submission of voters of an Ordinance proposing the Imposition of a Transactions and Use Tax at the rate of one percent (1%) and requesting Consolidation of the Special Tax Election with the Statewide Direct Primary Election to be held on the same day. **(Separate Cover)**

(b). taking action by the City Council to Introduce an Ordinance that is subject to approval of voters of the City of Cathedral City Imposing a Transactions and Use Tax at the rate of One Percent (1%) to be administered by the State Board of Equalization and adding a New Chapter 3.44 to the Cathedral City Municipal Code Entitled "Transactions and Use Tax". **(Separate Cover)**

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

**5. COUNCIL.** Consider approving an Amendment to the Service Provider Agreement with the Lew Edwards Group to provide Strategic Communication Services in an amount not to exceed \$39,000, subject to final review and approval by the City Manager. **(A. Howe) (Pg. 39-40)**

- a. Report by Asst. to City Manager
- b. Public Comments
- c. Recommendation: Adopt Resolution

**6. COUNCIL.** Consider Introduction of an Ordinance to amend Section 8.12.070 of the Cathedral City Municipal Code to reflect the current Very High Fire Hazard Severity Zones (VHFHSZ) as recommended by the Director of the California Department of Forestry and Fire Protection. **(B. Soqui) (Pg. 41-48).**

- a. Report by Fire Chief
- b. Public Comments
- c. Recommendation: Introduce Ordinance

**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, March 10, 2010.*

*Please remember: City Hall is closed every Friday.*

*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.*