



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

**CLOSED SESSION MEETING BEGINS AT 4:30 p.m.
IN THE CITY HALL STUDY SESSION ROOM
68700 Avenida Lalo Guerrero
Cathedral City, CA 92234**

WEDNESDAY, APRIL 28, 2010

**Closed Session at 4:30 p.m., followed by Study Session at approximately 5:30 p.m. or at
such time as the City Council completes the Closed Session Agenda
and Regular Meeting at 6:30 p.m. in 3rd-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.

AGENDA APPROVAL

THE CITY COUNCIL WILL MOVE TO CLOSED SESSION

CLOSED SESSION AGENDA

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8 **(A. Hall)**
Property Location: APN's: 687-206-009, 687-206-010, 687-206-011, 687-206-012, 687-206-013, 687-206-014, 687-206-015, 687-206-016, 687-208-022, 687-208-015, 687-208-023, 024, 025 & 026
Negotiating Parties Cathedral City Redevelopment Agency, Wessman Holdings, and Grove Street Properties.
Property Owners Cathedral City Redevelopment Agency, Jesus Gomez, Roger L. Smith, Marsh L. Smith, Karianne Middleton, Robert P. Middleton, Erminia Verlengia, Wessman Holdings, and Grove Street Properties.
Under Negotiation Property Negotiations

2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8 **(A. Hall)**
Property Location: APN's: 687-180-005, 687-180-011, 687-180-009, 687-201-001, 687-201-002, 687-201-003, 687-201-004, 687-201-005, 687-201-006, 687-201-007, 687-201-008, 687-201-009, 687-201-010, 687-201-011, 687-202-001, 687-202-004, 687-202-006, 687-202-008, 687-202-010, 687-202-002, 687-202-003, 687-202-005, 687-202-007, 687-202-009, 687-202-011, 287-202-012, 687-202-015, 687-203-015, 687-203-008, 687-203-009, 687-203-010, 687-203-011, 687-203-012, 687-203-013, 687-203-014, 687-204-001, 687-204-002, 687-204-004, 687-204-006, 687-204-008, 687-204-013, 687-204-003, 687-204-005, 687-204-007, 687-204-009, 687-204-014, 687-204-016, 687-205-005, 687-205-006, 687-205-007, 687-205-008, 687-206-001, 687-206-002, 687-206-003, 687-206-004, 687-206-005, 687-206-007, 687-206-006, 687-206-008, 687-206-009, 687-206-010, 687-206-011, 687-206-012, 687-206-013, 687-206-014, 687-206-015, 687-206-016, 687-208-025, 687-208-026, 687-208-024, 687-208-023, 687-208-022, 687-208-015,
Negotiating Parties Cathedral City Redevelopment Agency and Pacific Development Group.
Property Owners Cathedral City Redevelopment Agency, Jesus Gomez, Aguilar Family Trust, Roger L. Smith, Marsh L. Smith, Karianne Middleton, Robert P. Middleton, Erminia Verlengia, and Grove Street Properties
Under Negotiation Property Negotiations

3. 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. BC382171
Court Los Angeles County Superior Court

4. 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

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.



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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, APRIL 28, 2010 at approximately 5:30 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

Proclamation – May is Mental Health Month **(Mayor DeRosa)**

Proclamation – Firefighter Appreciation Week May 3-8, 2010 **(Mayor DeRosa)**

Proclamation – May is Building and Safety Month **(Mayor DeRosa)**

Proclamation – May 3-7, 2010 is Arson Awareness Week **(Mayor DeRosa)**

Proclamation – Landau Elementary School-California Distinguished School **(Mayor DeRosa)**

Proclamation – Sunny Sands Elementary School-California Distinguished School **(Mayor DeRosa)**

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**.*

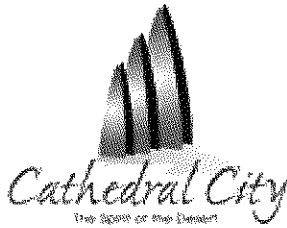
STUDY SESSION AGENDA

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 of International Council of Shopping Centers (ICSC) Conference related to business attraction for Downtown and other Commercial Corridors. **(A. Hall) (Pg. 1-2)**

2. City Council/Staff reports and inquiries of new or ongoing projects.

RECESS



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

**WEDNESDAY, APRIL 28, 2010
6:30 p.m.**

CALL TO ORDER

PRESENTATIONS AND PROCLAMATIONS

NONE

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 April 14, 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. Adopt a Resolution to establish an annual Special Tax for Improvement Area No. 4 of the City of Cathedral City Community Facilities District No. 2006-1 (Law Enforcement, Fire, Paramedic and Park Services) for Fiscal Year 2010-2011 and Future Tax Years for River Canyon Apartments Improvement Area. **(T. Scott) (Pg. 1-4)**

2. COUNCIL. Receive Report of Intended Travel from Councilmember Pettis:

- a.) Gateway to America's Trade Corridors Conference, May 25-28 2010 – Washington, DC (Funded by SCAG)
- b.) APTA Rail Conference, June 5-9 2010 – Vancouver, BC, Canada (Funded by RCTC)
- c.) National League of Cities – NLC COC 2010, November 30- December 4, 2010 – Denver, CO

PUBLIC HEARING(S)

NONE

LEGISLATIVE ACTION(S)

3. COUNCIL. Consider Approval of a Special Use Permit for a proposed special event, Healing Fields, November 7-14, 2010, in Patriot Park. Approve in-kind Public Works Services, not to exceed \$3,500.00. **(L. Mallotto) (Pg. 5-14)**

- a. Report by Lynn Mallotto
- b. Public Comments
- c. Recommendation: Approve

4. COUNCIL. Consider adoption of Three Resolutions: 1) Initiating proceedings to Re-Ballot Landscape and Lighting District No. 1, Zone 21 Santoro Estates; 2) Provide Preliminary Approval of the Engineer's Report and 3) Adopt a Resolution of Intent to levy assessments, and establish a Public Hearing date of June 23, 2010 in order to levy and collect assessments from said District in order to fund the installation, construction, and maintenance of certain landscaping and lighting improvements. **(T. Scott) (Pg. 15)**

- a. Report by Tami E. Scott, Administrative Services Director
- b. Public Comments
- c. Recommendation: Adopt Three Resolutions

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, May 12, 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. 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.