



**REGULAR MEETING OF THE CITY COUNCIL AND THE CITY COUNCIL SERVING AS THE
SUCCESSOR AGENCY TO 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, MAY 23, 2012

**Closed Session at 3:00 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 Third Floor Council Chambers**

CALL TO ORDER

ROLL CALL

- a) Roll call of City Council Members
- b) Action to excuse absent City Council 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 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

A. CITY COUNCIL AS SUCCESSOR AGENCY:

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. BC382171
Court Los Angeles County Superior Court

2. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8 (T. Scott)**
Property Location Parcel Map 32932 Parcel 1, East of Van Fleet Avenue, south of East Palm Canyon
Negotiating Parties Successor Agency of the Redevelopment Agency of the City of Cathedral City and City Urban Revitalization Corporation
Property Owners Redevelopment Agency of the City of Cathedral City and City Urban Revitalization Corporation
Under Negotiations Property Negotiations

3. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8 (T. Scott)**
Property Location APN 687-180-011
Negotiating Parties City of Cathedral City and Cathedral City Little League
Property Owners Redevelopment Agency of the City of Cathedral City
Under Negotiations Property Negotiations

4. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. (A. Hall)**
Property Location APN's: 677-402-066
Negotiating Parties Cathedral City Redevelopment Agency and Moe Nasr
Property Owners Cathedral Hotel Group
Under Negotiations Property Negotiations

B. CITY COUNCIL:

5. **CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code Section 54956.9 subd. (a) (C. Green)**
Case name: City of Cathedra City v. Far West Industries, et al
Case No. INC 11008066
Court Riverside County Superior Court, Indio Branch

6. **CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code Section 54956.9, subd. (a) (Joe McMillin)**
Case name: Chris & Nancy Rossmiller v. City of Cathedral City
Case No. INC 088884
Court Riverside County Superior Court, Indio Branch

7. CONFERENCE WITH LABOR NEGOTIATION pursuant to Government Code Section 54957.6

Agency Negotiator

Represented Employees &
Non-Represented Employees

Donald Bradley, City Manager

- 1) American Federation of State, County and Municipal Employees. (AFSCME)
- 2) Cathedral City Professional Firefighters Association (CCPFA)
- 3) Cathedral City Police/Fire Management Association (CCPFMA)
- 4) Cathedral City Police Officers Association (CCPOA)
- 5) Non-Represented Employees

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.

STUDY SESSION

CALL TO ORDER

ROLL CALL

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

NONE

CATHEDRAL CITY HIGH SCHOOL STUDENT REPORTS

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 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. Status of Redevelopment Agency dissolution. **(T. Scott)**
2. City Council/Staff reports and inquiries of new or ongoing projects.

RECESS

CALL TO ORDER

PRESENTATIONS AND PROCLAMATIONS

Proclamation Presentation to Michael Vogt, Eagle Scout. **(Council)**

Proclamation presented by Courtney Janes, Exec. Director, Muscular Dystrophy Association, Orange & Riverside County to the Cathedral City Fire Dept. **(B. Soqui)**

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 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 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 minutes from City Council Meeting for May 9, 2012.

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.

A. COUNCIL/CITY COUNCIL AS SUCCESSOR AGENCY BOARD:

1. COUNCIL. Authorize preliminary engineering to widen East Palm Canyon Drive from Canyon Plaza to Perez Road and to approve the Design Professional Services Agreement with RBF Consulting, Inc., in an amount not to exceed \$116,624 plus a contingency of \$11,876.

(B. Simons) (Pg. 1-43)

2. COUNCIL. Approve the City's Annual Investment Policy. **(T. Scott) (Pg. 44-55)**

3. COUNCIL. Authorize Designation of Mayor DeRosa as Voting Delegate and Council Member Pettis as Alternate to the League of California Cities at the Annual Conference, September 5-7 – San Diego, CA. **(D. Bradley) (Pg. 56-59)**

4. COUNCIL. Receive report of intended travel from Council Member Pettis **a)** June 3-6, 2012, American Public Transportation Association (APTA); June 6-9, 2012 Democratic Municipal Organization, Washington, DC; June 9-14, 2012, National Association of Regional Councils, St. Petersburg, FL., (trips fully funded by RCTC); and **b)** NLC Summer Board of Directors' Meeting, July 11- 15, Fort Wayne/Bluffton, Indiana.

5. COUNCIL. Receive report of intended travel from Council Member Sam Toles to the 2012 International LGBT Leaders Conference in Long Beach, CA, November 29-December 2, 2012. (Hotel, meals and transportation being funded by Councilman Toles)

MOTION FOR CONSENT AGENDA

PUBLIC HEARINGS

6. COUNCIL. Consider approving request to change name of Sunair road to Gay Street between Palo Verde and Bankside Drives contingent upon applicant's acceptance of a street name that satisfies Section 14.07.070 (A) of the Cathedral City Municipal Code (CCMC).

(R. Malacoff) (Pg. 60-68)

a. Report by Rich Malacoff, Senior Planner

b. Open Public Hearing

c. Close Public Hearing

d. Recommendation: Deny request of applicant but support name change.

LEGISLATIVE ACTIONS

7. COUNCIL. Consider approving agreement by and between the City of Cathedral City and County of Riverside, Department of Animal Services, for **a)** scope of Animal Field Services effective July 1, 2011 through June 30, 2015; and **b)** scope of Animal Shelter Services effective January 16, 2012 through June 30, 2015. **(K. Conner) (Pg. 69-89)**

- a. Report by Police Chief Conner
- b. Public Comments
- c. Recommendation: Approve

COUNCIL REPORTS ON CITIZEN INQUIRIES AND CONCERNS

ADJOURNMENT

NOTES TO THE PUBLIC

The next regularly scheduled meeting of the City Council is scheduled for WEDNESDAY, JUNE 13, 2012

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.