



# CITY COUNCIL AGENDA

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## **Regular Meeting**

Wednesday, November 28, 2018  
6:30 PM

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

### **MAYOR**

Stan Henry

### **CITY COUNCIL MEMBERS**

**Mayor Pro-Tem**  
Gregory S. Pettis

**Councilmember**  
Shelley Kaplan

**Councilmember**  
Mark Carnevale

**Councilmember**  
John Aguilar

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- **CALL TO ORDER**
- **PLEDGE OF ALLEGIANCE**
- **INVOCATION (MOMENT OF REFLECTION)**
- **ROLL CALL**
- **AGENDA FINALIZATION**

*At this time the City Council may announce any items being pulled from the agenda or continued to another date.*

- **SPECIAL PRESENTATION**
  - 1. **APWA "Project of Merit Award" for Whitewater Bike Trail/CV Link Project**  
Recommendation: Report and Presentation of the Award
- **STATEMENT OF PARTICIPATION BY THE DEPUTY CLERK**
- 1. **PUBLIC COMMENT**

*Persons wishing to speak on an agenda item or during public comments are requested to state the name and town of residence for the record. Speakers should discuss topics related to City business on the agenda, or to matters within the jurisdiction of the City. Speaker's comments should be addressed to the members of the Council and not to persons in the audience. Speakers and any other member of the public will not approach the dais during the meeting without prior consent from the Mayor/Chair. Speakers should return to their seat after their comments and not continue to stand at the podium. Any documents used by the speaker shall be given to the City Clerk for distribution to the Council. Public comments are subject to a three (3) minute limit.*

*Persons in the audience shall refrain from behavior that will disrupt the public meeting. Shall not make or receive phone calls while the meeting is in session. All persons using personal data devices including cell phones shall place them in silent mode while meeting is in session. Persons in the audience shall also refrain from making audible talking, loud noises, clapping, shouting, booing, hissing or engaging in any other activity in a manner that disturbs, disrupts or impedes the orderly conduct of the meeting; refrain from creating, provoking or participating in any type of disturbance that disrupts the meeting. The Mayor and Council have the authority to rule a person out of order and, if deemed appropriate by the Mayor or Council, ordered to leave the meeting.*

## **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. Receive and file Payment of Claims and Demands - October 2018**

Recommendation: The City Council acting in its capacity for the City, the Successor Agency to the former Redevelopment Agency, the Housing Successor Agency, the Cathedral City Public Finance Authority Board, and the Cathedral City Downtown Foundation Board receive and file payment of claims and demands in the aggregate sum of \$ 6,862,469 for the month of October, 2018.

### **B. Approval of Study Session and City Council Minutes**

Recommendation: Staff recommends the City Council approve the Study Session and City Council Minutes provided for review.

### **C. Cannabis Industry Labor Peace Agreements Ordinance Second Reading**

Recommendation: Staff recommends the City Council provide second reading

and adopt an ordinance amending the Municipal Code to require that licensed cannabis businesses with ten or more employees sign a labor peace agreement as a condition of license renewal.

**D. Ordinance Authorizing the Levy of A Special Tax for CFD 2006-1 Improvement Area #11**

Recommendation: Staff recommends the City Council conduct second reading and adopt the Ordinance authorizing the levy of a special tax within Improvement Area No. 11 of the City of Cathedral City Community Facilities District No. 2006-1 (Law Enforcement, Fire, Paramedic and Park Maintenance Services).

**E. Approval of a Recognized Obligation Payment Schedule for July 1, 2019 through June 30, 2020 ("ROPS FY 2019-2020")**

Recommendation: Staff recommends the Successor Agency Governing Board adopt the attached resolution approving the Recognized Obligation Payment Schedule for the period of July 1, 2019 through June 30, 2020 ("**ROPS FY 2019 - 20**") and the incorporated administrative allowance and budget; and direct Successor Agency staff to transmit the ROPS FY 2019 - 20 to the Countywide Oversight Board for County of Riverside ("**Countywide Oversight Board**") approval.

**F. Annual California Government Code Section 50075 Report, Community Facilities District (CFD) 2006-1**

Recommendation: Staff recommends the City Council receive and file the City of Cathedral City FY 2017/2018 California Government Code Section 50075 Report for CFD 2006-1 Revenues and Expenditures.

**G. Authorization to Execute the Amended and Restated Purchase, Sale and Performance Agreement between the City of Cathedral City, the City Urban Revitalization Corporation and Cathedral Canyon Development for the sale of approximately 2 acres at the southeast corner of West Buddy Rogers and East Palm Canyon Drive.**

Recommendation: Staff recommends the City Council authorize the execution of an Amended and Restated Purchase, Sale and Performance Agreement between the City of Cathedral City, as the Housing Successor Agency, the City Urban Revitalization Corporation and Cathedral Canyon Development LLC, for the disposition of approximately 2 acres of vacant land at the southeast corner of East Palm Canyon Drive and Buddy Rogers, subject to the final legal review by the City Attorney's office.

**H. Contract for Services - 2019 Tejano Music Fest**

Recommendation: Staff recommends the City Council approve a Contract for Services with Diaz Enterprises for the 2019 Tejano Music

Fest.

4. **ITEMS PULLED FROM CONSENT**

5. **PUBLIC HEARINGS**

A. **Design Review No. 18-002, General Plan Amendment No. 16-006, and Change of Zone No. 16-005**

Recommendation: Staff recommends the City Council introduce and provide first reading, by title only, to an ordinance approving Design Review No. 18-002, General Plan Amendment No. 16-006, and Change of Zone No. 16-005 for a 60-unit multi-family residential development for veterans on approximately 6.5 acres of an 8.9-gross acre project site located on the east side of Landau Boulevard, between Corta Road and Vega Road.

6. **LEGISLATIVE ACTIONS**

A. **CCHS Swimming Pool - Public Use**

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

B. **Second Reading of an Ordinance to Prohibit Single Use Plastic Straws**

Recommendation: Staff recommends the City Council provide second reading and adopt an ordinance banning all City beverage providers from using, providing, distributing, or selling plastic beverage straws.

C. **Award a Contract to PTM General Engineering Services, Inc. for two HAWK Pedestrian Signals along Dinah Shore Drive**

Recommendation: Staff recommends the City Council award a contract to PTM General Engineering Services, Inc. for the installation of two HAWK pedestrian signals in the Bid amount of \$346,046.00 as part of the CVAG Bicycle and Pedestrian Grant Program; and, authorize the City Manager or his designee to execute all contracts and change orders; and, approve a five percent (5%) contingency of \$17,302.00 for unforeseeable construction costs and soils testing; thereby making this Project request of \$363,348.00; and, authorize an additional \$158,348 be allocated from the City's Traffic Safety Fund toward the completion of the Via de Anza crossing portion of this Project.

D. **Authorization to Complete Carey Road Improvements at a Cost of \$90,000**

Recommendation: Staff recommends the City Council authorize the City Engineer to negotiate for a qualified contractor and authorize the City Manager to enter a contract with the qualified contractor to complete the remaining Carey Road

improvements in conjunction with the current/adjacent Carey Road street improvements; and, authorize Fomotor Engineering to provide the construction plans at a cost of \$4,750; and, authorize \$85,250 for the construction of Carey Road; and, authorize a \$90,000 a Capital Improvement Project (CIP) budget adjustment to provide funding for this Project from the General Fund.

## **7. CLOSED SESSION**

### **A. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8**

**Property Location:** Approximately 2 acres at the southeast corner of West Buddy Rogers and East Palm Canyon Drive.

**Negotiating Parties:** City of Cathedral City as the Housing Successor Agency to the former Redevelopment Agency, and CCD, LLC

**Property Owner:** City of Cathedral City as the Housing Successor Agency to the Former Redevelopment Agency

**Under Negotiations:** Price and Terms for potential sale of real property.

### **B. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8.**

**Property Location:** Approximately 13.5 acres south of East Palm Canyon Drive at Date Palm Drive

**Negotiating Parties:** City of Cathedral City as the Successor Agency to the former Redevelopment Agency and the City Urban Revitalization Corporation

**Property Owner:** City Urban Revitalization Corporation

**Under Negotiations:** Price and Terms for potential sale of real property

### **C. Conference with Legal Counsel - Anticipated Litigation Pursuant to Government Code Section 54956.9(d)(2).**

**Number of Potential Cases:** Four

## **ADJOURN**

*The next Regular City Council Meeting will be held on Wednesday, December 12, 2018.*

## **NOTES TO THE PUBLIC:**

*The City of Cathedral City complies with the Americans with Disabilities Act of 1990. If you require special assistance to participate in this meeting, please call the City Clerk's Office at (760) 770-0322 at least 48 hours prior to the meeting.*

*If you desire to address the City Council during the meeting, please complete a Request to Speak Form available at the entrance and present it to the Deputy City Clerk. Speakers will be called upon by the Mayor at the appropriate time.*

*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](http://www.cathedralcity.gov).*