Cathedral City

CITY COUNCIL

AGENDA

CITY COUNCIL CHAMBERS	68-700 AVENIDA LALO GUERRERO	CATHEDRAL CITY, CA 92234
Wednesday, July 22, 2015	REGULAR MEETING	6:30 PM

- **CALL TO ORDER**
- **PLEDGE OF ALLEGIANCE**
- **INVOCATION (MOMENT OF REFLECTION)**
- **ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK**
- **AGENDA FINALIZATION**

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

1. SPECIAL PRESENTATIONS

2. PUBLIC COMMENTS

Public Comment is limited to 3 minutes per person.

3. CONSENT AGENDA

All matters on the Consent Agenda are considered routine in nature and are expected to be enacted upon by the Council at one time without discussion. Any Council Member, Staff Member, or Citizen may request removal of an item from the Consent Agenda for discussion.

3.A. 2015-272 **Receive and file Payment of Claims and Demands**

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 $ 9,552,055 for the month of June, 2015.

3.B. 2015-284 **City Council Minutes of June 10, 2015**

Recommendation: Approve the City Council Minutes of June 10, 2015

3.C. 2015-175 **Resolution for Paying & Reporting the Value of Employer Paid Member Contributions ("EPMC") with all Costs Paid by the members of the Cathedral City Fire Management.**

Recommendation: Staff recommends that the City Council adopt a resolution for paying and reporting the value of Employer Paid Member Contributions via a cost sharing arrangement between the City and "Classic" members of the Cathedral City Fire Management Association. The City would pay and report the value of 7% normal member contribution, otherwise known as EPMC, and for the member/employee to cost share an additional 12% towards the employer costs.

3.D. 2015-176 **Resolution of Intention for a Contract Amendment between CalPERS and the City of Cathedral City**

Recommendation: Staff recommends that the City Council adopt a Resolution of Intention to amend the City's retirement contract with CalPERS, which will allow increasing designated employees' CalPERS Member contribution through a cost sharing arrangement.

3.E. 2015-201 **Resolution of Intention to Establish Improvement Area No. 9 - CFD NO. 2006-1**

Recommendation: Staff recommends the City Council adopt a Resolution of Intention to Establish Improvement Area No. 9 - CFD NO. 2006-1

3.F. 2015-253 **Contract Award to Petrochem Manufacturing Incorporated for Central Mix Type II Rubberized Emulsion Aggregate Slurry (REAS), Tanks, Pumps and Personnel for the East Palm Canyon Drive Preventive Maintenance Project.**

Recommendation: Staff recommends the City Council approve the award of a contract to Petrochem Manufacturing, Inc. (PMI) in the contract bid amount of $223,155.00 to furnish Type II REAS; authorize the City Engineer to issue a Notice of Award and request bonds and insurance for the project; and authorize the City Manager to execute the contract.

3.G. 2015-257 **Second Reading and Adoption of Amendments to the 2015 City Speed Limits Ordinance**

Recommendation: Staff recommends City Council provide a second reading and approve an amendment to the existing 2015 City Speed Limits Ordinance.

3.H. 2015-259 **Extension of the Materials Testing contract with Landmark Consultants and the Survey Services contract with MSA Consulting**

Recommendation: Staff recommends the City Council authorize extension of the Professional Services Agreements with Landmark Consultants and MSA Consulting through June 30, 2016

3.I. 2015-260 **2015-2016 California Office of Traffic Safety (OTS) Selective Traffic Enforcement Program (STEP) Grant**

Recommendation: Staff recommends the City Council accept the California Office of Traffic Safety Selective Traffic Enforcement Program Grant in the amount of

$94,096.00.

3.J. 2015-264 **Second Reading of an Ordinance Regulating Single Use Carryout Plastic Bags.**

Recommendation: Staff recommends the City Council conduct second reading and approve the attached ordinance regulating single use carryout plastic bags.

3.K. 2015-265 **Second Reading of an Ordinance Regarding Massage Establishments**

Recommendation: Staff recommends the City Council provide second reading and approve the attached ordinance regarding Massage establishments.

3.L. 2015-267 **Second Reading of an Ordinance Regarding Trespass**

Recommendation: Staff recommends the City Council provide second reading and approve the attached ordinance regarding trespass.

3.M. 2015-268 **Extension of the Current Professional Services Agreement with NAI Consulting, Inc.**

Recommendation: Staff recommends the City Council approve a Cost-Effectiveness/Public Interest Finding Resolution that it best serves the City of Cathedral City to continue the current contract with NAI Consulting, Inc. (NAI) to provide engineering and management services, project administration and technical oversight; authorize the Mayor to sign the Cost Effectiveness/Public Interest Finding Resolution; carry over $23,249.00 from the existing contract and approve an additional $150,000 for Engineering Services for Fiscal Years 2015-2016 and 2016-2017; and authorize the City Engineer to notify NAI Consulting that the existing Professional Services Agreement has been extended to June 30, 2017.

3.N. 2015-270 **Resolution of Intention to Vacate Certain Streets, Alleys, Public Highways and Utility Easements - Vacation No. 2015-01**

Recommendation: Staff recommends the City Council adopt a Resolution declaring its intention to vacate all or portions of Lot "C" (Grove Street), Lot "D"(Grove Street), Lot "E" (Dawes Street), Lot "F"(Dawes Street), Lot "G" (Allen Avenue), Lot "H"(alley lot), and Lot "X" (Grove Street), as shown on the map of Cathedral City, filed in Book 13, at Pages 24 through 26, inclusive, of Maps, Records of Riverside County, California, together with the vacation of public highway and/or public utility uses on portions of Lots 50, 51, 52, 53, 54, 55, 82, 95, 101, 102, 103, 104 and Lot "H" (alley lot) as shown on said map of Cathedral City, all located within the east half of the east half of Section 33, Township 4 South, Range 5 East, San Bernardino Meridian, at the northwest quadrant of East Palm Canyon Drive and Date Palm Drive

3.O. 2015-271 **Resolution - Changes to the Scopes of Work for the Whitewater River Bike Trail Phase 1 and Phase 2 Projects**

Recommendation: Staff recommends the City Council approve Resolution 2015-__

authorizing the filing of requests for changes to the scope of work for the Whitewater Bike Trail Phase 1 and Phase 2 projects; and authorize the City Engineer to sign and submit the requests on behalf of the City Council

3.P. 2015-273 **2015 Special Assessments against Properties for Nuisance Abatement Costs**

Recommendation: Staff recommends the City Council adopt the proposed resolution, thereby confirming assessments against various property owners for nuisance abatement costs and providing for collection.

3.Q. 2015-274 **Acceptance of the Edward Byrne Grant in the amount of $12,839 from the Bureau of Justice Assistance**

Recommendation: Staff recommends the City Council authorize acceptance of the Edward Byrne grant in the amount of $12,839 from the Bureau of Justice Assistance.

3.R. 2015-275 **Records Retention Schedule Update**

Recommendation: Staff recommends the City Council approve Resolutions updating the Records Retention Schedule and authorizing a procedure for the destruction of records in accordance with the retention schedule

3.S. 2015-288 **Perez Road Pavement Rehabilitation from East Palm Canyon Drive to Campbell Street.**

Recommendation: Staff recommends the City Council authorize the City Engineer to work with Riverside County Flood Control District and Water Conservation District (RCFCD) to negotiate a Construction Contract Change Order with Granite Construction to Rehabilitate the Pavement on Perez Road from East Palm Canyon Drive to Campbell Street; and authorize the City Manager to execute a funding agreement with RCFCD to fund the City's share of the pavement rehabilitation work.

3.T. 2015-289 **West Coast Artists' Art Festival**

Recommendation: Approve SUP#15-018 to allow for the West Coast Artists' Art Festival on January 9 - 10, 2016.

3.U. 2015-292 **Professional Services Agreement with The Altum Group for Environmental Services Related to the Proposed Edom Hill Composting Facility**

Recommendation: Staff recommends the City Council approve a Professional Services Agreement with The Altum Group to render professional environmental services in order to assist the Planning Division in completing an Initial Study and Mitigated Negative Declaration for the proposed Edom Hill Composting Facility. Burrtec is the applicant and will reimburse the City for all costs associated with the proposed Edom Hill Composting Project.

3.V. 2015-294 **Approval of Traffic Signal Repairs and Upgrades Provided by Siemens Industry, Inc.**

Recommendation: Staff recommends that the City Council approve proposals and invoices from Siemens Industry, Inc. for the installation of wireless communication radios on Date Palm Drive at the intersections of Victoria Drive and Converse Roads; and replacement of deteriorated traffic signal conductor on Date Palm Drive at Gerald Ford Drive; and a change order for replacing damaged conduit at the intersection of Date Palm Drive and 30th Avenue.

3.W. 2015-295 **Second Reading - Residential Smoke Alarm Ordinance Amendment**

Recommendation: Staff recommends the City Council conduct a second reading and approve an amendment to City Ordinance 8.12 and the California Fire Code 2013 Edition Article 9 - 907.2.10.5.4. subsequent to the first reading on June 22, 2015.

3.X. 2015-296 **Final Planned Unit Development (PUD) 14-001 for Tract No. 36747**

Recommendation: Staff recommends the City Council approve the Final PUD for Tract 36747

3.Y. 2015-297 **Resolution of Support for AB 150**

Recommendation: Staff recommends the City Council approve a resolution supporting Assembly Bill 150

4. PUBLIC HEARINGS

4.A. 2015-258 **Appeal of Planning Commission Denial of Conditional Use Permit Application for King Blaise Cooperative located at 68860 Ramon Road in Cathedral City.**

Recommendation: The City Attorney's office recommends that the City Council hear an appeal of the decision of the Planning Commission denying the Dispensary Conditional Use Permit application and affirm the findings and decision of the Planning Commission.

5. LEGISLATIVE ACTIONS

5.A. 2015-234 **Introduction and First Reading of an Ordinance Amending the Contract with the California Public Employees' Retirement System.**

Recommendation: Staff recommends the City Council approve the First Reading of the Ordinance amending the Contract between the City Council of the City of Cathedral City and the Board of Administration of the California Public Employees' Retirement System.

5.B. 2015-255 **Designation of Ex-Officio Members of the Cathedral Center and Chamber of Commerce Boards**

Recommendation: Staff recommends that City Council designate one Councilmember to serve as Ex-Officio member of the Cathedral Center Board and one Councilmember to serve as Ex-Officio member of the Cathedral City Chamber of Commerce Board.

5.C. 2015-269 **Approve an ADFAP & SHARP Assistance Program**

Recommendation: Staff recommends the City Council approve funding in the amount of $75,000 for the re-implementation of two programs- the Assessment District Financial Assistance Program (ADFAP) and Sewer Hook-up Assistance Residential Program (SHARP) for a period of one year, ending June 30, 2016 on a first come first serve basis.

5.D. 2015-280 **Ordinance prohibiting the establishment, installation, placement, construction and/or expansion of attended and unattended collection bins.**

Recommendation: Staff recommends the City Council receive and consider this report and adopt the attached Ordinance prohibiting the establishment, installation, placement, construction and/or expansion of attended and unattended collection donation bins ("CDBs"), or taking whatever other action the City Council deems appropriate.

5.E. 2015-282 **Written report required by Government Code Section 65858(D) in reference to Urgency Interim Ordinance No. 2015-162 imposing a moratorium on Collection Donation Bins**

Recommendation: That the City Council receive and file this written report regarding the recently adopted moratorium on collection donation bins as required by Government Code Section 65858(d).

6. COUNCIL REPORTS

7. CLOSED SESSION

7.A. 2015-286 **CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8.**

Property Location: Approximately 15 acres generally north and west of East Palm Canyon Drive and Date Palm Drive.

Negotiating Parties: City Urban Revitalization Corporation (CURC) and Landmark Development Group, LLC.

Property Owners: City Urban Revitalization Corporation (CURC)

Under Negotiations: Property Negotiations

7.B. 2015-287 **CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8.**

Property Location: Parcels 1 and A of Parcel Map No. 31092

Negotiating Parties: City Urban Revitalization Corporation (CURC), City of Cathedral City and Tri-Millennium Cathedral City, LLC.

Property Owners: City Urban Revitalization Corporation (CURC)

Under Negotiations: Property Negotiations

7.C. 2015-283 **CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - Existing Litigation Pursuant to Government Code Section**

54956.9(d)(1):

Name of Case and Number: City of Cathedral City v. Grasshopper et. al.
Riverside County Superior Court Case Number: INC 1206440

7.D. 2015-302 **CITY COUNCIL - CONFERENCE WITH LEGAL COUNSEL - Anticipated Litigation, Pursuant to Government Code Section § 54956.9 subd. (b).**

Potential Cases: one

7.E. 2015-277 **CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8.**

Property Location: Approximately 7.5 acres generally east of Mission Drive APN 677-410-009; 30600 San Diego Drive APN 677-331-003 and 30638 San Diego Drive APN 677-332-003
Negotiating Parties: City of Cathedral City as Housing Successor and Southern California Housing Development Corporation ("CORE")
Property Owners: City of Cathedral City as Housing Successor
Under Negotiations: Property Negotiations

7.F. 2015-285 **CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8.**

Property Location: 68699 "B" Street APN 687-214-002; 68697 "B" Street 687-214-009; & 68676 "E" Street APN 687-232-006
Negotiating Parties: Housing Successor Agency & City Urban Revitalization Corporation
Property Owners: Housing Successor Agency & City Urban Revitalization Corporation
Under Negotiations: Property Negotiations

ADJOURN

The next Regular City Council Meeting will be held on Wednesday, August 12, 2015 at 6:30 p.m.

NOTES TO THE PUBLIC

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