

RESOLUTION NO. 2026-36

A RESOLUTION OF THE CITY OF COACHELLA AUTHORIZING THE COUNTY OF RIVERSIDE TO PROVIDE SPECIFIED SERVICES TO THE CITY OF COACHELLA AND AGREEING TO CONSIDER FUTURE RESOLUTIONS OF NECESSITY FOR THE JACKSON STREET AND AVENUE 50 INTERSECTION IMPROVEMENT PROJECT

WHEREAS, the City of Indio, a municipal corporation, (“Indio”) and the County of Riverside, a political subdivision of the State of California, (“County”) have entered into an agreement titled “*Cooperative Agreement for Design and Construction of Jackson Street and Avenue 50 Intersection Improvement Project*” on or about May 11, 2021 (“Agreement”) to define the terms and conditions, scope of work, and budget for completing the design and construction of the Jackson Street and Avenue 50 Intersection Improvement Project (“Project”); and

WHEREAS, the Project involves widening Jackson Street from Avenue 52 to Avenue 49 as well as Avenue 52 and Avenue 50 at the intersections of Jackson Street, while constructing traffic signals, sidewalk, bicycle lanes, and storm drains; and

WHEREAS, Indio is the Project lead agency while the County is a participating agency with jurisdiction east of Jackson Street from Avenue 52 to Avenue 50 and south of Avenue 50 from Jackson Street westerly to the City of Coachella (“Coachella”) limits. Within County jurisdiction, the County is responsible for design approvals, property appraisals, right of way acquisition, and its share of funding contributions; and

WHEREAS, Indio adopted an Initial Study/Mitigated Negative Declaration (IS/MND) under the California Environmental Quality Act (CEQA) on or about October 20, 2021; and

WHEREAS, Indio and the County entered into Amendment No. 1 to the Agreement on or about August 26, 2025 (“Amendment No. 1”) phasing the Project into two Phases and updating funding contributions for Indio and County; and

WHEREAS, the Riverside Local Agency Formation Commission, (“LAFCO”) approved the LAFCO 2024-16-4 reorganization on or about September 24, 2025, which included the annexation of County jurisdiction under this Project to Coachella; and

WHEREAS, the Project is a priority project for both Indio and Coachella and both have a mutual interest in improving vehicular, pedestrian, and bicycle traffic circulation and safety in the Project area; and

WHEREAS, the County and Coachella desire for the County to act as lead agency within formerly County and now Coachella jurisdiction for purposes of providing right-of-way land acquisition services and exercising eminent domain, if necessary, in relation to the Project; and

WHEREAS, California Government Code Section 6502 provides that “[i]f authorized by their legislative or other governing bodies, two or more public agencies by agreement may jointly exercise any power common to the contracting parties”; and

WHEREAS, the County and Coachella are public agencies within the meaning of California Government Code Section 6502 et seq. and possess the common power to acquire real property and construct facilities thereon for street and highway purposes; and

WHEREAS, California Code of Civil Procedure Section 1240.140(b) provides that “[t]wo or more public agencies may enter into an agreement for the joint exercise of their respective powers of eminent domain, whether or not possessed in common, for the acquisition of property as a single parcel”; and

WHEREAS, County of Riverside will be adopting a resolution expressly granting to the County Coachella’s power of eminent domain to acquire necessary real property interests within Coachella in connection with the Project; and

WHEREAS, Coachella desires to authorize the County, pursuant to an agreement approved by Coachella and the County, to provide right-of-way acquisition services and, if necessary, to jointly exercise eminent domain powers with Coachella to acquire necessary real property interests within Coachella in connection with the Project; and

WHEREAS, the County desires to acquire real property interests required for the Project and, if necessary, jointly exercise the County’s power of eminent domain with Coachella to acquire such property interests.

NOW THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the City Council of the City of Coachella as follows:

SECTION 1. The foregoing recitals are true and correct and are incorporated herein by this reference.

SECTION 2. The City Council hereby authorizes the County of Riverside to provide right-of-way acquisition services for the Jackson Street and Avenue 50 Intersection Improvement Project within the area formerly within County jurisdiction and now within the jurisdictional boundaries of the City of Coachella, including appraisal, negotiation, acquisition, and related services, subject to the terms of an agreement approved by the City and the County.

SECTION 3. Pursuant to Government Code section 6502 and Code of Civil Procedure section 1240.140, the City Council hereby authorizes the City to enter into an agreement with the County of Riverside for the joint exercise of their respective powers, including, if necessary, the joint exercise of eminent domain powers, to acquire real property interests necessary for the Project.

SECTION 4. The City Manager, or designee, is hereby authorized to execute such agreement and any related documents, in a form approved by the City Attorney, and to take all actions reasonably necessary to carry out the intent of this Resolution.

SECTION 5. Nothing in this Resolution shall be construed as adopting any resolution of necessity, making any findings required for a future resolution of necessity, or predetermining the City Council's consideration of any future resolution of necessity. Any future resolution of necessity shall be considered only after compliance with all applicable requirements of law, including, without limitation, Code of Civil Procedure sections 1245.230, 1245.235, and 1245.240, Government Code section 7267.2, and all other applicable pre-condemnation procedures.

SECTION 6. The City Council hereby agrees to consider, at a duly noticed public hearing, any future resolution of necessity brought before it in connection with the Project, subject to the City Council's independent review and determination based on the record before it at that time.

PASSED, APPROVED and ADOPTED this 10th day of June 2026.

Dr. Frank Figueroa
Mayor

ATTEST:

Angela M. Zepeda
City Clerk

APPROVED AS TO FORM:

BEST, BEST & KRIEGER LLC

City Attorney

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF COACHELLA)

I HEREBY CERTIFY that the foregoing Resolution No. 2026-36 was duly adopted by the City Council of the City of Coachella at a regular meeting thereof, held on the 10th day of June 2026, by the following vote of Council:

AYES:

NOES:

ABSENT:

ABSTAIN:

Delia Granados
Deputy City Clerk