



City Hall Council Chamber
1515 Sixth Street, Coachella, California
(760) 398-3502 ♦ www.coachella.org

MINUTES

CITY COUNCIL CLOSED SESSION AND REGULAR MEETING

OF THE CITY OF COACHELLA

THE COUNCIL SITTING AS THE COACHELLA SANITARY DISTRICT,
COACHELLA FIRE PROTECTION DISTRICT, COACHELLA FINANCING AUTHORITY,
COACHELLA EDUCATIONAL AND GOVERNMENTAL ACCESS CABLE CHANNEL CORPORATION,
COACHELLA WATER AUTHORITY, SUCCESSOR AGENCY TO THE COACHELLA REDEVELOPMENT AGENCY
AND COACHELLA PARKS AND RECREATION FOUNDATION

September 11, 2024

5:00 PM – CLOSED SESSION
6:00 PM – REGULAR MEETING

<p>In-Person Meeting Location:</p> <p>Coachella City Hall Council Chamber 1515 Sixth Street Coachella, CA</p>	<p>If you would like to attend the meeting via Zoom, here is the link:</p> <p>https://us02web.zoom.us/j/88457271898?pwd=REdzU1NoQmpVSFhWTDVaZ0VCekYxdz09 Or One tap mobile : 16699006833,,88457271898#,,, *606140# Or Telephone: US: +1 669 900 6833 Webinar ID: 884 5727 1898 Passcode: 606140</p> <p>Spanish: El idioma español está disponible en Zoom seleccionado la opción en la parte de abajo de la pantalla</p>
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- Public comments may be received **either in person, via email, telephonically, or via Zoom** with a limit of **250 words, or three minutes:**
 - **In Real Time:**

If participating in real time via Zoom or phone, during the Public Comment Period, use the “**raise hand**” function on your computer, or when using a phone, participants can raise their hand by pressing *9 on the keypad.
 - **In Writing:**

Written comments may be submitted to the City Council electronically via email to cityclerk@coachella.org. Transmittal **prior to the start** of the meeting is required. All written comments received will be forwarded to the City Council and entered into the record.
 - If you wish, you may leave a message at (760) 262-6240 before 5:30 p.m. on the day of the meeting.
- The **live stream** of the meeting may be **viewed online** by accessing the city's website at www.coachella.org, and clicking on the "**Watch Council Meetings**" tab located on the home page, and then clicking on the "live" button.

CALL TO ORDER:

Mayor Hernandez called the City Council Closed Session and Regular Meeting of the City of Coachella to order at 5:00 p.m.

Mayor Hernandez called for a moment of silence to remember the September 11, 2001 terrorist attacks and for previously retired City Manager David Garcia who passed away.

ROLL CALL:

Present: Councilmember Dr. Figueroa, Councilman Delgado, Councilmember Galarza, Mayor Pro Tem Virgen, and Mayor Hernandez

City Clerk

Absent: City Treasurer

APPROVAL OF AGENDA:

“At this time the Council/ Board/Corporation/Authority may announce any items being pulled from the Agenda or continued to another date or request the moving of an item on the agenda”

Motion: To approve the agenda

Made by: Councilmember Dr. Figueroa

Seconded by: Mayor Pro Tem Virgen

Approved: 3-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Councilmember Galarza, Mayor Pro Tem Virgen, and Mayor Hernandez

NOES: None

ABSTAIN: None

ABSENT: None

PUBLIC COMMENTS (CLOSED SESSION ITEMS):

None

ADJOURN TO CLOSED SESSION:

1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1)
City of Coachella v. Cheryl Thomas, et al.
Riverside County Superior Court, Case No. CVPS2203206

Mayor Hernandez stated that he did not participate in the Closed Session item as he owns real property within 1000 feet of such Closed Session item.

RECONVENE REGULAR MEETING:

The City Council reconvened into open session at 6:00 p.m.

PLEDGE OF ALLEGIANCE:

The City Attorney led the Pledge of Allegiance.

CLOSED SESSION ANNOUNCEMENTS:

City Attorney made the announcement that the Council voted to approve a settlement agreement with the Thomas party.

PROCLAMATIONS/PRESENTATIONS/DIRECTION:

2. Grapefruit 92-kV Switching Station Project Presentation
3. Proclamation Presented to Candelaria Munoz
4. 2024/2025 Special Event Calendar
5. Special Event Drone Options
6. Highway Safety Improvement Program - 2024 Grant Applications
7. Cannabis Business Program Update

Mayor Pro Tem Virgen stepped away at 7:06 p.m. and returned at 7:13 p.m.

WRITTEN COMMUNICATIONS:

None

CONSENT CALENDAR:

(It is recommended that Consent Items be acted upon simultaneously unless separate discussion and/or action is requested by a Council Member or member of the audience.)

8. Regular Meeting Minutes of July 24, 2024 of the City of Coachella, Coachella Sanitary District, Coachella Fire Protection District, Coachella Financing Authority, Coachella Educational and Governmental Access Cable Corporation, Coachella Water Authority, Successor Agency to the Coachella Redevelopment Agency and Coachella Parks and Recreation Foundation
9. Special Meeting Minutes of July 30, 2024 of the City of Coachella, Coachella Sanitary District, Coachella Fire Protection District, Coachella Financing Authority, Coachella Educational and Governmental Access

Cable Corporation, Coachella Water Authority, Successor Agency to the Coachella Redevelopment Agency and Coachella Parks and Recreation Foundation

10. Adjourned Special Meeting Minutes of July 31, 2024 of the City of Coachella, Coachella Sanitary District, Coachella Fire Protection District, Coachella Financing Authority, Coachella Educational and Governmental Access Cable Corporation, Coachella Water Authority, Successor Agency to the Coachella Redevelopment Agency and Coachella Parks and Recreation Foundation
11. Voucher Listing- EFT's/Utility Billing Refunds/FY 2023-24 and FY 2024-25 Expenditures as of September 11, 2024, \$12,551,881.94
12. Investment Report – June 30, 2024
13. Direct Staff to Conduct the Biennial Review of the City's Conflict of Interest Code (Form 700 Filers)
14. Authorize Execution of a Letter Agreement with Signature Truck Tops for the Purchase of a Forklift, in the amount of \$24,000; Authorize Appropriation of \$24,000 from Unallocated General Fund Reserves
15. Award Professional Services agreement to The Christmas Kings for the Holiday Lighting and Decorations Project No. 061324 for \$50,000; Approve Allocation of \$50,000 from Unallocated General Fund Reserves for Award
16. Authorize the City of Coachella's Tacos, Tequila and Chavelas Festival Beer Garden Operation on October 19, 2024 at Veterans Memorial Park from 4pm to 8pm
17. Appropriate a Budget Allocation of \$90,000 for the City's Annual 2024 Holiday Tree Lighting and Holiday Parade Events, From Unallocated General Fund Reserves
18. Approve Amendment #1 for Change Order to the Previously Approved Purchase Order 16989 Digital Signage System with AVIR, Inc. for the Amount of \$19,485 and Authorize Amendment #2 Time and Materials Invoice for the Amount of \$15,882.61 for the Total Appropriation of \$35,373.61 from Unassigned Fund Balance (General Fund)
19. Resolution 2024-49 Releasing Bonds for Tract Map No. 38084 Sevilla, Pulte Home Company, LLC
20. Approve Resolution 2024-52, A Resolution of the City Council of the City of Coachella Adopting a Statement of Goals and Policies for the Use of the Mello-Roos Community Facilities Act of 1982
21. Approve an Art in Public Places Proposal for a Mural Titled, Listening to the Rain by Nanibah "Nani" Chacon in the Amount of \$24,000

Mayor Hernandez stepped away at 7:20 p.m. and returned at 7:26 p.m. due to having real property within 1000 feet from his project. Mayor Pro Tem Virgen led the discussion.
22. Authorize the City of Coachella to Sponsor the Coachella Container Park Series of Community Events in the Amount of \$45,000

23. Ordinance No. 1212 - An Ordinance Adding Chapter 9.28 to Title 9 of the Coachella Municipal Code Establishing Regulations Prohibiting the Unlawful Possession of Catalytic Converters in the City (Second Reading)

Motion: To approve the Consent Calendar items except item 22.

Made by: Councilmember Mayor Hernandez

Seconded by: Mayor Pro Tem Virgen

Approved: 5-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Councilmember Galarza, Mayor Pro Tem Virgen, and Mayor Hernandez

NOES: None

ABSTAIN: Mayor Hernandez abstained from item 21 only

ABSENT: None

Motion: To approve Consent Calendar items 22.

Made by: Councilmember Mayor Hernandez

Seconded by: Mayor Pro Tem Virgen

Approved: 3-2, roll call vote:

AYES: Councilmember Galarza, Mayor Pro Tem Virgen, and Mayor Hernandez

NOES: Councilmember Delgado and Councilmember Dr. Figueroa

ABSTAIN: None

ABSENT: None

NEW BUSINESS CALENDAR (LEGISLATIVE AND ADMINISTRATIVE):

24. Sponsorship of Run With Los Muertos Event:

Sponsorship request from Codex Creation Committee for \$35,000.00 for the 2024 Run With Los Muertos Event

Approval for operation of a beer garden on November 2, 2024 in Downtown Sixth Street from 4pm to midnight.

Councilmember Galarza stepped away at 8:14 p.m. and returned at 8:16 p.m.

Motion: To increase the sponsorship amount from \$35,000 to \$45,000 and approval for operation of a beer garden on November 2, 2024 in Downtown Sixth Street from 4pm to midnight.

Made by: Councilmember Galarza

Seconded by: Mayor Pro Tem Virgen

Approved: 5-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Councilmember Galarza, Mayor Pro Tem Virgen, and Mayor Hernandez
NOES: None
ABSTAIN: None
ABSENT: None

25. Sponsorship of Synergy Music and Arts Festival Event:

Approve sponsorship request from Culturas Music & Arts:

Approve sponsorship request from Culturas Music & Arts, in the amount of \$18,600, for the 2024 Synergy Music and Arts Festival Event; or

Approve sponsorship request from Culturas Music & Arts, in the amount of \$28,800, for the 2024 Synergy Music and Arts Festival Event and authorize an allocation of \$10,200 from unallocated general fund reserves.

Approval for operation of a beer garden on November 9, 2024 at Dateland Park from 4pm to midnight.

Councilmember Dr. Figueroa stepped away at 8:28 p.m. and returned at 8:29 p.m.

Motion: To approve item 25.

Made by: Councilmember Dr. Figueroa
Seconded by: Councilmember Galarza
Approved: 5-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Councilmember Galarza, Mayor Pro Tem Virgen, and Mayor Hernandez
NOES: None
ABSTAIN: None
ABSENT: None

Councilmember Galarza excused himself for the remainder of the meeting at 8:32 p.m.

26. Authorize Formation of a 2025 Coachella Agricultural Summit Ad-Hoc Committee and Appoint a Councilmember to the Committee

Motion: To approve the formation of a 2025 Coachella Agricultural Summit Ad-Hoc Committee and appoint Mayor Pro Tem Virgen.

Made by: Mayor Hernandez
Seconded by: Councilmember Dr Figueroa
Approved: 4-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Mayor Pro Tem Virgen, and Mayor Hernandez
NOES: None
ABSTAIN: None
ABSENT: Councilmember Galarza

27. Approve First Amendment to the Agreement for Animal Control Field and Shelter Services Between the City of Coachella and the County of Riverside Department of Animal Services to Extend the Contract for One Year in the Amount of \$508,206

Motion: To approve First Amendment to the Agreement for Animal Control Field and Shelter Services Between the City of Coachella and the County of Riverside Department of Animal Services to Extend the Contract for One Year in the Amount of \$508,206

Made by: Councilmember Dr. Figueroa
Seconded by: Mayor Pro Tem Virgen
Approved: 4-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Mayor Pro Tem Virgen, and Mayor Hernandez
NOES: None
ABSTAIN: None
ABSENT: Councilmember Galarza

28. Agreement for Law Enforcement Services Between the City of Coachella and the County of Riverside From July 1, 2024 through June 30, 2029

Motion: To approve Agreement for Law Enforcement Services Between the City of Coachella and the County of Riverside From July 1, 2024 through June 30, 2029.

Made by: Councilmember Delgado
Seconded by: Mayor Hernandez
Approved: 4-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Mayor Pro Tem Virgen, and Mayor Hernandez
NOES: None
ABSTAIN: None
ABSENT: Councilmember Galarza

29. Construction Contract with Urban Habitat in the Amount of \$3,307,524.42 plus 10% Contingency for the Avenue 50 Street and Median Improvements Phase 1, City Project No.ST-93

Mayor Pro Tem Virgen stepped away at 9:28 p.m. and returned at 9:31 p.m.

Motion: To approve Construction Contract with Urban Habitat in the Amount of \$3,307,524.42 plus 10% Contingency for the Avenue 50 Street and Median Improvements Phase 1, City Project No.ST-93

Made by: Councilmember Dr. Figueroa
Seconded by: Councilmember Denise Delgado
Approved: 4-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Mayor Pro Tem Virgen, and Mayor Hernandez
NOES: None
ABSTAIN: None
ABSENT: Councilmember Galarza

PUBLIC HEARING CALENDAR (QUASI-JUDICIAL):

30. Public Hearing on the Formation for Community Facilities District (CFD) 2024-1 Approving:

Resolution 2024-45, for the Formation of Community Facilities District (CFD) 2024-1;

Resolution 2024-46, Calling a Special Election for CFD 2024-1;

Resolution 2024-47, Declaring the Results of the Special Election and Directing Recording of a Notice of Special Tax Lien for CFD No. 2024-01 and

Ordinance 1214, of City of Coachella Community Facilities District No. 2024-1(Public Services) and to Authorize the Levy of a Special Tax Therein to Finance Certain Services.

Mayor Hernandez opened the public hearing at 9:44 p.m. and closed the public hearing at 9:48 p.m.

Motion: Adopt Resolution 2024-45, to Establish City of Coachella Community Facilities District No. 2024-1 (Public Services) to Establish an Appropriations Limit Therefor, to Authorize the Levy of a Special Tax Therein, and to Submit the Establishment of an Appropriations Limit and the Levy of Special Taxes to the Qualified Electors Thereof.

Made by: Councilmember Dr. Figueroa
Seconded by: Mayor Pro Tem Virgen
Approved: 4-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Mayor Pro Tem Virgen, and Mayor Hernandez
NOES: None
ABSTAIN: None
ABSENT: Councilmember Galarza

Motion: Adopt Resolution 2024-46, Calling a Special Election and Submitting to the Qualified Electors of City of Coachella Community Facilities District No. 2024-1 (Public Services) Propositions Regarding the Establishment of an Appropriations Limit and the Annual Levy of a Special Tax Within the Community Facilities District.

Made by: Mayor Pro Tem Virgen
Seconded by: Councilmember Dr. Figueroa
Approved: 4-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Mayor Pro Tem Virgen, and Mayor Hernandez
NOES: None
ABSTAIN: None
ABSENT: Councilmember Galarza

Motion: Adopt Resolution 2024-47, Declaring the Results of the Special Election in City of Coachella Community Facilities District No. 2024-1 (Public Services) and Directing the Recording of a Notice of Special Tax Lien

Made by: Councilmember Dr. Figueroa
Seconded by: Mayor Pro Tem Virgen
Approved: 4-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Mayor Pro Tem Virgen, and Mayor Hernandez
NOES: None
ABSTAIN: None
ABSENT: Councilmember Galarza

Motion: Approve First Reading of Ordinance 1214 Levying Special Taxes Within the City of Coachella Community Facilities District No. 2024-1 (Public Services)

Made by: Councilmember Dr. Figueroa
Seconded by: Mayor Pro Tem Virgen
Approved: 4-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Mayor Pro Tem Virgen, and Mayor Hernandez
NOES: None
ABSTAIN: None
ABSENT: Councilmember Galarza

31. Community Facilities District (CFD No. 2005-01) Annexation No. 36 – (Sevilla II-Pyramid Ranch)

Adopt Resolution No. 2024-48 Determining the Validity of Prior Proceedings relating to Annexation of Property (Annexation No. 36) in the City of Coachella CFD No. 2005-01 (Law Enforcement, Fire and Paramedic Services).

Adopt Resolution No. 2024-50 Acting on Behalf of Coachella Community Facility District No. 2005-01 (Law Enforcement, Fire, and Paramedic Services) Calling a Special Election within Annexation Area No. 36 (Sevilla II-Pyramid Ranch)

Adopt Resolution No. 2024-51 Canvassing The Results of The Election Held Within CFD No. 2005-01 Area No. 36 (Sevilla II-Pyramid Ranch).

Adopt Ordinance No. 1215 on Behalf of CFD No. 2005-01 Authorizing the Levy of a Special Tax within Annexation Area No. 36 Annexed to Said District (1st Reading)

Mayor Hernandez opened the public hearing at 9:57 p.m. and closed the public hearing at 9:59 p.m.

Motion: Adopt Resolution No. 2024-48 Determining the Validity of Prior Proceedings Relating to Annexation of Property (Annexation No. 36) into City of Coachella Community Facilities District No. 2005-01 (Law Enforcement, Fire and Paramedic Services).

Made by: Mayor Pro Tem Virgen
Seconded by: Councilmember Dr. Figueroa
Approved: 4-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Mayor Pro Tem Virgen, and Mayor Hernandez
NOES: None
ABSTAIN: None
ABSENT: Councilmember Galarza

Motion: Adopt Resolution No. 2024-50 Acting on Behalf of City of Coachella Community Facilities District No. 2005-1 (Law Enforcement, Fire and Paramedic Services) Calling a Special Election.

Made by: Mayor Pro Tem Virgen
Seconded by: Councilmember Dr. Figueroa
Approved: 4-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Mayor Pro Tem Virgen, and Mayor Hernandez
NOES: None
ABSTAIN: None
ABSENT: Councilmember Galarza

Motion: Adopt Resolution No. 2024-51 Acting on Behalf of City of Coachella Community Facility District No. 2005-1 (Law Enforcement, Fire and Paramedic Services) Canvassing the Results of the Election Held Within Annexation Area No. 36 Annexed to said District.

Made by: Mayor Pro Tem Virgen
Seconded by: Councilmember Dr. Figueroa
Approved: 4-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Mayor Pro Tem Virgen, and Mayor Hernandez
NOES: None
ABSTAIN: None
ABSENT: Councilmember Galarza

Motion: Approve First Reading of Ordinance No. 1215 Acting the Legislative Body of City of Coachella Community Facilities District No. 2005-01 (Law Enforcement, Fire, and Paramedic Services) Authorizing the Levy of a Special Tax within Annexation Area No. 36 Annexed to Said District.

Made by: Councilmember Dr. Figueroa
Seconded by: Mayor Pro Tem Virgen
Approved: 4-0, Unanimous roll call vote:

AYES: Councilmember Dr. Figueroa, Councilmember Delgado, Mayor Pro Tem Virgen, and Mayor Hernandez
NOES: None
ABSTAIN: None
ABSENT: Councilmember Galarza

PUBLIC COMMENTS (NON-AGENDA ITEMS):

The public may address the City Council/Board/Corporation/ Authority on any item of interest to the public that is not on the agenda but is in the subject matter jurisdiction thereof. Please limit your comments to three (3) minutes.

With the time being after the 8:00 p.m. hour and per Resolution No.2019-34, Public Comments were moved up right after item #25 on page 6.

- (1) Daniel Guerrero
- (2) Isidro Zepeda
- (3) Humberto Ruiz

REPORTS AND REQUESTS:

Council Comments/Report of Miscellaneous Committees.

City Manager's Comments.

ADJOURNMENT:

There being no further business to come before the City Council and the Agencies, Pro Tem Virgen adjourned the meeting at 10:19 p.m.

Angela Zepeda
City Clerk