



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, AND SUCCESSOR AGENCY TO THE COACHELLA REDEVELOPMENT AGENCY

July 14, 2021

5:00 PM Closed Session

6:00 PM Regular Meeting

CALL TO ORDER: - 5:00 P.M.

The Regular Meeting of the City Council of the City of Coachella was called to order at 5:02 p.m. by Mayor Hernandez.

ROLL CALL:

Present: Councilmember Beaman Jacinto (*arrived at 5:20 p.m.*), Councilmember Delgado, Councilmember Galarza, Mayor Pro Tem Gonzalez, and Mayor Hernandez.

City Treasurer Aviles, and City Clerk Zepeda (*arrived at 5:20 p.m.*)

Absent: None.

(It was announced that Councilmember Beaman Jacinto will be joining Zoom later in the meeting.)

Pursuant to Executive Order N-29-20 pertaining to the coronavirus/COVID-19, this meeting was conducted both in-person and via teleconference/electronically.

APPROVAL OF AGENDA:

There were no modifications to the agenda.

PUBLIC COMMENTS (CLOSED SESSION ITEMS):

None.

ADJOURN TO CLOSED SESSION:

Council adjourned into Closed Session at 5:04 p.m. to discuss the following items:

1. CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6:

City Labor Negotiator: City Manager Gabriel Martin; Human Resources Manager Sandy Krause; Public Works Director Maritza Martinez; and Finance Director Nathan Statham

Employee Organization: Teamsters Local 1932 Representing Mid-Management Employees

2. CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6:

City Labor Negotiator: City Manager Gabriel Martin; Human Resources Manager Sandy Krause; Public Works Director Maritza Martinez; and Finance Director Nathan Statham

Employee Organization: Teamsters Local 1932 Representing Miscellaneous/Sanitary Employees

3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1)

Western Growers Association, et al. v. City of Coachella, et al.

Riverside County Superior Court, Case No. CVPS2101162

4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant Exposure to Litigation, Pursuant to Government Code Section 54956.9(d)(2)/(e)(1)

One (1) potential case

5. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of Litigation, Pursuant to Government Code Section 54956.9(d)(4)

One (1) potential case

RECONVENE REGULAR MEETING: - 6:00 P.M.

The City Council reconvened into open session at 6:06 p.m.

(Councilmember Galarza was absent from the meeting upon reconvening.)

PLEDGE OF ALLEGIANCE:

City Consultant Oracio Gonzalez led the Pledge of Allegiance.

CLOSED SESSION ANNOUNCEMENTS:

City Attorney Campos stated that Council met in Closed Session and announced that in regards to Item 3 regarding Western Growers and the City's Hero Pay [Ordinance No.1175] where the City required premium pay of \$4.00 to the workforce in the City of Coachella for agricultural, grocery, restaurant, and retail pharmacy workers for 120 days. On Monday [July 12, 2021], we received a decision from the Federal court ruling in the City's favor. Specifically, they granted the City's motion to dismiss their case, additionally denying the preliminary injunction motion, and has granted full in favor to the City of Coachella. On all other items, direction was given, but no reportable action was taken.

APPROVAL OF MINUTES:

6. Regular Meeting Minutes of June 23, 2021, of the City Council, Coachella Fire Protection District, Coachella Sanitary District, Coachella Financing Authority, Coachella Educational and Governmental Access Cable Corporation, Coachella Water Authority, and Successor Agency to the Coachella Redevelopment Agency.

Motion: To approve the minutes as presented.

Made by: Councilmember Delgado

Seconded by: Mayor Pro Tem Gonzalez

Approved: 3-0-1, by the following roll call vote:

AYES: Councilmember Delgado, Mayor Pro Tem Gonzalez, and Mayor Hernandez.

NOES: None.

ABSTAIN: Councilmember Beaman Jacinto.

ABSENT: Councilmember Galarza.

PROCLAMATIONS/PRESENTATIONS:

7. Recognizing Recently Retired Employees
 - Senior Management Analyst Lynn Sugar-Germain
 - Development Services Director Luis Lopez
 - City Manager William B. Pattison, Jr.
8. State Legislative Update by Oracio Gonzalez with Ollin Strategies
9. Presentation on Coronavirus (COVID-19) Response Efforts
10. Street Sweeping Program Update

WRITTEN COMMUNICATIONS:

Written communication received will be announced as the item comes forward for discussion.

CONSENT CALENDAR:

11. Voucher Listing — EFT's/Manual Checks/Utility Billing Refunds/FY 2020-21 and FY 2021-22 Expenditures as of July 14, 2021, \$8,345,402.48.
12. Ordinance No. 1184 Amending Chapter 2 of the Coachella Municipal Code by adding Section 2.30 to include a Youth Advisory Commission. (*Second Reading*)
13. Authorizing the City Manager to Execute Agreement between the County of Riverside and the City of Coachella for Airport Blvd Slurry Seal Improvements, City Project ST-133
14. Amendment No. 1 to the Reimbursement Agreement with Coachella Valley Association of Governments (CVAG) in an amount of \$9,250,000 for construction of the Avenue 50 Widening Project, City Project ST-93.

15. Amendment No. 1 to the Reimbursement Agreement with Coachella Valley Association of Governments (CVAG) in an amount of \$103,118 for the construction of the Grapefruit Blvd Urban Greening + Connectivity Project, City Project ST-123.

Motion: To approve per staff recommendation, Consent Calendar Items 11 through 15,

Made by: Mayor Pro Tem Gonzalez

Seconded by: Councilmember Galarza

Approved: 5-0, by the following roll call vote:

AYES: Councilmember Beaman Jacinto, Councilmember Delgado, Councilmember Galarza, Mayor Pro Tem Gonzalez, and Mayor Hernandez.

NOES: None.

ABSTAIN: None.

ABSENT: None.

NEW BUSINESS CALENDAR (LEGISLATIVE AND ADMINISTRATIVE):

16. Resolution No. WA-2021-08 Extending the Coachella Water Authority Temporary Suspension of Service Turnoffs, originally enacted by the Board of Directors by Resolution WA-2020-04, and ratifying the Order of the Executive Director Extending the Temporary Moratorium.

Motion: To approve per staff recommendation

Made by: Mayor Hernandez

Seconded by: Councilmember Galarza

Approved: 5-0, by the following roll call vote:

AYES: Councilmember Beaman Jacinto, Councilmember Delgado, Councilmember Galarza, Mayor Pro Tem Gonzalez, and Mayor Hernandez.

NOES: None.

ABSTAIN: None.

ABSENT: None.

17. Approval of First Amendment to Lease Agreement with Sixth Street Coffee, for property located at 1500 Sixth Street; authorize non-substantive changes as authorized by City Attorney.

Motion: To approve per staff recommendation

Made by: Mayor Hernandez

Seconded by: Councilmember Delgado

Approved: 5-0, by the following roll call vote:

AYES: Councilmember Beaman Jacinto, Councilmember Delgado, Councilmember Galarza, Mayor Pro Tem Gonzalez, and Mayor Hernandez.

NOES: None.

ABSTAIN: None.

ABSENT: None.

PUBLIC HEARING CALENDAR (QUASI-JUDICIAL):

18. Ordinance No. 1171 amending various provisions of the Coachella Municipal Code regarding Interim Outdoor Commercial Cannabis Cultivation in the City's Agricultural Sector. City-Initiated. *(First Reading)*

Public Comment: None.

Motion: Remove 500 feet of another interim outdoor commercial cannabis cultivation use, strike Section "D" removing 600 feet of any residentially-zoned lot; and read title only and pass to second reading;

Made by: Councilmember Galarza

Seconded by: Councilmember Beaman Jacinto

Approved: 5-0, by the following roll call vote:

AYES: Councilmember Beaman Jacinto, Councilmember Delgado, Councilmember Galarza, Mayor Pro Tem Gonzalez, and Mayor Hernandez.

NOES: None.

ABSTAIN: None.

ABSENT: None.

19. Resolution No. 2021-19 Confirming the Assessment and Diagram and Ordering the Levy and Collection of Assessments for Fiscal Year 2021/2022 for the City of Coachella Landscaping and Lighting Maintenance District Number 1 through 38.

Mayor Hernandez re-opened the Public Hearing for Item 19 at 7:46 p.m.

Public Comment: None.

Mayor Hernandez closed the Public Hearing for Item 19 at 7:46 p.m.

Motion: To approve per staff recommendation

Made by: Mayor Hernandez

Seconded by: Mayor Pro Tem Gonzalez

Approved: 5-0, by the following roll call vote:

AYES: Councilmember Beaman Jacinto, Councilmember Delgado, Councilmember Galarza, Mayor Pro Tem Gonzalez, and Mayor Hernandez.

NOES: None.

ABSTAIN: None.

ABSENT: None.

20. Continuance of Appeal of Planning Commission’s Revocation of Conditional Use Permit (CUP 312) that allowed a 3,250 sq. ft. Retail Cannabis Microbusiness on 20,000 square feet of land located at 84-161 Avenue 48 for “The Coachella Lighthouse, LLC”. City- Initiated Revocation.

Public Hearing Item remains open.

Motion: To **continue** item to October 13, 2021

Made by: Councilmember Galarza

Seconded by: Mayor Hernandez

Approved: 5-0, by the following roll call vote:

AYES: Councilmember Beaman Jacinto, Councilmember Delgado, Councilmember Galarza, Mayor Pro Tem Gonzalez, and Mayor Hernandez.

NOES: None.

ABSTAIN: None.

ABSENT: None.

21. Approve Resolution No. 2021-46 authorizing the establishment of an annual special tax for City of Coachella Community Facilities District No. 2005-01 (Law Enforcement, Fire and Paramedic Services) and annexation areas thereto for Fiscal Year 2021/2022.

Mayor Hernandez opened the Public Hearing for Item 21 at 7:48 p.m.

Public Comment: None.

Mayor Hernandez closed the Public Hearing for Item 21 at 7:49 p.m.

Motion: To approve per staff recommendation

Made by: Mayor Pro Tem Gonzalez

Seconded by: Mayor Hernandez

Approved: 5-0, by the following roll call vote:

AYES: Councilmember Beaman Jacinto, Councilmember Delgado, Councilmember Galarza, Mayor Pro Tem Gonzalez, and Mayor Hernandez.

NOES: None.

ABSTAIN: None.

ABSENT: None.

22. La Colonia II – General Plan Amendment Project

a) Resolution No. 2021-47, Addendum to the Coachella General Plan Update EIR.

b) General Plan Amendment No. 21-01 to change the land use designation of an existing 37.3-acre vacant property from “Open Space” to “Suburban Neighborhood” in order to develop 155 new single-family homes with public streets and common-area improvements, on vacant property located at the southeast corner of Avenue 50 and Calhoun Street. City-Initiated.

Continued

Item 22, Resolution No. 2021-47, La Colonia II General Plan Amendment Project, continued from previous page)

Mayor Hernandez opened the Public Hearing for Item 22 at 7:50 p.m.

Public Comment: James R.

Mayor Hernandez closed the Public Hearing for Item 22 at 8:26 p.m.

Motion: To approve per staff recommendation

Made by: Councilmember Galarza
Seconded by: Mayor Pro Tem Gonzalez
Approved: 4-0-1, by the following roll call vote:

AYES: Councilmember Delgado, Councilmember Galarza, Mayor Pro Tem Gonzalez, and Mayor Hernandez.

NOES: None.

ABSTAIN: Councilmember Beaman Jacinto.

ABSENT: None.

Public Comments were moved up to this portion of the meeting being after the 8:00 hour:

1. Brad Anderson

(After Public Comments, the City Council returned to the regular agenda at this point.)

23. Resolution No. 2021-48, to **deny** Conditional Use Permit No. 338 a request for liquor sales as part of a proposed 2,500 square foot convenience store (ABC Type 21, Off-Sale General) in an existing commercial building located at 50-223 Cesar Chavez Street, Suite "B" in the C-G (General Commercial) zone. Paradise Liquor, Inc. (Applicant)

Mayor Hernandez opened the Public Hearing for Item 23 at 8:37 p.m.

Public Comment: Robert Steih, via Zoom
James R., via Zoom
Sam Spinello, via Zoom

Mayor Hernandez closed the Public Hearing for Item 23 at 8:45 p.m.

Motion: To uphold the decision of the Planning Commission to **deny the project**

Made by: Councilmember Beaman Jacinto
Seconded by: Mayor Hernandez
Approved: 4-1, by the following roll call vote:

AYES: Councilmember Beaman Jacinto, Councilmember Delgado, Councilmember Galarza, and Mayor Hernandez.
NOES: Mayor Pro Tem Gonzalez
ABSTAIN: None.
ABSENT: None.

PUBLIC COMMENTS (NON-AGENDA ITEMS):

With the time being after the 8:00 hour and per Resolution No. 2019-34, Public Comments were moved up (see page 7). There were no further comments at this time.

REPORTS AND REQUESTS:

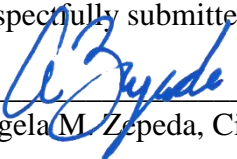
Council Comments/Report of Miscellaneous Committees.

City Manager's Comments.

ADJOURNMENT:

There being no further business to come before the City Council and the Agencies, Mayor Hernandez adjourned the meeting at 9:19 p.m.

Respectfully submitted,



Angela M. Zepeda, City Clerk