



City Council agendas and staff reports are available on the City's web page: www.LaQuintaCA.gov

CITY COUNCIL AGENDA

CITY HALL COUNCIL CHAMBER
78495 Calle Tampico, La Quinta

REGULAR MEETING ON TUESDAY, APRIL 20, 2021
3:00 P.M. CLOSED SESSION | 4:00 P.M. OPEN SESSION

SPECIAL NOTICE

Teleconferencing and Telephonic Accessibility In Effect

Pursuant to Executive Orders N-25-20, N-29-20, N-33-20, N-35-20, and N-60-20 executed by the Governor of California, in response to the state of emergency relating to novel coronavirus disease 2019 (COVID-19) and enabling teleconferencing accommodations by suspending or waiving specified provisions in the Ralph M. Brown Act (Government Code § 54950 *et seq.*), members of the City Council, the City Manager, City Attorney, City Staff, and City Consultants may participate in this regular meeting by teleconference.

Members of the public wanting **to listen to the open session** of the meeting may do so by tuning-in live via <http://laquinta.12milesout.com/video/live>.

Members of the public wanting **to address the City Council during the open session**, either for public comment or for a specific agenda item, or both, are requested to send an email notification to the La Quinta City Clerk’s Office at CityClerkMail@LaQuintaCA.gov, and specify the following information:

- | | |
|----------------------|--|
| 1) Full Name | 4) Public Comment or Agenda Item Number |
| 2) City of Residence | 5) Subject |
| 3) Phone Number | 6) Written or Telephonic Verbal Comments |

The email “subject line” must clearly state “Written Comments” or “Telephonic Verbal Comments.”

***** TELECONFERENCE PROCEDURES *****

Verbal public comments via Teleconference – requests to speak must be emailed to the City Clerk no later than 3:00 p.m. on the day of the meeting; the City will facilitate the ability for a member of the public to be audible to the City Council, and general public for the item(s) by providing him/her with the teleconference information for the meeting and allowing him/her to be queued in to speak. **Please note – members of the public must independently queue themselves into the meeting following the instructions provided by the City.**

Only one person at a time may speak by telephone and only after being recognized by the Mayor.

Written public comments must be received by the City Clerk’s Office no later than 3:00 p.m. on the day of the meeting, and will be distributed to the City Council, incorporated into the agenda packet and public record of the meeting, and will not be read during the meeting unless, upon the request of the Mayor, a brief summary of any public comment is asked to be read, to the extent the City Clerk’s Office can accommodate such request.

It would be appreciated that any email communications for public comments related to the items on the agenda, or for general public comment, are provided to the City Clerk’s Office at the email address listed above prior to the commencement of the meeting. If that is not possible, and to accommodate public comments on items that may be added to the agenda after its initial posting or items that are on the agenda, every effort will be made to attempt to review emails received by the City Clerk’s Office during the course of the meeting. The Mayor or Chairperson will endeavor to take a brief pause before action is taken on any agenda item to allow the City Clerk to review emails and share any public comments received during the meeting. All emails received by the City Clerk, at the email address above, until the adjournment of the meeting, will be included within the public record relating to the meeting.

CALL TO ORDER

ROLL CALL: Councilmembers: Fitzpatrick, Peña, Radi, Sanchez, Mayor Evans

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

At this time, members of the public may address the City Council on any matter not listed on the agenda by emailing **written public comments** or requests to provide **verbal telephonic public comments** as indicated above. Members of the public attending the meeting in-person are requested to complete a **"Request to Speak" form**. Please limit your comments to three (3) minutes

(or approximately 350 words). The City Council values your comments; however, in accordance with State law, no action shall be taken on any item not appearing on the agenda unless it is an emergency item authorized by Government Code § 54954.2(b).

CONFIRMATION OF AGENDA

CLOSED SESSION

1. THREAT TO PUBLIC SERVICES OR FACILITIES, PURSUANT TO SUBDIVISION (a) OF GOVERNMENT CODE SECTION 54957. CONSULTATION WITH: ALEXANDER JOHNSTON, SENIOR EMERGENCY MANAGEMENT COORDINATOR; WILLIAM H. IHRKE, CITY ATTORNEY (Review Continued Need and Response to Proclaimed State and Local Emergencies Caused by COVID-19)

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION; SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO PARAGRAPH (2) OR (3) OF SUBDIVISION (d) OF GOVERNMENT CODE SECTION 54956.9 (NUMBER OF POTENTIAL CASES: 1)

3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION; SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO PARAGRAPH (2) OR (3) OF SUBDIVISION (d) OF GOVERNMENT CODE SECTION 54956.9 (NUMBER OF POTENTIAL CASES: 1)

4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION; SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO PARAGRAPH (2) OR (3) OF SUBDIVISION (d) OF GOVERNMENT CODE SECTION 54956.9 (NUMBER OF POTENTIAL CASES: 1)

5. CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6; CITY DESIGNATED REPRESENTATIVE: CHRIS ESCOBEDO, DIRECTOR OF COMMUNITY RESOURCES; AND EMPLOYEE ORGANIZATION: LA QUINTA CITY EMPLOYEES’ ASSOCIATION

RECESS TO CLOSED SESSION

RECONVENE AT 4:00 P.M.

REPORT ON ACTIONS(S) TAKEN IN CLOSED SESSION

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

At this time, members of the public may address the City Council on any matter not listed on the agenda by emailing **written public comments** or requests to provide **verbal telephonic public comments** as indicated above. Members of the public attending the meeting in-person are requested to complete a **"Request to Speak" form**. Please limit your comments to three (3) minutes (or approximately 350 words). The City Council values your comments; however, in accordance with State law, no action shall be taken on any item not appearing on the agenda unless it is an emergency item authorized by Government Code § 54954.2(b).

ANNOUNCEMENTS, PRESENTATIONS, AND WRITTEN COMMUNICATIONS - NONE

CONSENT CALENDAR

NOTE: Consent Calendar items are routine in nature and can be approved by one motion.

	<u>PAGE</u>
1. ADOPT ORDINANCE NO. 591 ON SECOND READING AMENDING CHAPTER 3.25 OF LA QUINTA MUNICIPAL CODE BY ADDING SECTION 3.25.055 RELATED TO NON-ISSUANCE OF NEW SHORT-TERM VACATION RENTAL PERMITS AND SECTION 3.25.065 RELATED TO GROUNDS FOR DENIAL OF SHORT-TERM VACATION RENTAL PERMITS	9
2. APPROVE CONTRACT CHANGE ORDER NO. 2 WITH VINTAGE ASSOCIATES, INC. TO ADD ANNUAL LANDSCAPE MAINTENANCE SERVICES FOR THE SILVEROCK EVENT SITE	19
3. APPROVE AMENDMENTS NO. 1 TO AGREEMENTS FOR CONTRACT SERVICES WITH EARTH SYSTEMS PACIFIC AND CONVERSE CONSULTANTS FOR ON-CALL MATERIALS TESTING SERVICES	23
4. ADOPT RESOLUTION GRANTING CONDITIONAL APPROVAL OF FINAL TRACT MAP NO. 37730 AND ASSOCIATED SUBDIVISION IMPROVEMENT AGREEMENT FOR MONTAGE RESIDENCES, A RESIDENTIAL DEVELOPMENT LOCATED WITHIN THE SILVEROCK RESORT IN THE SOUTHWEST CORNER OF JEFFERSON STREET AND AVENUE 52 [RESOLUTION NO. 2021-012]	33
5. ADOPT RESOLUTION TO ACKNOWLEDGE RECEIPT OF RIVERSIDE COUNTY FIRE DEPARTMENT'S ANNUAL INSPECTION REPORT PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE SECTION 13146.4 [RESOLUTION NO. 2021-013]	65
6. APPROVE FISCAL YEAR 2021/22 THROUGH 2025/26 MEASURE A HALF CENT SALES TAX FIVE-YEAR CAPITAL IMPROVEMENT PLAN	73

- 7. APPROVE DEMAND REGISTERS DATED APRIL 2, AND 9, 2021 77
- 8. AUTHORIZE SUBMISSION OF A GRANT APPLICATION FOR THE RIVERSIDE COUNTY TRANSPORTATION COMMISSION SB 821 BICYCLE AND PEDESTRIAN FACILITIES PROGRAM 91

BUSINESS SESSION

- | | <u>PAGE</u> |
|--|--------------------|
| 1. INTRODUCE FOR FIRST READING AN ORDINANCE AMENDING CHAPTER 3.25 OF LA QUINTA MUNICIPAL CODE BY ADDING SECTION 3.25.056 RELATED TO A LIMITED ADDITIONAL EXEMPTION TO NON-ISSUANCE OF NEW SHORT-TERM VACATION RENTAL PERMITS BY VOTER APPROVAL FROM THE VOTING MEMBERS OF A HOMEOWNERS ASSOCIATION FOR QUALIFYING RESIDENTIAL PROJECTS [ORDINANCE NO. 592] | 97 |
| 2. INTRODUCE FOR FIRST READING AN ORDINANCE AMENDING SECTIONS 14.16.040 AND 14.16.110 OF THE LA QUINTA MUNICIPAL CODE RESPECTIVELY RELATED TO UNAUTHORIZED ENCROACHMENTS IN THE PUBLIC RIGHT-OF-WAY AND LIABILITY FOR DAMAGES [ORDINANCE NO. 593] | 107 |
| 3. INTRODUCE FOR FIRST READING AN ORDINANCE AMENDING THE LA QUINTA MUNICIPAL CODE BY REMOVING REFERENCE TO A "DARK SKY ORDINANCE" FROM SECTION 5.80.060 [ORDINANCE NO. 594] | 113 |
| 4. APPROVE AGREEMENT FOR LAW ENFORCEMENT SERVICES WITH THE COUNTY OF RIVERSIDE | 123 |
| 5. RECEIVE AND FILE FISCAL YEAR 2020/21 THIRD QUARTER BUDGET REPORT AND APPROVE RECOMMENDED BUDGET ADJUSTMENTS | 137 |

STUDY SESSION

- | | <u>PAGE</u> |
|---|--------------------|
| 1. REVIEW OUTSTANDING PENSION OBLIGATION FUNDING OPTIONS | 145 |
| 2. PROJECT UPDATE AND PRESENTATION FOR SILVERROCK RESORT REGARDING SCHEDULE, AND DEVELOPER PROGRESS AND PROCESS TO CURE DEFAULT | 161 |

PUBLIC HEARINGS – NONE

DEPARTMENTAL REPORTS

1. CITY MANAGER – MARKETING QUARTERLY REPORT JANUARY – MARCH 2021 163
2. CITY ATTORNEY
3. CITY CLERK
4. COMMUNITY RESOURCES – QUARTERLY REPORT JANUARY – MARCH 2021 167
5. DESIGN AND DEVELOPMENT
6. FINANCE
7. PUBLIC WORKS
8. POLICE – QUARTERLY REPORT JANUARY – MARCH 2021 173
9. FIRE – QUARTERLY REPORT JANUARY – MARCH 2021 175

MAYOR’S AND COUNCIL MEMBERS’ ITEMS

REPORTS AND INFORMATIONAL ITEMS

1. CVAG CONSERVATION COMMISSION (Evans)
2. CVAG ENERGY AND ENVIRONMENTAL RESOURCES COMMITTEE (Evans)
3. CVAG EXECUTIVE COMMITTEE (Evans)
4. GREATER PALM SPRINGS CONVENTION AND VISITORS BUREAU (Evans)
5. LEAGUE OF CALIFORNIA CITIES DELEGATE (Evans)
6. COACHELLA VALLEY WATER DISTRICT JOINT POLICY COMMITTEE (Evans)
7. SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS (Evans)
8. ECONOMIC DEVELOPMENT SUBCOMMITTEE (Evans & Radi)
9. COACHELLA VALLEY MOUNTAINS CONSERVANCY (Fitzpatrick)
10. DESERT RECREATION DISTRICT COMMITTEE (Fitzpatrick & Radi)
11. COACHELLA VALLEY UNIFIED SCHOOL DISTRICT COMMITTEE (Fitzpatrick & Peña)
12. RIVERSIDE COUNTY TRANSPORTATION COMMISSION (Fitzpatrick)
13. SILVERROCK EVENT SITE AD HOC COMMITTEE (Fitzpatrick)
14. CANNABIS AD HOC COMMITTEE (Peña and Sanchez)
15. CVAG PUBLIC SAFETY COMMITTEE (Peña)
16. CVAG VALLEY-WIDE HOMELESSNESS COMMITTEE (Peña)
17. LEAGUE OF CALIFORNIA CITIES – PUBLIC SAFETY POLICY COMMITTEE (Peña)
18. IMPERIAL IRRIGATION DISTRICT – ENERGY CONSUMERS ADVISORY COMMITTEE (Peña)
19. COVID-19 SMALL BUSINESS EMERGENCY ECONOMIC RELIEF PROGRAM AD HOC COMMITTEE (Peña and Radi)
20. CVAG TRANSPORTATION COMMITTEE (Radi)
21. SUNLINE TRANSIT AGENCY (Radi)
22. CITYWIDE SECURITY CAMERAS AD HOC COMMITTEE (Radi)
23. DESERT SANDS UNIFIED SCHOOL DISTRICT COMMITTEE (Radi & Sanchez)
24. ANIMAL CAMPUS COMMISSION (Sanchez)

25. GREATER CV CHAMBER OF COMMERCE INFORMATION EXCHANGE COMMITTEE (Sanchez)
26. LEAGUE OF CALIFORNIA CITIES – TRANSPORTATION, COMMUNICATION AND PUBLIC WORKS POLICY COMMITTEE (Sanchez)
27. RIVERSIDE LOCAL AGENCY FORMATION COMMISSION (Sanchez)
28. FINANCIAL ADVISORY COMMISSION MEETING MINUTES DATED 177 FEBRUARY 24, 2021

ADJOURNMENT

The next regular meeting of the City Council will be held on May 4, 2021, at 4:00 p.m. at the City Hall Council Chambers, 78495 Calle Tampico, La Quinta, CA 92253.

DECLARATION OF POSTING

I, Monika Radeva, City Clerk, of the City of La Quinta, do hereby declare that the foregoing Agenda for the La Quinta City Council meeting was posted on the City’s website, near the entrance to the Council Chambers at 78495 Calle Tampico, and the bulletin boards at the Stater Brothers Supermarket at 78630 Highway 111, and the La Quinta Cove Post Office at 51321 Avenida Bermudas, on April 16, 2021.

DATED: April 16, 2021

MONIKA RADEVA, City Clerk
 City of La Quinta, California

Public Notices

- The La Quinta City Council Chamber is handicapped accessible. If special equipment is needed for the hearing impaired, please call the City Clerk’s office at (760) 777-7092, twenty-four (24) hours in advance of the meeting and accommodations will be made.
- If special electronic equipment is needed to make presentations to the City Council, arrangements should be made in advance by contacting the City Clerk’s office at (760) 777-7092. A one (1) week notice is required.
- If background material is to be presented to the Councilmembers during a City Council meeting, please be advised that eight (8) copies of all documents, exhibits, etc., must be supplied to the City Clerk for distribution. It is requested that this take place prior to the beginning of the meeting.

- Any writings or documents provided to a majority of the City Council regarding any item(s) on this agenda will be made available for public inspection at the Community Development counter at City Hall located at 78495 Calle Tampico, La Quinta, California, 92253, during normal business hours.