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# CITY COUNCIL AGENDA

CITY HALL COUNCIL CHAMBER  
78495 Calle Tampico, La Quinta

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

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## 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](mailto:CityClerkMail@LaQuintaCA.gov), and specify the following information:

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

**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.

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**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 - EXISTING LITIGATION PURSUANT TO PARAGRAPH (1) OF SUBDIVISION (D) OF SECTION 54956.9 OF THE GOVERNMENT CODE. NAME OF CASE: CITY OF LA QUINTA, PETITIONER, V. LA QUINTA ARTS FOUNDATION, RESPONDENT, USPTO TRADEMARK TRIAL AND APPEAL BD., CANCELLATION CASE NO.: 92076446. NAME OF CASE: LA QUINTA ARTS FOUNDATION, PLAINTIFF, V. CITY OF LA QUINTA, DEFENDANT, US DIST. COURT, CENTRAL DISTRICT OF CAL., CASE NO. 5:21-CV-515
4. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (QUARTERLY REVIEW) PURSUANT TO GOVERNMENT CODE SECTION 54957, COUNCIL APPOINTED POSITION – CITY MANAGER

*RECESS TO CLOSED SESSION*

RECONVENE AT 4:00 P.M.

**REPORT ON ACTION(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**

1. PROCLAMATION IN RECOGNITION OF ALYSSA TORRES FOR HER DEDICATED COMMUNITY SERVICE.

**CONSENT CALENDAR**

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

	<b><u>PAGE</u></b>
1. APPROVE MEETING MINUTES DATED MARCH 2, 2021	9
2. APPROVE MEETING MINUTES DATED FEBRUARY 25, 2021	23
3. APPROVE MEETING MINUTES DATED JANUARY 27, 2021	41
4. APPROVE MEETING MINUTES DATED OCTOBER 20, 2020	53
5. ADOPT ORDINANCE NO. 592 AMENDING SECTIONS 14.16.040 AND 14.16.110 OF THE LA QUINTA MUNICIPAL CODE RESPECTIVELY RELATED TO UNAUTHORIZED ENCROACHMENT IN THE PUBLIC RIGHT-OF-WAY AND LIABILITY FOR DAMAGES	69
6. ADOPT ORDINANCE NO. 593 AMENDING THE LA QUINTA MUNICIPAL CODE BY REMOVING REFERENCE TO A "DARK SKY ORDINANCE" FROM SECTION 5.80.060	77
7. ACCEPT OFF-SITE AND ON-SITE IMPROVEMENTS ASSOCIATED WITH PARCEL MAP NO. 37683, RESIDENCE INN BY MARRIOTT, LOCATED SOUTH OF HIGHWAY 111 AND NORTH OF VISTA CORALINA LANE	89
8. ADOPT RESOLUTION TO APPROVE TIME EXTENSION TO COMPLETE ON-SITE IMPROVEMENTS FOR PALO VERDE II RESIDENTIAL DEVELOPMENT (TRACT MAP NO. 33336) LOCATED ON THE NORTH SIDE OF AVENUE 58 AND WEST OF MADISON STREET [RESOLUTION NO. 2021-014]	93

9.	ADOPT RESOLUTION TO APPROVE FISCAL YEAR 2021/22 INVESTMENT POLICY [RESOLUTION NO. 2021-015]	101
10.	ACCEPT CITYWIDE MISCELLANEOUS AMERICANS WITH DISABILITIES ACT IMPROVEMENTS PROJECT NO. 2020-02 (COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT NO. 4.LQ.41.20) LOCATED ON THE EAST SIDE OF JEFFERSON STREET SOUTH OF AVENUE 50 AND SOUTHWEST CORNER OF WASHINGTON STREET AND AVENUE 47	165
11.	APPROVE AGREEMENT FOR CONTRACT SERVICES WITH FISHER INTEGRATED, INC FOR VIDEO STREAMING AND WEBSITE HOSTING SERVICES RELATED TO PUBLIC MEETINGS	169
12.	APPROVE AMENDED UTILITY AGREEMENT WITH THE CITY OF LA QUINTA AND THE IMPERIAL IRRIGATION DISTRICT FOR THE DUNE PALMS ROAD BRIDGE PROJECT 2011-05/111205 FOR RELOCATION AND THE UNDERGROUNDING OF EXISTING ELECTRICAL FACILITIES	207
13.	APPROVE THIRD AMENDMENT TO MEMORANDUM OF UNDERSTANDING WITH THE COUNTY OF RIVERSIDE FOR A ONE-YEAR EXTENSION FOR LIBRARY, MUSEUM AND MAKERSPACE MANAGEMENT	225
14.	APPROVE CHANGE ORDER NO. 1 TO CONTRACT WITH CONVERGINT TECHNOLOGIES FOR THE CITYWIDE PUBLIC SAFETY CAMERA SYSTEM PROJECT (PROJECT NO. 2020-03) FOR INSTALLATION OF 12 STRAND FIBER, NEW CIRCUITS, CABLE AND RADIO	231
15.	APPROVE ADDENDUM NO. 2 TO THIRD AMENDMENT AND RESTATEMENT OF JOINT POWERS AGREEMENT OF THE COACHELLA VALLEY ASSOCIATION OF GOVERNMENTS ADMITTING THE TWENTY-NINE PALMS BAND OF MISSION INDIANS TRIBE AS A MEMBER	237
16.	APPROVE DEMAND REGISTERS DATED APRIL 16, AND 23, 2021	245

**BUSINESS SESSION**

		<b><u>PAGE</u></b>
1.	APPROVE OUTSTANDING PENSION OBLIGATION FUNDING OPTIONS AND ASSOCIATED BUDGET ADJUSTMENT	259

**STUDY SESSION**

		<b><u>PAGE</u></b>
1.	DISCUSS FISCAL YEAR 2021/22 PRELIMINARY PROPOSED BUDGET	283

2. SILVERROCK RESORT DEVELOPMENT PROJECT UPDATE AND DEVELOPER PROGRESS TO CURE DEFAULT 371

**PUBLIC HEARINGS** – NONE

**DEPARTMENTAL REPORTS**

1. CITY MANAGER
2. CITY ATTORNEY
3. CITY CLERK
4. COMMUNITY RESOURCES
5. DESIGN AND DEVELOPMENT
6. FINANCE
7. PUBLIC WORKS - QUARTERLY REPORT JANUARY – MARCH 2021 373
8. POLICE
9. FIRE

**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. PALM SPRINGS AIRPORT COMMISSION MINUTES DATED APRIL 21, 2021 [377](#)

**ADJOURNMENT**

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The next regular meeting of the City Council will be held on May 18, 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 30, 2021.

DATED: April 30, 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.