



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

MINUTES

OF A REGULAR MEETING
OF THE

CITY COUNCIL 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

August 08, 2012
6:00 p.m.

1. CALL TO ORDER:

Mayor Garcia announced that preparations have been made to accommodate the large audience attending the two public hearing items on this agenda. Action on Items 1 – 9 will take place at City Hall and then Council will recess and relocate the meeting to the Boys and Girls Club located at 83550 Bagdad in Coachella.

The Regular Meeting of the City Council of the City of Coachella was called to order at 6:04 p.m. by **Mayor Eduardo Garcia**.

2. PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by **Mayor Eduardo Garcia**; followed by an oration by Fr. Guy Wilson.

3. ROLL CALL:

Present: Councilmember Aviles, Councilmember Hernandez, Councilmember Ramirez,
Mayor Pro Tem Martinez and Mayor Garcia.

Staff Present: City Manager David R. Garcia
City Attorney Robert W. Hargreaves
Assistant City Manager Noelia Chapa
City Engineer Jonathan Hoy
Finance Director William Pattison
Public Works Director Maritza Martinez
Development Services Director Luis Lopez
City Clerk Vianney Gonzalez

4. APPROVAL OF AGENDA:

There were no modifications to the agenda.

Motion: To approve the agenda as presented.
Made by: Councilmember Hernandez
Seconded by: Councilmember Ramirez
Approved: 5-0, unanimously

5. APPROVAL OF THE MINUTES:

- a. [Adjourned Regular Meeting of July 25, 2012, 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
Made by: Councilmember Hernandez
Seconded by: Mayor Garcia
Approved: 4-0-1, with Councilmember Aviles abstaining

6. PROCLAMATIONS/PRESENTATIONS:

- a. [Proclaiming Randy Caballero Day in Coachella](#)

7. WRITTEN COMMUNICATIONS:

There were no written communications received.

8. CONSENT CALENDAR:

- a. [Voucher Listings- Permit Refunds/FY 2011-12 and 2012-13 Expenditures as of August 8, 2012, \\$2,143,588.31.](#)
- b. [Resolution No. 2012-41 Authorizing the City Manager to Execute Agreements for City Project 2010-02 \(Safe Routes to School SRTS Cycle 2 Grant\).](#)
- c. [Professional Service Agreement with TKE Engineering for preparation the City's Water Supply Assessment in an Amount not to exceed \\$30,000.00](#)

- d. [Professional Service Agreement with Nolte Associates for Bagdouma Park Expansion Project-Phase 1 Construction Staking Services in an Amount not to exceed \\$36,000.00](#)
- e. [Reduce the Bonds for Tract 31978-2 \(Bellissima\) 54th Street LLC](#)

Motion: To approve Consent Calendar Items 8.a. through 8.e.

Made by: Councilmember Hernandez

Seconded by: Councilmember Aviles

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

AYES: Councilmember Aviles, Councilmember Hernandez, Councilmember Ramirez, Mayor Pro Tem Martinez and Mayor Garcia.

NOES: None.

ABSTAIN: None.

ABSENT: None.

9. NEW BUSINESS CALENDAR (LEGISLATIVE AND ADMINISTRATIVE):

- a. [Consider adoption of Resolution No. 2012-42 regarding corporate personhood and campaign finance reform.](#)

Motion: To approve per staff recommendation

Made by: Councilmember Ramirez

Seconded by: Councilmember Hernandez

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

AYES: Councilmember Aviles, Councilmember Hernandez, Councilmember Ramirez, Mayor Pro Tem Martinez and Mayor Garcia.

NOES: None.

ABSTAIN: None.

ABSENT: None.

[Council was in recess from 6:22 p.m. – 7:00 p.m. The meeting was relocated to the Boys and Girls Club, located at 83550 Bagdad in Coachella, in order to accommodate the large attendance.]

10. PUBLIC HEARING CALENDAR (QUASI-JUDICIAL):

- a. [Adopt Resolution No. SD-2012-05, Authorizing Collection of Single Family Residential Sewer Rates on the County Tax Roll Commencing Fiscal Year 2012/2013.](#)

President Garcia opened the Public Hearing for item 10.a. at 7:04 p.m.

[Continues on following page]

[Item 10.a. Resolution No. SD-2012-05 — Continued from previous page]

Testimony: Jose Lopez
 Elias Lopez
 Bertha De Leon
 Francisco Morales
 Dora Bolanos
 Sylvia Montenegro
 Alicia Carrizales
 Olivia Duran
 Jeff Lander
 Maria Carmona
 Lupe Dominguez
 Humberto Ruiz
 Roberto Villalobos
 Isabel Bartlett
 Lupe Rodriguez
 Emmanuel Avila
 Carmen Manriquez

President Garcia closed the Public Hearing for item 10.a. at 8:19 p.m.

City Clerk Gonzalez announced that the City Clerk's Office received 42 protest letters that have been counted. Additional protest letters were received at this meeting that we were informed equal 1,162, which have not yet been counted, for a total of 1,204. The total number of parcels with sewer service is 6,150. Protests have not been made by a majority of the parcel owners.

Motion: **To deny staff's recommendation**

Made by: President Garcia
Seconded by: Director Aviles
Approved: 5-0, by the following roll call vote:

AYES: Director Aviles, Director Hernandez, Director Ramirez, Vice President
 Martinez and President Garcia.

NOES: None.

ABSTAIN: None.

ABSENT: None.

[Council was in recess from 9:10 p.m. – 9:24 p.m.]

- b. [Ordinance No. 1045 of the Coachella Water Authority to consider establishment of a new retail water rate structure to be effective November 1, 2012. \(First Reading\)](#)

President Garcia opened the Public Hearing for item 10.b. at 9:52 p.m.

[Continues on following page]

[Item 10.b. Ordinance No. 1045 — Continued from previous page]

Testimony: Jose Lopez
Elias Lopez
Francisco Morales
Dora Bolanos
Sylvia Montenegro
Laurdes Carranza
Maria Carmona
Alvaro Nunez
Carmen Manriquez
Ma. Luisa Garcia
Roberto Villalobos
Humberto Ruiz
Pablo Ponce
Norma Cardenas
Hilario Torres
Sara Carranza

President Garcia closed the Public Hearing for item 10.b. at 10:44 p.m.

[Council was in recess from 10:56 p.m. – 10:59 p.m.]

City Clerk Gonzalez announced that the City Clerk's Office received 28 protest letters that have been counted. Additional protest letters were received at this meeting that we were informed equal 1,168, which have not yet been counted, for a total of 1,196. The total number of parcels with water service is 6,810. Protests have not been made by a majority of the parcel owners.

Motion: To approve per staff recommendation

Made by: Vice President Martinez

Seconded by: Authority Member Aviles

Failed: 4-1, by the following roll call vote:

AYES: Authority Member Aviles.

NOES: Authority Member Hernandez, Authority Member Ramirez, Vice President Martinez and President Garcia.

ABSTAIN: None.

ABSENT: None.

11. PUBLIC COMMENTS:

None.

12. REPORTS AND REQUESTS:

- a. Council Comments/Report of Miscellaneous Committees.
- b. City Manager's Comments.

13. CLOSED SESSION:

Although the Agenda provided otherwise, there would not be a need for the City Council to convene into Closed Session.

14. CLOSED SESSION ANNOUNCEMENTS:

None.

15. ADJOURNMENT:

There being no further business to come before the City Council and the Agencies, Mayor Garcia adjourned the meeting at 11:42 p.m.

Respectfully submitted,

Vianney Gonzalez
City Clerk