



CITY OF INDIO

Agenda

City Council

150 Civic Center Mall
Indio, California

Pursuant to Governor Newsom's Executive Order N-29-20, in-person participation by the public will not be permitted and no physical location from which the public may observe the meeting will be available.

You may view the meeting via **Livestream** on the City's website at:

https://www.indio.org/your_government/city_clerk/agendas.htm

or via **Facebook Live** at:

<https://www.facebook.com/CityofIndio/>

or via **Zoom** at:

<https://us02web.zoom.us/j/83219945950?pwd=WVF0NXVwUmFEb0RFRWFN6Mnp0cEpaQT09>

Passcode: 816884

Webinar ID: 832 1994 5950

Consistent with Executive Order N-29-20, members of the Indio City Council and City Staff are permitted to attend the meeting by teleconference and such teleconference locations are not accessible to the public and are not subject to special posting requirements. If you are an individual with a disability and need a reasonable modification or accommodation pursuant to the Americans with Disabilities Act ("ADA") please contact the office of the City Clerk at 760-391-4007 prior to the meeting for assistance.

Members of the public who desire to address the City Council during the meeting may do so either orally or in writing as described below.

Written Comments: Written Public comments on agenda and non-agenda items, or both, may be submitted by email to the City Clerk at ssanchez@indio.org. Please specify on the subject line the agenda item number or if general public comment (i.e. non-agenda item). For example on a specific item, write "agenda item 8a" on the email subject line. **Email/Written comments must be received by the City Clerk no later than 2:00 p.m. on the day of the meeting** and such comments will be distributed to the City Clerk, posted on the agenda landing page and be made part of the agenda packet and public record of the meeting; however, they will not be read during the meeting.

Oral Comments: If you wish to provide oral testimony during the live session, please email your name and phone number in the body of the email to the City Clerk ssanchez@indio.org **to obtain the zoom meeting ID and password no later than 5:00 p.m. on the day of the meeting.** The City Clerk, however, will facilitate to the extent possible any email requests to provide oral testimony that are sent during the live meeting. Please specify on the subject line of the email "Oral Comment" and note the agenda item number or if general comment (i.e. non-agenda item). The number provided in the email MUST match the number you are calling from, in order to be recognized by the City Clerk. Additionally, to participate during the live session, please keep track of the meeting proceedings by watching the meeting via Livestream, Facebook Live, or Zoom.

Public Hearing Items: Any person may provide oral or written comments to the City Council on public hearing items in the manner prescribed in the notice at the top of this agenda except that comments will be accepted during the public hearing until the hearing is closed.

APRIL 7, 2021

MISSION STATEMENT

THE CITY OF INDIO'S PUBLIC SERVANTS PROVIDE OUTSTANDING MUNICIPAL SERVICES TO ENHANCE THE QUALITY OF LIFE FOR OUR RESIDENTS, VISITORS AND THE BUSINESS COMMUNITY

**JOINT CLOSED SESSION
CITY COUNCIL / INDIO HOUSING AUTHORITY
3:30 p.m.**

1. CALL TO ORDER AND ROLL CALL

Mayor/Chair Elaine Holmes
Mayor Pro Tem/Vice Chair Waymond Fermon
Councilmember/Commissioner Oscar Ortiz
Councilmember/Commissioner Lupe Ramos Amith
Councilmember/Commissioner Glenn Miller

2. PUBLIC COMMENT

This is the time set aside for public comment for items not on the agenda. Public comments may be provided in the manner prescribed at the top of this agenda. If the total time of comments extend beyond 30 minutes, the Mayor may defer further public comments for items Not on the Agenda until the end of the Agenda.

3. ADJOURN TO CLOSED SESSION to consider:

- a. Conference with Legal Counsel, Existing Litigation, Government Code Section 54956.9(d)(1), *Comite Latino v. City of Indio*, Riverside Superior Court case No. PSC 1904258
- b. Conference with Legal Counsel, Existing Litigation, Government Code Section 54956.9(d)(1), *Drill Tech Drilling & Shoring, Inc., a California corporation v. Future DB International Inc., et al. and related cross complaints by Future DB International Inc. and the City of Indio*, Los Angeles Superior Court Case No. BC711033
- c. Public Employment pursuant to Government Code Section 54957(b)(1): Title: City Manager
- d. Conference with Labor Negotiator, Government Code Section 54957.6: City Negotiator: Roxanne Diaz, City Attorney; Unrepresented Employees: City Manager
- e. Conference with Legal Counsel, Initiation of Litigation, Government Code Section 54956.9(d)(4), Number of cases: 1
- f. Conference with Real Property Negotiators (Indio Housing Authority), Government Code Section 54956.8; APN No. 611- 151-012, 611-222-009 and 611-222-014; City of Indio Housing Authority Negotiator: Mark Scott, Interim Executive Director/City Manager; Negotiating Party: Coachella Valley Housing Coalition; Under Negotiation: Price and Terms of Payment

**REGULAR JOINT MEETING
CITY COUNCIL / INDIO WATER AUTHORITY
5:00 p.m.**

**PLEASE NOTE THAT THE CITY COUNCIL
MAY ACT ON ANY ITEM LISTED ON THE AGENDA**

1. CALL TO ORDER AND ROLL CALL

Mayor/President Elaine Holmes
Mayor Pro Tem/Vice President Waymond Fermon
Councilmember/Commissioner Oscar Ortiz
Councilmember/Commissioner Lupe Ramos Amith
Councilmember/Commissioner Glenn Miller

2. INVOCATION

The City Council does not endorse the content of the invocation and does not endorse the invitational speaker's particular faith, belief and/or religious denomination. The City Council does not engage in any prior inquiry, review of, or involvement in, the content of the invocation, except to request the speaker to refrain from using the invocation as an opportunity to attempt to convert others to a particular faith or to disparage any faith or belief and for the speaker to face the City Council. The City Council has an established neutral policy for selecting and scheduling invitational speakers. The City Clerk will make the Council's policy on invocations available upon request for public inspection and copying.

3. PLEDGE OF ALLEGIANCE

4. CITY ATTORNEY REPORT ON CLOSED SESSION

5. PRESENTATIONS

- a. Proclamation – Assistant Principals Week, April 5 – 9, 2021
- b. Proclamation – National Crime Victims' Rights Week, April 18 – 24, 2021
(Riverside County District Attorney's Office, Division of Victim Services)
- c. Presentation from Valley Sanitary District on the Proposed Annual Sewer Rate Increase
(Beverli A. Marshall, General Manager)

6. REPORT ON CITY COUNCIL EXTERNAL/INTERNAL BOARDS, COMMISSIONS AND COMMITTEE MEETINGS AND REPORT ON MEETINGS ATTENDED PER GOVERNMENT CODE SECTION 53232.3(d)

7. CITY MANAGER REPORTS AND INFORMATION

- a. [Discussion and Possible Direction — City Council Legislative Platform](#)

8. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA

This is the time set aside for public comment for items not on the agenda. Public comments may be provided in the manner prescribed at the top of this agenda. If the total time of comments extend beyond 30 minutes, the Mayor may defer further public comments for items Not on the Agenda until the end of the Agenda.

9. CONSENT CALENDAR

Consent calendar items are considered to be routine in nature and will be approved by one motion. Reading of text of Ordinances is waived and Ordinances are adopted as second reading, by title only. Public requests to discuss consent calendar items must be filed with the City Clerk before the consent calendar is called. This is the time for any member of the public wishing to speak on a consent calendar item to do so. Any member of the public wishing to speak shall have a total of three minutes to address any and all items on which he/she wishes to speak. Unless a consent calendar item is pulled for discussion by a council member, there will be no further opportunity to discuss the matter. If a consent calendar item is pulled for Council discussion and a member of the public then wishes to speak, he/she shall limit comments to matters raised during the Council discussion.

- a. [Minutes for City Council/Indio Water Authority meeting held March 17, 2021](#) (Sabdi Sanchez, City Clerk Administrator)
- b. [City Warrants](#) (Rob Rockwell, Assistant City Manager and Director of Finance) Recommendation: Receive & File
- c. [IWA Warrants](#) (Trish Rhay, IWA General Manager) Recommendation: Receive & File
- d. [Approve a Professional Services Agreement with MSA Consulting, Inc. in the amount of \\$97,700 for a Preliminary Design Report and Final Design of the Westward Ho water main crossing of the Coachella Valley Storm Channel with a 10% contingency in the amount of \\$9,770](#) (Trish Rhay, IWA General Manager) Recommendation: Approve
- e. [Approval of the water improvement agreement and performance and payment bonds from Terra Lago Indio LLC, for Four Seasons at Terra Lago, Tract No. 32341-12, located on the north/west corner of Avenue 44 and Terra Lago Pkwy](#) (Trish Rhay, IWA General Manager) Recommendation: Approve
- f. [SECOND READING: Ordinance No. 1760, adopting an expedited permitting process for electrical vehicle charging station systems and amending the Indio Municipal Code](#) (Kevin H. Snyder, Director of Community Development) Recommendation: Approve
- g. [Resolution No. 10196, Denouncing Hate Crimes and Violence Against Asian Americans and Pacific Islanders](#) (Mark Scott, Interim City Manager) Recommendation: Approve

10. ADMINISTRATIVE ITEMS

- a. [Chromium 6 Resin and Brine Treatment Pilot Study Findings](#) (Trish Rhay, IWA General Manager) Recommendation: Receive & File
- b. [Resolution No. 10197 pledging the City of Indio's support for the We Will Lift: Regional Pledge for Housing and Opportunity](#) (Mark Scott, Interim City Manager) Recommendation: Approve

11. PUBLIC HEARINGS

- a. [A public hearing to solicit City Council and community input for the City's Annual Action Plan, to apply for Federal Community Development Block Grant \(CDBG\) Funds for Fiscal Year 2021-2022](#) (Kevin H. Snyder, Director of Community Development) Recommendation: Approve

12. PUBLIC COMMENTS FOR ITEMS NOT ON THE AGENDA (IF NECESSARY)

This comment period is only if public comments for items not on the agenda from the beginning of the meeting were deferred to the end because the 30 minute period was reached and there were additional speakers at that time. This is not a new public comment period.

13. ADJOURN

Next Council / IWA Meeting: April 21, 2021

Agenda packets are available on the city's website at www.indio.org and at the public counter in City Hall at 100 Civic Center Mall, Indio, California. Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection at the front counter of the lobby of the City Hall Administration Building at 100 Civic Center Mall, Indio, during normal City business hours and during the meeting.

PUBLIC NOTICE

The Indio City Council Chamber is accessible to person(s) with disabilities. If special equipment is needed, for the hearing impaired, please call the City Clerk's office. Persons with disabilities can receive this agenda in an alternative format and should call the City Clerk's office at 391-4007. Notification 48 hours prior to a meeting will enable the City to make reasonable arrangements to ensure accessibility to the meeting (28 CFR 35.102.35.104 ADA Title 11).

RULES OF DECORUM

To help conduct the business of the City Council in an orderly fashion, the City Council has adopted rules pertaining to decorum and order, as provided for in Ordinance No. 1205. The City Council will strictly enforce these rules in order to allow full expression of ideas and opinions by councilmembers, staff and the public. Generally, the City's rules of decorum prohibit comments or actions which willfully disrupt the meeting. All remarks and questions shall be addressed to the Council as a whole and not to any particular member. No individual Councilmember or member of the City staff shall be questioned without first obtaining permission from the Presiding Officer. The City Council asks that all persons - including councilmembers, staff and the public - act and speak respectfully.

DECLARATION OF POSTING

I, Sabdi Sanchez, City Clerk Administrator of the City of Indio, California, do hereby declare that the foregoing agenda was posted on April 2, 2021, at least seventy-two (72) hours prior to the meeting per Government Code 54954.2, at the following locations:

*City of Indio Council Chamber, 150 Civic Center Mall, Indio, CA 92201
City of Indio website www.indio.org*

Sabdi Sanchez

SABDI SANCHEZ, CMC
CITY CLERK ADMINISTRATOR