



City Hall Council Chamber  
1515 Sixth Street, Coachella, California  
(760) 398-3502 ♦ [www.coachella.org](http://www.coachella.org)

# AGENDA

## CITY COUNCIL SPECIAL 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

**August 23, 2023**  
6:00 PM – SPECIAL MEETING

<p>In-Person Meeting Location:</p> <p>Coachella City Hall Council Chamber 1515 Sixth Street Coachella, CA</p>	<p><b>If you would like to attend the meeting via Zoom, here is the link:</b></p> <p><a href="https://us02web.zoom.us/j/88457271898?pwd=REdzU1NoQmpVSFhWTDVaZ0VCekYxdz09">https://us02web.zoom.us/j/88457271898?pwd=REdzU1NoQmpVSFhWTDVaZ0VCekYxdz09</a> Or One tap mobile : 16699006833,,88457271898#,,,,*606140# Or Telephone: US: +1 669 900 6833 <b>Webinar ID: 884 5727 1898</b> <b>Passcode: 606140</b></p> <p><b>Spanish:</b> El idioma español está disponible en Zoom seleccionado la opción en la parte de abajo de la pantalla</p>
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- Public comments may be received **either in person, via email, telephonically, or via Zoom** with a limit of **250 words, or three minutes:**
  - **In Real Time:**

If participating in real time via Zoom or phone, during the Public Comment Period, use the “**raise hand**” function on your computer, or when using a phone, participants can raise their hand by pressing \*9 on the keypad.
  - **In Writing:**

Written comments may be submitted to the City Council electronically via email to [cityclerk@coachella.org](mailto:cityclerk@coachella.org). Transmittal **prior to the start** of the meeting is required. All written comments received will be forwarded to the City Council and entered into the record.
  - If you wish, you may leave a message at (760) 262-6240 before 5:30 p.m. on the day of the meeting.
- The **live stream** of the meeting may be **viewed online** by accessing the city's website at [www.coachella.org](http://www.coachella.org), and clicking on the "**Watch Council Meetings**" tab located on the home page, and then clicking on the "live" button.

**CALL TO ORDER: - 6:00 P.M.**

**ROLL CALL:**

**APPROVAL OF AGENDA:**

“At this time the Council/ Board/Corporation/Authority may announce any items being pulled from the Agenda or continued to another date or request the moving of an item on the agenda”

**PLEDGE OF ALLEGIANCE:**

**NEW BUSINESS CALENDAR (LEGISLATIVE AND ADMINISTRATIVE):**

1. Adopt Resolution No. 2023-60 Ratifying and Declaring a Local Emergency Related to Hurricane/Tropical Storm Hilary

**PUBLIC COMMENTS (NON-AGENDA ITEMS):**

The public may address the City Council/Board/Corporation/ Authority on any item of interest to the public that is not on the agenda but is in the subject matter jurisdiction thereof. Please limit your comments to three (3) minutes.

**ADJOURNMENT:**

*Complete Agenda Packets are available for public inspection at the  
City Clerk's Office at 53-462 Enterprise Way, Coachella, California, and on the  
City's website [www.coachella.org](http://www.coachella.org).*

THIS MEETING IS ACCESSIBLE TO PERSONS WITH DISABILITIES



**STAFF REPORT**  
**8/23/2023**

**TO:** Honorable Mayor and City Council Members

**FROM:** Gabriel Martin, City Manager  
Carlos Campos, City Attorney

**SUBJECT:** Resolution No. 2023-60 Ratifying and Declaring a Local Emergency Related to Hurricane/Tropical Storm Hilary

**STAFF RECOMMENDATION:**

It is recommended that the Council of the City of Coachella adopt the following:

Resolution No. 2023-60 Ratifying and Declaring a Local Emergency Related to Hurricane/Tropical Storm Hilary

**BACKGROUND:**

Last week, the U.S. National Hurricane Center predicted that a tropical depression off the coast of Mexico would bring “catastrophic” flooding for the Baja peninsula and for the southwestern United States. The tropical depression, since named “Hurricane/Tropical Storm Hilary” crossed the border into the United States on Sunday, August 20, 2023. Meteorologists predicted the storm would bring heavy rainfall to the southwestern United States, resulting in 3 to 6 inches in places, with isolated amounts of up to 10 inches in portions of southern California.

As predicted, when Hurricane/Tropical Storm Hilary approached the Coachella Valley, the area was impacted by localized flash flooding, high winds and torrential rain that caused damage to roads and infrastructure. On August 19, 2023, Governor Newsom proclaimed the existence of a state-wide emergency due to the expected impacts from Hurricane Hilary and, among other acts, ordered the California Office of Emergency Services to provide assistance to local governments in Riverside County pursuant to the California Disaster Assistance Act (California Government Code, Section 8680 et. seq.) (“State Proclamation”).

On August 21, 2023, the City of Coachella Director of Emergency Services (City Manager) determined that circumstances of extreme peril to public safety were severe in Coachella. As a result, the Director adopted a proclamation declaring a local emergency related to the impacts created by Hurricane/Tropical Storm Hilary on August 21, 2023

**DISCUSSION/ANALYSIS:**

Coachella Municipal Code section 2.56.60 empowers the City Manager, acting as the Director of Emergency Services, to proclaim the existence or threatened existence of a local emergency when there is an actual or threatened existence or conditions of disaster or of extreme peril to the safety of persons and property within the City and the City Council is not in session. Once issued, that declaration must be ratified and extended within seven (7) days of its issuance.

If ratified and extended, California Government Code section 8630(c) requires that the City Council review the need for continuing the local emergency at least every 60 days until the City Council terminates the local emergency.

**ALTERNATIVES:**

The City Council may decide to allow the emergency declaration to expire on August 28, 2023 without extending it.

**FISCAL IMPACT:**

There is no fiscal impact concerning the adoption of a resolution ratifying a local emergency.

**ATTACHMENT**

1. Resolution
2. Proclamation Issued by Director of Emergency Services on August 21, 2023

**RESOLUTION NO. 2023-60**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COACHELLA,  
CALIFORNIA RATIFYING AND DECLARING A LOCAL EMERGENCY  
RELATED TO HURRICANE/TROPICAL STORM HILARY**

**WHEREAS**, the California Emergency Services Act, Government Code sections 8558(c) and 8630 authorize the proclamation of a local emergency when conditions of disaster or extreme peril to the safety of persons and property within the territorial limits of a city exist; and

**WHEREAS**, pursuant to Government Code section 8630 such an emergency may be proclaimed by the governing body or by an official designated by ordinance adopted by the governing body; and

**WHEREAS**, Coachella Municipal Code section 2.56.60 empowers the City Manager, acting as the Director of Emergency Services, to proclaim the existence or threatened existence of a local emergency when there is an actual or threatened existence or conditions of disaster or of extreme peril to the safety of persons and property within the City and the City Council is not in session; and

**WHEREAS**, the Director of Emergency Services determined that the circumstances of extreme peril to public safety, as described below, are so severe and require immediate remedial action and adopted a proclamation declaring a local emergency related to the impacts created by Hurricane/Tropical Storm Hilary on August 21, 2023; and

**WHEREAS**, the Proclamation issued by the Director of Emergency Services determined that:

1. Threatened existence of conditions of extreme peril to the health and safety of persons in Coachella are present as a result of Hurricane Hillary; and
2. The U.S. National Hurricane Center predicted will bring “catastrophic” flooding for the Baja peninsula and for the southwestern United States; and
3. Hurricane Hilary crossed the border into the United States as a tropical storm on Sunday, August 20, 2023; and
4. Meteorologists expect the storm to bring heavy rainfall to the southwestern United States, resulting in 3 to 6 inches in places, with isolated amounts of up to 10 inches in portions of southern California; and
5. The U.S. National Hurricane Center issued tropical storm and potential flood warnings for Southern California from the Pacific coast to interior mountains and deserts; and

6. Experts forecast flash floods, mudslides, isolated tornadoes and wind damage to Southern California; and
7. The City of Coachella suffered damage from the impacts of the Hurricane, including but not limited to fire, flood, torrential rain and wind; and
8. A proclamation of a local emergency will assist in a coordinated public safety response to protect lives and property, coordinate and mitigate public services that may be disrupted from this emergency, and mitigate any other effects of this emergency on the residents, businesses and visitors in the City; and
9. Under California Government Code section 8630(b) and Coachella Municipal Code section 2.56.060(a)(1), a proclamation of local emergency must be ratified by the City Council within seven (7) days to remain in effect.

**WHEREAS**, on August 19, 2023, in addition to the City’s Proclamation, California Governor Gavin Newsom proclaimed the existence of a state-wide emergency due to the impacts expected from Hurricane Hilary and, among other acts, ordered the California Office of Emergency Services to provide assistance to local governments in Riverside County pursuant to the California Disaster Assistance Act (California Government Code, Section 8680 et. seq.) (“State Proclamation”); and

**WHEREAS**, the City Council of the City of Coachella wishes to ratify and extend the proclamation of local emergency in order to continue the coordinated public service response to the impacts created by Hurricane/Tropical Storm Hilary and authorize the City to seek reimbursement from federal and state sources for clean-up and remediation costs.

**NOW THEREFORE, BE IT RESOLVED** by the Council of the City of Coachella that it is hereby extending the Proclamation of Local Emergency adopted on August 21, 2023 by the Emergency Services Director; and

**BE IT FURTHER RESOLVED** that the City Council shall review the need for continuing the local emergency at least once every 60 days until the City Council terminates the local emergency and shall proclaim the termination of the local emergency at the earliest possible date that conditions warrant; and

**BE IT FURTHER RESOLVED** that during the existence of said local emergency, the powers, functions, and duties in response to the local emergency shall be those prescribed by state law, ordinances and resolutions of the City.

**PASSED, APPROVED AND ADOPTED** at a special meeting of the City Council of the City of Coachella held on the 23rd day of August 2023, by the following roll call vote:

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Steven Hernandez, Mayor  
City of Coachella

ATTEST:

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Angela Zepeda, City Clerk  
City of Coachella

APPROVED AS TO FORM:

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Best Best & Krieger LLP, City Attorney  
City of Coachella

STATE OF CALIFORNIA )  
COUNTY OF RIVERSIDE ) ss.  
CITY OF COACHELLA )

I, **HEREBY CERTIFY** that the foregoing Resolution No. 2023-60 was duly adopted by the City Council of the City of Coachella at a special meeting therefore duly held on the 23rd day of August, 2023, by the following vote of Council:

AYES:

NOES:

ABSENT:

ABSTAIN:

\_\_\_\_\_  
Delia Granados  
Deputy City Clerk



CITY OF COACHELLA  
CALIFORNIA

*Proclamation*

**OF THE EXISTENCE OF A LOCAL EMERGENCY  
HURRICANE HILARY**

**AUGUST 21, 2023**

**WHEREAS**, Coachella Municipal Code section 2.56.60 empowers the City Manager, acting as the Director of Emergency Services, to proclaim the existence or threatened existence of a local emergency when the City is exposed to an actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within the City and the City Council is not in session; and

**WHEREAS**, the City Manager, as Director of Emergency Services of the City of Coachella, does hereby find that:

1. Threatened existence of conditions of extreme peril to the health and safety of persons in Coachella are present as a result of Hurricane Hilary; and
2. The U.S. National Hurricane Center predicted will bring “catastrophic” flooding for the Baja peninsula and for the southwestern United States; and
3. Hurricane Hilary crossed the border into the United States as a tropical storm on Sunday, August 20, 2023; and
4. Meteorologists expect the storm to bring heavy rainfall to the southwestern United States, resulting in 3 to 6 inches in places, with isolated amounts of up to 10 inches in portions of southern California; and
5. The U.S. National Hurricane Center issued tropical storm and potential flood warnings for Southern California from the Pacific coast to interior mountains and deserts; and



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Proclamation

- 6. Experts forecast flash floods, mudslides, isolated tornadoes and wind damage to Southern California; and
- 7. The City of Coachella has suffered damage from the impacts of the Hurricane, including but not limited to: fire, flood, torrential rain, wind; and
- 8. A proclamation of a local emergency will assist in a coordinated public safety response to protect lives and property, coordinate and mitigate public services that may be disrupted from this emergency, and mitigate any other effects of this emergency on the residents, businesses and visitors in the City; and
- 9. Under California Government Code section 8630(b) and Coachella Municipal Code section 2.56.060(a)(1), a proclamation of local emergency must be ratified by the City Council within seven (7) days to remain in effect.

**WHEREAS**, on August 19, 2023, California Governor Gavin Newsom proclaimed the existence of a state-wide emergency due to the impacts expected from Hurricane Hilary and, among other acts, ordered the California Office of Emergency Services to provide assistance to local governments in Riverside County pursuant to the California Disaster Assistance Act (California Government Code, Section 8680 et. seq.) (“Proclamation”). A copy of the Proclamation is attached hereto as Exhibit “A” and is hereby incorporated herein as support for this local declaration.

**NOW, THEREFORE, IT IS HEREBY PROCLAIMED**, that a local emergency now exists throughout the City of Coachella as a result of the impacts from Hurricane Hilary; and

**IT IS FURTHER PROCLAIMED AND ORDERED** that during the existence of said local emergency, the powers, functions, and duties of the emergency organization of this City shall be those prescribed by state law, ordinances, and resolutions of the City of Coachella; and

**IT IS FURTHER PROCLAIMED AND ORDERED** that, without limiting the nature of the foregoing, the City Manager, as Director of Emergency Services, is empowered:

- (A) To make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergency;

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CALIFORNIA

*Proclamation*

(B) To obtain vital supplies, equipment, and such other properties found lacking and needed for the protection of life and property, and to bind the City for the fair value thereof and, if required immediately, to commandeer the same for public use;

(C) To require emergency services of any City officer or employee and to command the aid of as many citizens of this community as he deems necessary in the execution of his duties; such persons shall be entitled to all privileges, benefits and immunities as are provided by state law for registered disaster service workers;

(D) To requisition necessary personnel or material to any City department or agency;  
and

(E) To execute all of his ordinary power as City Manager, all of the special powers conferred upon him by Chapter 2.56 of the Coachella Municipal Code or by resolution or emergency plan pursuant thereto adopted by the City Council, all powers conferred upon him by any statute, by any agreement approved by the City Council, and by any other lawful authority.

August 21, 2023



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Gabriel D. Martin  
City Manager/Director of Emergency Services