



Cathedral City

CITY COUNCIL STUDY SESSION MINUTES

CITY COUNCIL CHAMBERS 68-700 AVENIDA LALO GUERRERO CATHEDRAL CITY, CA 92234

Wednesday, March 23, 2016 STUDY SESSION 4:30 PM

• CALL TO ORDER

Mayor Stanley E. Henry called the Study Session Meeting to order at 4:30 p.m.

• ROLL CALL

Present 5 - Mayor Stan Henry, Mayor Pro Tem Gregory S. Pettis, Council Member Shelley Kaplan, Council Member Mark Carnevale, and Council Member John Aguilar

• AGENDA FINALIZATION

Mayor Henry announced that Item 2A. will be rescheduled to the next City Council Study Session Meeting which will be held on Wednesday, April 13, 2016.

• STATEMENT OF PARTICIPATION BY THE DEPUTY CITY CLERK

1. PUBLIC COMMENT

Allen Worthy, Palm Springs, was called to speak. Expressed his concern with the removal of the Mary Pickford exhibit at the Pickford Theater.

2. STUDY SESSION

2.A. [2016-117](#) **Palm Springs International Airport Commission Update from John Haag, Commissioner**

This item was rescheduled to the April 13, 2016 City Council Study Session Meeting.

2.B. [2016-74](#) **City of Cathedral City Safe and Sane Fireworks Program**

Fire Chief Paul Wilson gave an overview of the Safe and Sane Fireworks Program.

2.C. [2016-100](#) **Electric Vehicle Charging Stations**

Tami Scott, Administrative Services Director, presented a proposal from Tesla to partner with the City to install Electric Vehicle Charging Stations in the Civic Center.

It was the consensus of the City Council to direct staff to move forward with an agreement with Tesla to install Electric Vehicle Charging Stations in the Civic Center.

2.D. [2016-114](#) **Citywide Directional Sign Concepts**

Leisa Lukes, Economic Development Manager, presented the preferred design options for Citywide Wayfinding Sign Program. She indicated that the different options will be shared with the City Council and City Commissions for input through the month of March. The consultant will then refine the draft designs that will be considered by the City Council in late spring.

Each Council Member provided their preference to Staff.

2.E. [2016-109](#) Review of Cathedral City Municipal Code Chapter 9.80 "Accessory Structures, Structure Heights, Yards, Walls and Fencing" and Chapter 9.62.040 item G "Window Signs"

Pat Milos, Community Development Director, provided an update and review of Chapter 9.80 of the Cathedral City Municipal Code related to Accessory Structures, Structure Heights, Yards, Walls and Fencing and Chapter 9.62.040 Item G "Window Signs"

Valerie Schechter, Cathedral City, was called to speak. She expressed her support to allow for metal fencing materials.

Alan Carvalho, Cathedral City, was called to speak. He expressed his appreciation that the Council was being more opened minded and considering allowing new materials for fencing.

It was the direction of the Council that Staff prepare amendment to the Ordinance with a specific definition of materials allowed to be used for fencing. The Ordinance will go to the Planning Commission for approval then to the Council for consideration.

3. CLOSED SESSION

City Attorney Eric Vail, indicated that he has a Closed Session Item that he would like to add to the Agenda as Item 3D. Conference with Legal Counsel, pursuant to Government Code 54956.9 (a) (b4) potential litigation one case: Time Warner Cable. This item came up after the Agenda was posted and requires action prior to the next regularly scheduled meeting.

A motion was made by Council Member Carnevale, seconded by Council Member Aguilar, to add Closed Session Item 3D. Conference with Legal Counsel, pursuant to Government Code 54956.9 (a) (b4) potential litigation one case: Time Warner Cable. The motion carried by the following vote:

Aye: 5 - Mayor Henry, Mayor Pro Tem Pettis, Council Member Kaplan, Council Member Carnevale, and Council Member Aguilar

City Attorney Eric Vail announced that the City Council will be meeting in Closed Session to discuss the following items listed in the Agenda as well as the following added item:

3D. Conference with Legal Counsel, pursuant to Government Code 54956.9 (a) (d) (4) Potential Litigation one case: Time Warner Cable.

Any item not addressed at this time will be discussed at the end of the Regular City Council Meeting.

The City Council recessed to Closed Session at 5:35 p.m.

3.A. [2016-106](#) Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8

Property Location: 68-510 East Palm Canyon Drive #140
Property Owners: Cathedral City Downtown Foundation

Negotiating Parties: Cathedral City Downtown Foundation and Hector and Petra Salvatierra

3.B. [2016-107](#) Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8

Property Location: Approximately 15 acres south of East Palm Canyon Drive at Date Palm Drive

Property Owners: City Urban Revitalization Corporation

Negotiating Parties: City of Cathedral City as Successor Agency to the Former Redevelopment Agency

3.C. [2016-108](#) Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8

Property Location: APN #687-196-001 through 006 and APN #687-198-001 through 006 - Located at the southeast corner of East Palm Canyon Drive and West Buddy Rogers Avenue.

Property Owners: City of Cathedral City as Housing Successor Agency to the Former Redevelopment Agency

Negotiating Parties: City of Cathedral City as Housing Successor Agency to the Former Redevelopment Agency and Saxony Living, LP

The City Council reconvened at 6:37 p.m.

City Attorney Eric Vail announced that the City Council met in Closed Session and there was no reportable action taken.

ADJOURN

STANLEY E. HENRY, Mayor

ATTEST:

GARY F. HOWELL, City Clerk



Cathedral City

CITY COUNCIL MINUTES

CITY COUNCIL CHAMBERS 68-700 AVENIDA LALO GUERRERO CATHEDRAL CITY, CA 92234

Wednesday, March 23, 2016 REGULAR MEETING 6:30 PM

- **CALL TO ORDER**

Mayor Stanley E. Henry called the Regular Meeting of the City Council to order at 6:37 p.m.

- **PLEDGE OF ALLEGIANCE**

Council Member John Aguilar led the Pledge of Allegiance.

- **INVOCATION (MOMENT OF REFLECTION)**

Council Member Mark Carnevale offered the Invocation.

- **ROLL CALL**

Present: 5 - Mayor Stan Henry, Mayor Pro Tem Gregory S. Pettis, Council Member Shelley Kaplan, Council Member Mark Carnevale, and Council Member John Aguilar

- **AGENDA FINALIZATION**

- **STATEMENT OF PARTICIPATION BY THE DEPUTY CITY CLERK**

1. PUBLIC COMMENT

Tom Ward, was called to speak. He indicated that he spoke at the prior meeting with regard to a concern with a potential overlay of Open Space Zoning on APN 680-380-011. He requested that staff look into it and follow-up with him.

Sergio Espericueta, Cathedral City, was called to speak. He stated that he does not support giving the City Attorney the authorization to initiate Code Compliance Litigation.

Rick Pantele, was called to speak. He expressed his last concern with the proposed Omnibus Cannabis Ordinance.

Sonja Marchand, Cathedral City, was called to speak. She expressed her dissatisfaction with the Plastic Bag Ordinance.

2. CONSENT AGENDA

Approval of the Consent Agenda

A motion was made to approve the following Consent Agenda Items. The motion carried by the following vote:

Aye: 5 - Mayor Henry, Mayor Pro Tem Pettis, Council Member Kaplan, Council Member Carnevale, and Council Member Aguilar

2.A. [2016-116](#) City Council Minutes of March 9, 2016

Approved

Enactment No: M.O. 6555

2.B. [2016-98](#) Exclusive Right to Negotiate with Riverside Housing Development Corporation on Nineteen Housing Successor Agency Owned Parcels Located throughout the City

Approved

Enactment No: M.O. 6556

2.C. [2016-99](#) Approve the Right of Way Phase of the Cathedral Canyon Bridge and the Date Palm Bridge Projects

Approved

Enactment No: M.O. 6557

2.D. [2016-102](#) Ocotillo Park (formerly Whitewater Neighborhood Park) Project Construction Contract Final Acceptance

Approved

Enactment No: M.O. 6558

2.E. [2016-104](#) Second Reading Omnibus Cannabis Ordinance

Approved

Enactment No: Ord 775

2.F. [2016-110](#) Resolution Authorizing the City Attorney to Initiate Code Compliance Litigation and Other Matters

Approved

Enactment No: Reso 2016-12

3. PUBLIC HEARINGS

3.A. [2016-39](#) Sales Tax Sharing Agreement with Honda of the Desert

Leisa Lukes, Economic Development Manager, presented the Staff Report.

Mayor Henry opened the Public Hearing for comments.

Sonja Marchand, Cathedral City, was called to speak. She indicated that she does not support this tax sharing agreement.

Paul Marchand, Cathedral City, was called to speak. He expressed his concern with portions of the agreement

Tyrone Pearson, Cathedral City, was called to speak. He spoke about long term businesses.

Mayor Henry closed the Public Hearing.

A motion was made by Council Member Carnevale, seconded by Council Member Kaplan, to approve a Resolution making findings and authorizing a Sales Tax Sharing Agreement between the City of Cathedral City and GL HOD, LLC. doing business as Honda of the Desert. The motion carried by the following vote:

Aye: 5 - Mayor Henry, Mayor Pro Tem Pettis, Council Member Kaplan, Council Member Carnevale, and Council Member Aguilar

Enactment No: Reso 2016-12

4. LEGISLATIVE ACTIONS

4.A. [2016-105](#) Public Arts Commission Recommendation to Use the Former Chamber of Commerce Office Space as a Temporary Public Arts Exhibit Space

Rick Pantele, was called to speak. He would like to see the work from the participants at the Boys and Girls Club to be displayed in this space.

A motion was made by Council Member Aguilar, seconded by Council Member Carnevale, to allow the Public Arts Commission to use the former Chamber of Commerce Office as a Public Art Exhibit Space and a venue to host art classes on a temporary basis and to work with staff to develop requirements for insurance purposes.

Aye: 4 - Mayor Henry, Mayor Pro Tem Pettis, Council Member Carnevale, and Council Member Aguilar

Abstain: 1 - Council Member Kaplan

Enactment No: M.O. 6559

4.B. [2016-112](#) Phase Two of the City's Pavement Management Program (PMP)

A motion was made by Council Member Kaplan, seconded by Mayor Pro Tem Pettis, to approve a cooperative purchase order with PetroChem Materials, Inc. (PMI) to supply and apply Rubberized Emulsion Aggregate Slurry (REAS) to designated streets for the first part of the Second Phase of the PMP including traffic control and striping in the amount of \$414,900. Authorize the City Manager (or designee) to execute the required contract documents. Approve a fifteen percent (15%) contingency in the amount of \$62,234 dollars for unforeseeable construction costs and approve \$7,000 for staff labor to perform project management, inspection and materials testing. Authorize the City Engineer to request insurance for this project and issue a Notice of Proceed thus making this the first part of the Second Phase of the 2015/2016 PMP expenditure in the amount of \$484,135. The motion carried by the following vote:

Aye: 5 - Mayor Henry, Mayor Pro Tem Pettis, Council Member Kaplan, Council Member Carnevale, and Council Member Aguilar

Enactment No: M.O. 6560

4.C. [2016-115](#) SUP for a Private Party During Coachella Event

Council Member Mark Carnevale recused himself from this discussion as a Council Member because his residence is within the area of the proposed event.

Mark Carnevale, as a resident of Cathedral City, was called to speak. He indicated that he is opposed to the event and doesn't see the value of the event for the City.

Alan Carvalho, Cathedral City, was called to speak. He feels that if there was a way to prove that the event won't disturb the residents they may feel more comfortable with the event.

A motion was made by Mayor Pro Tem Pettis, seconded by Council Member Kaplan, to approve SUP #16-005 with conditions met. The motion carried by the following vote:

Aye: 4 - Mayor Henry, Mayor Pro Tem Pettis, Council Member Kaplan, and Council Member Aguilar

Abstain: 1 - Council Member Carnevale

Enactment No: M.O. 6561

5. COUNCIL REPORTS

Council Member Shelley Kaplan, reported that he attended the celebration of life for George Zander. He reminded everyone of the upcoming LGBT Events and encouraged them to attend.

Mayor Pro Tem Greg Pettis, reminded everyone that Cathedral City High School is producing Copacabana. He has a block of tickets if anyone is interested.

Mayor Stan Henry, reported that he did an interview with Palm Springs Life, he asked Council for three words to describe Cathedral City, they agreed to "Pride and Excellence". He also reported that he met with CVREP representatives. There are a lot of activities coming up this weekend and encouraged everyone to go to Discovercathedralcity.com.

6. CLOSED SESSION

City Attorney Eric Vail announced that the City Council will meet in Closed Session to discuss the items listed on the Agenda that were not completed earlier in Closed Session. He stated that the Council did add a Closed Session Item during Study Session, which is item 6D. Conference with Legal Counsel, pursuant to Government Code 54956.9 (a) (b4) potential litigation one case: Time Warner Cable.

The City Council recessed to Closed Session at 7:56 p.m.

6.A. [2016-106](#) Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8

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Negotiating Parties: City of Cathedral City as Housing Successor Agency to the Former Redevelopment Agency and Saxony Living, LP

The City Council reconvened at 8:28 p.m.

City Attorney Eric Vail announced that the City Council met in Closed Session to discuss the items listed on the Agenda and there was no reportable action taken.

ADJOURN

Mayor Stanley E. Henry adjourned the Regular city Council Meeting at 8:29 p.m.

STANLEY E. HENRY, Mayor

ATTEST:

GARY F. HOWELL, City Clerk