



Cathedral City

## CITY COUNCIL MINUTES

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

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Wednesday, December 9, 2015      REGULAR MEETING      6:30 PM

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### • CALL TO ORDER

*Mayor Pro Tem Greg Pettis called the Regular City Council Meeting of December 9, 2015 to order at 6:30 p.m.*

### • PLEDGE OF ALLEGIANCE

*Council Member Shelley Kaplan led the Pledge of Allegiance.*

### • INVOCATION (MOMENT OF REFLECTION)

*Council Member Mark Carnevale requested that there be a moment of silence in memory of those who lost their lives in San Bernardino.*

### • ROLL CALL

**Present:** 4 - Mayor Pro Tem Gregory S. Pettis, Council Member Shelley Kaplan, Council Member Mark Carnevale, and Council Member John Aguilar  
**Absent:** 1 - Mayor Stan Henry

*Motion by Council Member Kaplan, seconded by Council Member John Aguilar, to excuse the absence of Mayor Stan Henry from the Regular Meeting. Motion carried all Ayes.*

*Mayor Stan Henry arrived at the City Council Meeting at 7:38 p.m.*

### • AGENDA FINALIZATION

### • STATEMENT OF PARTICIPATION BY THE DEPUTY CITY CLERK

#### 1. PUBLIC COMMENT

*Nikohl Vandel, Desert Hot Springs, was called to speak. She indicated that she is thankful to have the opportunity to speak at the meeting. She stated that she and the people do not consent to allow the Police Officers to use their weapons against them.*

*Tony Pellum, Cathedral City, was called to speak. He referenced the holiday light show that his neighbor displays each year at their house. He stated that people block his driveway, double park, etc. and feels that it is a hazard and disrupts the entire neighborhood. He indicated that he spoke to Code Compliance in March regarding this in an effort to have it addressed prior to this holiday season, however, it did not help. He requested that something be done.*

*Daniel Mejantro, Cathedral City, was called to speak. He stated that he was told that the streets in the City were*

going to be fixed in June 2014. He expressed his concerns with preference being given to specific areas for street improvements.

Tyrone Pearson, Cathedral City, was called to speak. He thanked the tribe for helping with roads. He reminded everyone that this is the last year to comply with the health care law.

Michael Sims, Cathedral City, was called to speak. He indicated that he is the owner of the home that does the light show. He asked for assistance from the City with regard to the situation. He also reported that his signs were removed without his knowledge.

## **2. CONSENT AGENDA**

### **Approval of the Consent Agenda**

A motion was made by Council Member Kaplan, seconded by Council Member Carnevale, to approve the following Consent Agenda Items. The motion carried by the following vote:

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

**Absent:** 1 - Mayor Henry

**2.A. [2015-494](#) Receive and file Payment of Claims and Demands**

**Approved**

Enactment No: M.O. 6501

**2.B. [2015-492](#) City Council Study Session Minutes of November 11, 2015**

**Approved**

Enactment No: M.O. 6502

**2.C. [2015-487](#) Amendment to Increase CDBG Funding to the Ortega Road Safe Routes to School Street Improvement Project.**

**Approved**

Enactment No: 6503

**2.D. [2015-458](#) Termination and Mutual Release of Disposition and Development Agreement with Southern California Housing Development Corporation**

**Approved**

Enactment No: M.O. 6504

**2.E. [2015-488](#) Corregidor Drive Street Improvements Final Acceptance**

**Approved**

Enactment No: M.O. 6505

**2.F. [2015-472](#) East Palm Canyon Drive Preventive Maintenance Improvements  
Final Acceptance**

**Approved**

Enactment No: M.O. 6506

**2.G. [2015-473](#) Resolution - Human Trafficking Public Notices**

**Approved**

Enactment No: Reso 2015-61

**2.H. [2015-474](#) Approval of a Contract with OpenGov for Software to Access to  
Financial Data**

**Approved**

Enactment No: M.O. 6507

**2.I. [2015-475](#) Ordinance Second Reading - Regulating Shopping Carts**

**Approved**

Enactment No: Ord 768

**2.J. [2015-477](#) Ordinance Second Reading - Gender Neutral Restrooms.**

**Approved**

Enactment No: Ord 769

**2.K. [2015-478](#) Second Reading - Zone Ordinance Amendment No. 15-001 -  
Billboards**

**Approved**

Enactment No: Ord 770

**2.L. [2015-479](#) Intergovernmental Memorandum of Understanding with the Agua  
Caliente Band of Cahuilla Indians regarding the Ramon Road  
Bridge Widening and Vista Chino Resurfacing Improvements.**

**Approved**

Enactment No: M.O. 6508

**2.M. [2015-486](#) Partial Release and Termination of the Disposition and  
Development Agreement and the Acknowledgement and Release  
Agreement for Parcels 1, 6, 7, 8, 9, 10 and 11 and Revised Parcels  
2 and 5 of Parcel Map No. 36428**

**Approved**

Enactment No: M.O. 6509

**2.N. [2015-493](#) Legal Services Contract**

**Approved**

Enactment No: M.O. 6510

**3. PUBLIC HEARINGS**

**4. LEGISLATIVE ACTIONS**

**4.A. [2015-491](#) Draft Medical Marijuana Cultivation Ordinance**

*Representatives from Vicente Sederberg went over a draft Ordinance for cultivation regulation and received some input from the Council, the first reading of the Ordinance will be brought to the Council for consideration at their first meeting in January, 2016.*

*Rick Pantelli, was called to speak. He offered his assistance with the Ordinance.*

*Tyrone Pearson, Cathedral City, was called to speak. He spoke about taxes.*

*Mayor Stan Henry arrived at the meeting at 7:38 p.m.*

**4.B. [2015-497](#) Cathedral Center Funding and Operations Status**

*Council Member Shelley Kaplan recused himself from the discussion on this item.*

*Peter Rittenhouse, Interim Director, Cathedral Center, gave an update on some of the efforts made by the Board and himself since June 2015.*

*Paul Padillia, Chairman of the Board of the Cathedral Center, gave his perspective on where the Center is today and requested the support from the City to do what is best for the seniors.*

*Fred Diamond, Rancho Mirage, was called to speak. He expressed his shame and embarrassment of his City for not doing their part and helping the Cathedral Center, where a lot of their residents go and take advantage of their services.*

**Motion by Mayor Pro Tem Pettis, seconded by Council Member Mark Carnevale, to direct staff to immediately begin discussions with the current Executive Director and incoming Executive Director to come up with a contract between the City and the Center that is agreeable to both parties and to allocate up to an additional \$60,000 for this fiscal year and bring back a contract for consideration in January 2016. The motion carried by the following vote:**

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

**Abstain:** 1 - Council Member Kaplan

Enactment No: M.O. 6511

**5. COUNCIL REPORTS**

*Council Member Mark Carnevale, gave his year in review and is looking forward to a great new year.*

*Council Member John Aguilar, had th pleasure of representing the City at the POA, Police Department's Holiday*

event, which was well attended. He referenced two awards that were given, Officer of the Year and Volunteer of the Year. In addition, the Department recognized and said some really nice things about the new Police Chief for improving and changing the culture of the Department and for making a difference.

Council Member Shelley Kaplan, congratulated the staff for the relighting of City Hall and Fountain Park, the front entrance to City Hall has never looked so good. He feels that Cathedral City has the best staff in the Valley. He attended the Boys and Girls Club Holiday Event, they did a great job and it was a positive event. He reported that he attended the POA luncheon, where a number of members of City Staff were honored with awards. He reported that a new group has started in the Valley that is trying to pull representatives from all the cities to participate in for historic preservation, he is looking forward to seeing that group grow. He stated that he attended the State of the County Event, positive projections for the Valley were reported. He indicated that he is participating in CERT Training and all those involved are doing a great job. He reported that the State has insurance funds available for flood and earthquake insurance. He also reported that there are utility upgrade programs available for mobile homes. He announced that the grand opening of the Ocotillo Park will be held on Saturday.

Mayor Stan Henry, reported that it has been a busy season. He feels that City Staff does a great job and appreciates all of their efforts. He feels that Town Square looks awesome and staff has done a fantastic job. He announced that the Mary Pickford theater will be a host to the Palm Springs International Film Festival in January. He thanked Charlie Green for the many years of service he has given to the City and wished him well in the future. He wished everyone happy holidays and stated that the City will continue to work hard for the residents.

## **6. CLOSED SESSION**

City Attorney Charlie Green announced that the City Council will meet in Closed Session to discuss the following:

Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8

Property Location: Approximately 18 acres at NW Corner of East Palm Canyon Drive and Date Palm Drive  
 Property Owners: City Urban Revitalization Corporation, Wessman Development & the City of Cathedral City  
 Negotiating Parties: City of Cathedral City, City Urban Revitalization Corporation, Wessman Development  
 Under Negotiation: Property Negotiations

Conference with Real Property Negotiator pursuant to Government Code Section 54956.8.

Property Location: 68510 E Palm Canyon Dr, Cathedral City, CA 92234. APN 687475003  
 Negotiating Parties: City of Cathedral City and the City Urban Revitalization Corporation  
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The City Council recessed to Closed Session at 9:13 p.m.  
 The City Council reconvened at 10:30 p.m.

Charles McClendon, City Manager, announced that the City Council met in Closed Session and there was no reportable action taken.

## **6.A. [2015-483](#) CITY COUNCIL AS SUCCESSOR AGENCY - Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8**

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Negotiating Parties: City of Cathedral City, City Urban Revitalization Corporation, Wessman Development

Under Negotiation: Property Negotiations

**6.B. [2015-496](#) CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8.**

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**Negotiating Parties:** City of Cathedral City and the City Urban Revitalization Corporation

**Property Owners:** City of Cathedral City and City Urban Revitalization Corporation

**Under Negotiations:** Property Negotiations

**ADJOURN**

*Mayor Stan Henry adjourned the Regular City Council Meeting at 10:30 p.m.*

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*STANLEY E. HENRY, Mayor*

ATTEST:

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*GARY F. HOWELL, City Clerk*