



Cathedral City

## CITY COUNCIL MINUTES

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

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Wednesday, February 24, 2016      REGULAR MEETING      6:30 PM

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### • CALL TO ORDER

*Mayor Stan Henry called the Regular City Council Meeting to order at 6:38 p.m.*

### • PLEDGE OF ALLEGIANCE

*Council Member Shelley Kaplan 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

*Bob Terry, was called to speak. He spoke about the Salton Sea and efforts being made to implement a plan to save the Sea.*

*Tyrone Pearson, Cathedral City, was called to speak. He spoke about various financial suggestions he has.*

#### 2. CONSENT AGENDA

*Bob Terry, was called to speak. He indicated that he is opposed to allowing motorized vehicles on the bike path, he feels that it is unsafe. The bike path plan is not what the public wants, they did not ask for it and feels that the community should have more input into the project. He indicated that burrowing owls were not listed as a sensitive species in the Mitigated Negative Declaration and feels that they should be.*

*Rosario Avila, Cathedral City, was called to speak. She indicated that she had several questions regarding the project that were answered by staff, however, she feels that the public has not been informed properly of this item so that they can participate in the process in a manner they should be able to. She feels that the City should let the community know what it happening. She would like to see homelessness be a part of the plan as well as the displacement issues.*

*Sergio Espericueta, Cathedral City, was called to speak. He expressed his concern with no meetings being held in Dream Homes on this project, they want to be a part of the process.*

A motion was made by Council Member Kaplan, seconded by Council Member Aguilar, 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. [2016-63](#) City Council Minutes of January 27, 2016 and February 10, 2016**

Enactment No: M.O. 6540

**2.B. [2016-52](#) Mitigated Negative Declaration and CUP 16-001 for City of Cathedral City Capital Improvement Project No. 7015, Construction of the Whitewater Bike Path.**

Enactment No: Reso 2016-06

**2.C. [2016-55](#) Correction to a Contract Amendment with CalPERS**

Enactment No: Reso 2016-07

**2.D. [2016-58](#) Reconveyance of Property Back to the City Urban Revitalization Corporation**

Enactment No: Reso 2016-08

### **3. PUBLIC HEARINGS**

**3.A. [2016-53](#) Second Reading - Ordinance Establishing Land Use Regulations Regarding Medical Cannabis Businesses**

*City Manager Charles McClendon, presented a brief Staff Report.*

*Mayor Stan Henry opened the Public Hearing for comments, there being none, he closed the Public Hearing.*

A motion was made by Council Member Kaplan, seconded by Council Member Carnevale, to approve an Ordinance of the City Council Cathedral City, California, Amending Sections 9.30, 9.36, 9.40, 9.42, and 9.108 of the Cathedral City Municipal Code Relating to Medical Cannabis. 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: Ord 774

**3.B. [2016-59](#) Freeway Agreement with the State Department of Transportation Regarding Interstate Highway 10.**

*John Corella, City Engineer, presented the Staff Report for the proposed Freeway Agreement between the City of Cathedral City and the State Department of Transportation regarding Highway 10.*

*Mayor Stan Henry opened the Public Hearing for comments from the public, there being none, he closed the Public Hearing.*

A motion was made by Council Member Aguilar, seconded by Council Member Kaplan, to approve the Freeway Agreement between Cathedral City and the State Department of Transportation regarding

**Interstate Highway 10. 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. 6541

#### **4. LEGISLATIVE ACTIONS**

**4.A. [2016-62](#) Approval of Public Arts Commission Recommendations - Rainbow Street Art and Temporary Relocation of Paintings**

**A motion was made by Council Member Aguilar, seconded by Council Member Carnevale, to approve the placement of Rainbow Street Art on George Montgomery Trail at East Palm Canyon and ratify their action to temporarily relocate two Val Samuelson paintings for the Historic Homes and Artists Tour. The motion carried by the following vote:**

**Council Member Kaplan was in favor of the placement of Rainbow Street Art on George Montgomery Trail at East Palm Canyon but wanted it to go on record that he was abstaining from voting on the ratification of the Public Arts Commission's action to temporarily relocate two Val Samuelson paintings for the Historic Homes and Artists tour due to the fact that he sits on the Board of the Agnes Pelton Society.**

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

Enactment No: M.O. 6542

**4.B. [2016-60](#) CCHS Theater's "Shakespeare in the Park"**

**A motion was made by Council Member Kaplan, seconded by Council Member Carnevale, to approve Special Use Permit #16-002 for Cathedral City High School's "Shakespeare in the Park". 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. 6543

#### **5. COUNCIL REPORTS**

*Council Member John Aguilar, reported that he attended the Friends of the Library pancake breakfast, which was very successful. He also reported that on Friday he attended the retirement party of John Mealey, Executive Director Coachella Valley Housing Coalition, which was very well attended.*

*Council Member Shelley Kaplan, reminded everyone about the Agnes Pelton Society 5th Annual Home Tour on Sunday from 11:00 a.m. to 3:00 p.m. He announced that he will be at the Cathedral Center selling tickets for the event. He reported that he attended the Coachella Valley SCORE Legislative Breakfast. He and Mayor Pro Tem Greg Pettis rode in the President's Day Parade for Riverside County. He attended the Riverside County Transportation Commission Budget Meeting. The impact from the reduction in Gas Tax is dramatic, it will impact Riverside County's available funds for road improvements. He encouraged the Legislature to create better funding for transportation needs for the present and future. He commended City Staff and those who volunteered their time to make the Hot Air Balloon Event a great event and all those who made donations making it possible. He announced that there will be a Grand Opening of the AM PM on Saturday.*

*Mayor Pro Tem Greg Pettis, announced the Chamber of Commerce will be hosting the Oscars on Sunday at the Mary Pickford Theater. He reported the Cathedral City High School is producing Copacabana, it should be a*

great show, be sure to get your tickets early. Barry Manilow donated all the original costumes for the production. On Tuesday at 5:30 p.m. Stan Sniff, Riverside County Sheriff, will speak for the Cathedral City Evening Rotary at the Sunshine Cafe.

Mayor Stan Henry, commended Chris Parman and everyone else who participated in the Hot Air Balloon Event, it was a great event. He announced that there is a grand opening of the AM PM on Vista Chino and Date Palm, they are going to have a great announcement. He reported that he and Chief Crum met with the Social Justice Ministry of the St. Luis Church and ICUC. They are very interested in things that are happening in Cathedral City, especially economic development. They would like to hold a forum at the Church in late March or early April. He reminded everyone that West Valley Wednesdays are held on the first Wednesday of each month. On March 2nd they will have classic car clubs participating in the street fair.

## **6. CLOSED SESSION**

City Attorney Eric Vail announced that the Council will recess to Closed Session to discuss items 6B. and 6C. listed under Closed Session on the Agenda, which were not heard during Study Session.

The City Council recessed to Closed Session at 7:36 p.m.

The City Council reconvened at 8:15 p.m.

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

### **6.A. [2016-66](#) CURC - Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8**

Property Location: APN #674-020-048 located east of Date Palm Drive, north of Buddy Rogers Avenue.

Property Owners: City Urban Revitalization Corporation (CURC)

Negotiating Parties: City Urban Revitalization Corporation (CURC) and Lamar Companies

### **6.B. [2016-67](#) CURC - Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8**

Property Location: APN #687-473-008

Property Owners: City Urban Revitalization Corporation (CURC)

Negotiating Parties: City Urban Revitalization Corporation (CURC) and Tri Millennium

7:23 recessed to Closed Session.

Meeting went into Recess

Meeting Reconvened

8:20 p.m.

### **6.C. [2016-68](#) City Council - 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

6.D. [2016-61](#) **City Council: Public Employee Performance Evaluation Per Government Code Section 54957 (B) Title: City Manager**

**ADJOURN**

*Mayor Stan Henry adjourned the City Council Meeting at 8:15 p.m.*

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*STANLEY E. HENRY, Mayor*

ATTEST:

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*GARY F. HOWELL, City Clerk*