



Cathedral City

CITY COUNCIL MINUTES

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

Wednesday, February 22, 2017 REGULAR MEETING 6:30 PM

• CALL TO ORDER

Mayor Pro Tem Pettis called the regular meeting of the City Council 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 offered the Invocation.

• 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

• AGENDA FINALIZATION

City Manager Charles McClendon, announced that Item 3A. Appeal of Planning Commission Denial of Conditional Use Permit 16-007 for Sunshine Coast Wellness, 28201 Date Palm Drive, Suite B & C will need to be pulled from the Agenda and continued to March 8, 2017.

A motion was made by Council Member Kaplan, seconded by Council Member Aguilar, to continue the Appeal of Planning Commission Denial of Conditional Use Permit 16-007 for Sunshine Coast Wellness, 28201 Date Palm Drive to March 9, 2017. 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

• STATEMENT OF PARTICIPATION BY THE DEPUTY CITY CLERK

1. PUBLIC COMMENT

Robert Puentes, Cathedral City, was called to speak. He stated that there is an alleyway between Landau and La Paz that all the residents use to get to their apartment. The road is in terrible shape and requested that the road get fixed.

Tim Parrott, Cathedral City, was called to speak. He commended the City on the Taste of Jalisco Event. He suggested that the City Council discuss at a future Study Session Meeting on the formation of an Affordable Housing Commission Fair Practices Commission.

Kathleen Patterson, Cathedral City, was called to speak. She expressed her concern with the number of cannabis businesses located in the City.

2. CONSENT AGENDA

A motion was made by Council Member Aguilar, seconded by Council Member Kaplan, 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. [2017-47](#) Purchase Agreement for the Downtown Mixed Use Project

This item was approved.

Enactment No: M.O. 6733

2.B. [2017-82](#) Resolution Adopting Council Goals for 2017

This item was approved.

Enactment No: Reso 2017-05

2.C. [2017-83](#) Appointment to the Mobile Home Fair Practices Commission

This item was approved.

Enactment No: M.O. 6734

3. PUBLIC HEARINGS

3.A. [2017-76](#) Appeal of Planning Commission Denial of Conditional Use Permit 16-007 for Sunshine Coast Wellness, 28201 Date Palm Drive, Suite B&C

This Item was continued to March 8, 2017.

Enactment No: M.O. 6735

4. LEGISLATIVE ACTIONS

4.A. [2017-52](#) Council Policy on Mayoral Rotation under the City Charter

A motion was made by Council Member Kaplan, seconded by Council Member Aguilar, to approve the first reading, by title only, an Ordinance of the City Council of the City of Cathedral City Adding Section 2.04.180 to the Cathedral City Municipal Code Relating to the Selection of a Mayor and Mayor Pro Tem and waive further reading. 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

4.B. [2017-80](#) Extension of Tow Contracts - Fee Adjustment

Rosario Avila, Cathedral City, was called to speak. She questioned how many vehicles Cathedral City impounds each year and of those how many are auctioned.

Commander Luna, responded that there are approximately 200, 30 day storages. He is not sure about the auctions, he would have to find out from the tow companies.

A motion was made by Council Member Carnevale, seconded by Council Member Kaplan, to endorse the extension of the current tow contracts with Southwest Towing and Mohica Towing with an amended schedule of allowable fees to include fees payable to the City for 30 day vehicle impound storages. The motion carried by the following vote:

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

Enactment No: M.O. 6737

4.C. [2017-81](#) Amend Cathedral City Municipal Code Chapters 9.108, 9.26, 9.28, 9.30, 9.36, 9.38, 9.40 and 9.42 Related to Medical Cannabis (ZOA 16-003).

Miriam Alario, Cathedral City, was called to speak. She stated that she is in favor of legalizing marijuana, however, she is concerned with the number of marijuana businesses in Cathedral City and the effect it will have on the residents. She encouraged the City to limit the number of marijuana businesses allowed in the City.

Dale Jag, Cathedral City, was called to speak. He stated that he feels some rules need to be established and followed with regard to cannabis businesses.

A motion was made by Mayor Pro Tem Pettis, seconded by Council Member Kaplan, to approve the second reading, by title only, Zone Amendment No. 16-003, an Ordinance of the City Council of Cathedral City, California, Amending Chapters 9.108, 9.26, 9.28, 9.30, 9.36, 9.38, 9.40 and 9.42 of the Cathedral City Municipal Code Relating to Medical Cannabis. The motion carried by the following vote:

Aye: 3 - Mayor Pro Tem Pettis, Council Member Kaplan, and Council Member Aguilar

Nay: 1 - Council Member Carnevale

Enactment No: Ord 789

5. COUNCIL REPORTS

Council Member Shelley Kaplan, commended the staff and volunteers for the great event "Taste of Jalisco." There are a series of events happening at the Mary Pickford. Movies in the Park will begin this Saturday night at Ocotillo park. He stated that the When We Rise series will be shown at the Mary Pickford Theater.

Council Member Mark Carnevale, reported that he attended the Homeless Committee Meeting at CVAG and stated that the City of Indio has started a new program. He requested to meet with Chief Crum along with Councilmember Aguilar regarding the program. He attended the Public Safety Meeting and announced that Palm Springs will be dedicating a memorial highway for the two slain officers. He attended the Taste of Jalisco event, which was great. He also attended the Mary Nutter Softball tournament, which he really enjoyed.

Mayor Pro Tem Greg Pettis, announced that Taste of Jalisco was a great event. SCRAP Gallery set up a display of art work that was done by the children here and the children from Jalisco, made with recycled materials. He encouraged residents to participate in community meetings.

Council Member Shelley Kaplan, stated that the situation in Washington is unsure and can be confusing and not clear on what the outcome will be on many issues. He feels that everyone needs to pay attention and to stay involved.

6. CLOSED SESSION

City Attorney Eric Vail announced that the City Council met in Closed Session to discuss the items listed under Closed Session on the Agenda during Study Session and is reflected in those minutes.

6.A. [2017-77](#) Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8.

Property Location: Approximately 12.5 acres at the Northwest Corner of East Palm Canyon Drive and Date Palm Drive.

Negotiating Parties: City of Cathedral City as Successor Agency to the former Redevelopment Agency and the City Urban Revitalization Corporation,

Property Owners: City Urban Revitalization Corporation

Under Negotiations: Price and Terms for potential purchase of real property.

6.B. [2017-78](#) Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8.

Property Location: Approximately 1.8 acres at the Northside of Grandview Ave and Elna Way, APN: 686-141-007

Negotiating Parties: City of Cathedral City and Timothy Priehs

Property Owners: Timothy Priehs

Under Negotiations: Price and Terms for potential purchase of real property.

6.C. [2017-79](#) Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8.

Property Location: Approximately 1.8 acres north on Mission Drive by APN's 677-382-005 through 008

Negotiating Parties: City of Cathedral as the Housing Successor Agency and Mario Perez, Inc.

Property Owner: City of Cathedral City as Housing Successor Agency

Under Negotiations: Price and Terms for potential sale of real property

6.D. [2017-84](#) Conference with Legal Counsel - Anticipated Litigation Significant exposure to litigation pursuant to paragraphs (d)(2) and (e)(1) of the Government Code.

One (1) matter

ADJOURN

Mayor Pro Tem Pettis adjourned the Regular Meeting of the City Council at 7:21 p.m.

STANLEY E. HENRY, Mayor

ATTEST:

GARY F. HOWELL, City Clerk