



CITY COUNCIL MINUTES

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

Wednesday, April 25, 2018 REGULAR MEETING 6:30 PM

- **CALL TO ORDER**

Mayor Stan Henry called the Regular City Council Meeting of April 25, 2018, to order at 6:30 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**

Mayor Henry stated that he would like to remove item 3D. Appoint Mayor Stanley E. Henry as the Voting Delegate and Mayor Pro Tem Greg Pettis as the Alternate Voting Delegate for the SCAG General Assembly Meeting, from the Consent Calendar for discussion and a separate vote. City Manager Charles McClendon stated that he would like to remove item 3B. Annual Approval of the City's Investment Policy, from the Consent Calendar, for discussion.

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

1. PUBLIC COMMENT

There were no members of the public that wanted to address the City Council.

2. COUNCIL REPORTS

Council Member Mark Carnevale reported that he attended the DVBA Meeting, a presentation was given on the future of power in the Valley. Last week he met members from the Path of Life and other cities to discuss more outreach programs in the valley. Path of Life has committed to provide more outreach teams, at no cost, to Cathedral City, Desert Hot Springs and Palm Springs. They will also have a special needs funds to help out with the homeless and will be doing a marketing and education campaign throughout the valley. He reported that he attended the Super ACE Hardware Store grand opening, he met with the Desert Recreation District and attended the Desert Health Care District Meeting. Local Elks Club will be recognizing their Citizen of the Year. He reported that he received an email from Officer Hodge. His email was related to the Coachella Valley Rescue Mission addressing a homeless woman that has now been placed in a home. He feels that this is a wonderful success story. He wished everyone a Happy Cinco de Mayo.

Council Member John Aguilar reported that the Desert Recreation District meeting is an effort to move along the annexation of Cathedral City into the District. He stated that a full presentation of the analysis will be presented to the City Council at the May 9th Council Meeting. He stated that at the Health Care District Meeting there was a hearing on the consideration of them moving forward with changing from at large elections to districts. He would like to have this information available on our website and to have them come and provide a presentation to the City Council.

Council Member Shelley Kaplan congratulated The District on their new development and the start of Phase II. The fee schedule for desert community energy has been released and will be distributed to everyone soon. He reminded everyone that the Cathedral City High School is doing the theater production of Grease and encouraged everyone to go and see it. He stated that CVREP is moving forward with their fundraiser. He announced that COD has purchased the Palm Springs Mall and will be putting a campus in its place.

Mayor Pro Tem Greg Pettis reported that he attended Dinner with Patsy, a casual dinner to raise money for different agencies/groups. The last one benefited the Boys and Girls Club. He attended the Mobile Source Air Pollution Reduction Committee Meeting at AQMD. He stated that there are several dollars available for grants. He announced that there were several members of Congress in the area over the weekend to see what is happening in the Valley. He also reported that he had an opportunity to speak at the cannabis conference in Palm Springs, which was a good event with good participation. He reported that the Senior Inspiration Awards were held over the weekend. One of the COP's from Cathedral City was recognized. He reported that he attended the Riverside County's Mayor Summit, which he felt had a good turnout and provided good information.

Mayor Stan Henry reported that Kerry Banks from the Police Department retired after years 20 years with the City. There was a City Hall at Your Corner held at City Hall. It was a small group but good discussions. He reported that every Tuesday for the Month of May the City will hold meetings to take input on the General Plan. Locations and times will be placed on the website. He attended the County Mayor's breakfast, where they discussed districting and everything that goes along with it. There will be a spaghetti dinner held at the Boys and Girls Club. The Greater Coachella Valley mixer will be held on May 3, 2018 at the Palm Springs Air Museum.

2.A CITY MANAGER REPORT

City Manager Charles McClendon reported that several workshops will be held in the month of May to take input on the General Plan Update "Imagine 2040" from the community.

3. CONSENT AGENDA

Approval of the Consent Agenda

A motion was made by Council Member Kaplan, seconded by Council Member Aguilar, to approve the following Consent Agenda Items with the removal of Item 3D. 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

3.A. [2018-162](#) City Council Minutes of April 11, 2018

Enactment No: M.O. 6933

3.B. [2018-147](#) Annual Approval of the City's Investment Policy

City Manager Charles McClendon stated that Council Member Aguilar requested that a bullet point be added to the requirements of the banks that they have a satisfactory or better rating on their Community reinvestment act items, which has been done.

Enactment No: M.O. 6934

- 3.C. [2018-131](#) Council Subcommittee Funding Recommendations for the
Community Assistance Program**

Enactment No: M.O. 6935

- 3.E. [2018-130](#) Improvement Area No. 10 - CFD No. 2006-1 - Second Reading and
Adoption of an Ordinance Establishing a Special Tax Levy**

Enactment No: Ord 810

- 3.F. [2018-132](#) Agreement for Design Professional Services with Fomotor
Engineering in the amount of \$19,820 for Surveying Dinah Shore
Drive between Date Palm Drive and West City Limits**

Enactment No: M.O. 6937

- 3.G. [2018-141](#) Ordinance Increasing the Allocation for Art Education Programs to
30% from the Art in Public Places Fund**

Enactment No: Ord 811

Item Removed from Consent Agenda

- 3.D. [2018-128](#) Appoint Mayor Stanley E. Henry as the Voting Delegate and Mayor
Pro Tem Greg Pettis as the Alternate Voting Delegate for the SCAG
General Assembly Meeting**

Mayor Stan Henry stated that he will not be able to attend the SCAG General Assembly Meeting on May 3, 2018 afterall and would like Mayor Pro Tem Pettis to be appointed as the Voting Delegate an Council Member Shelley Kaplan as the alternate.

A motion was made by Council Member Kaplan, seconded by Council Member Carnevale, to appoint Mayor Pro Tem Greg Pettis as the Voting Delegate and Council Member Shelley Kaplan as the Alternate Voting Delegate for the SCAG General Assembly Meeting to be held on May 3, 2018. The motion carried by the following vote:

Enactment No: M.O. 6936

4. PUBLIC HEARINGS

5. LEGISLATIVE ACTIONS

- 5.A. [2018-152](#) Palm Springs International Airport Commission Update from Mitch
Spike**

Mitch Spike, Palm Springs International Airport Commissioner, provided an update on the Palm Springs International Airport Commission and gave an overview of the items that have been discussed and their plans for the future.

- 5.B. [2018-155](#) Appointment to the Planning Commission**

A motion was made by Mayor Pro Tem Pettis, seconded by Council Member Aguilar, to appoint Laurie Holk to the Planning Commission to fill a vacant seat, effective immediately, with a term continuing to June 30, 2019. 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. 6938

5.C. [2018-133](#) Authorization for Albert Webb Associates to Design Two HAWK System Pedestrian Signals

A motion was made by Council Member Kaplan, seconded by Council Member Aguilar, to approve a Task Order in the amount of \$35,000 for Albert A. Webb Associates Inc. to prepare plans, specifications and cost estimates for two pedestrian hybrid beacons (HAWK SYSTEM) as part of the CVAG Bicycle and Pedestrian Safety Program. 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. 6939

5.D. [2018-137](#) Introduce First Reading of an Ordinance amending Section 3.12 and eliminating Section 3.30 of the Cathedral City Municipal Code - Contracts and Purchasing

A motion was made by Council Member Aguilar, seconded by Council Member Kaplan, to approve the first reading of an Ordinance, by title only, an Ordinance amending Section 3.12 and eliminating Section 3.30 of the City's Municipal Code as Contracts and Purchasing. 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. 6940

5.E. [2018-142](#) Placement of Betty Gold Tiron IV Sculpture and Status of East Palm Canyon Median Landscape Project.

A motion was made by Council Member Kaplan, seconded by Council Member Aguilar, to approve the Public Arts Commission's recommendation to place the Betty Gold Tiron IV within the East Palm Canyon Median and the allocation of \$13,300 from the Public Arts Fund for the installation and lighting of Tiron IV. 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. 6941

5.F. [2018-149](#) American Traffic Safety Contract Renewal

Ernesto Gutierrez, Cathedral City, was called to speak. He questioned if there are any statistics on accidents prior to entering into a contract with ATS. He stated that he supports ending the contract with ATS and would rather see the officers on the street.

A motion was made by Council Member Kaplan, seconded by Council Member Carnevale, to cancel the contract with American Traffic Safety. The motion carried by the following vote:

Aye: 4 - Mayor Henry, Council Member Kaplan, Council Member Carnevale, and Council Member Aguilar

Nay: 1 - Mayor Pro Tem Pettis

Enactment No: M.O. 6942

6. CLOSED SESSION

The City Council adjourned to Closed Session at 7:41 p.m. to discuss the remaining Closed Session Items that are listed on the Agenda.

6.A. [2018-134](#) Conference with Legal Counsel - Anticipated Litigation Pursuant to Government Code Section 54956.9.
Initiation of litigation pursuant to Government Code Section 54956.9(d)(4). Number of potential cases: One

6.B. [2018-161](#) Conference with Legal Counsel - Existing Litigation pursuant to Government Code section 54956.9(d)(1):
Name of Case: Cathedral City v. Rivera (Aurora Cota)
Riverside County Superior Court Case Number: INC1302340

6.C. [2018-136](#) Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8.

Property Location: Approximately 8.4 acres at the South side of Vega Rd and Landau Blvd APN #s 678-060-001 to 005, and 678-060-049 to 053

Negotiating Parties: City of Cathedral City as Housing Successor and Urban Housing Communities ("UHC")

Property Owners: City of Cathedral City as Housing Successor

Under Negotiations: Property Negotiations

6.D. [2018-138](#) Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8.

Property Location: Approximately 5 acres at the southeast corner of West Buddy Rogers and East Palm Canyon Drive.

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

Property Owner: City of Cathedral City as the Housing Successor Agency to the Former Redevelopment Agency and City Urban Revitalization Corporation

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

6.E. [2018-140](#) Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8.

Property Location: Approximately 13.5 acres south of East Palm Canyon Drive at Date Palm Drive

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

Property Owner: City Urban Revitalization Corporation

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

Eric Vail, City Attorney, announced that the City Council met in Closed Session after the Study Session Meeting and at the end of the Regular Meeting to discuss the following items:

Conference with Legal Counsel for the following items:

Anticipated Litigation Pursuant to Government Code Section 54956.9.

Initiation of litigation pursuant to Government Code Section 54956.9(d)(4). Number of potential cases: One

Existing Litigation pursuant to Government Code section 54956.9(d)(1):

Name of Case: Cathedral City v. Rivera (Aurora Cota)

Riverside County Superior Court Case Number: INC1302340

Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8 for the following locations:

Property Location: Approximately 8.4 acres at the South side of Vega Rd and Landau Blvd APN #s 678-060-001 to 005, and 678-060-049 to 053

Property Location: Approximately 5 acres at the southeast corner of West Buddy Rogers and East Palm Canyon Drive.

Property Location: Approximately 13.5 acres south of East Palm Canyon Drive at Date Palm Drive

There was no reportable action taken.

ADJOURN

Mayor Stan Henry adjourned the Regular City Council Meeting of April 25, 2018 at 8:35 p.m.

STANLEY E. HENRY, Mayor

ATTEST:

GARY F. HOWELL, City Clerk