

**EXECUTIVE COMMITTEE
MINUTES OF MEETING
OCTOBER 28, 2013**

The audio file for this committee meeting can be found at:
<http://www.cvaa.org/minutes.htm>.



1. CALL TO ORDER

The October 28, 2013 Executive Committee meeting was called to order at 4:30 p.m. by Chairman Don Adolph, City of La Quinta, at CVAG Conference Room #119 in Palm Desert.

2. ROLL CALL

A roll call was taken and it was determined that a quorum was present. Those in attendance were as follows:

MEMBERS PRESENT

Councilmember Joseph De Coninck
Mayor Kathleen De Rosa
Mayor Eduardo Garcia
Mayor Yvonne Parks
Mayor Mary Roche
Councilmember Lupe Ramos-Watson
Mayor Don Adolph
Mayor Jan Harnik
Mayor Pro Tem Chris Mills
Mayor Richard Kite
Supervisor Jeff Stone
Supervisor Marion Ashley

AGENCY

City of Blythe
City of Cathedral City
City of Coachella
City of Desert Hot Springs
City of Indian Wells
City of Indio
City of La Quinta
City of Palm Desert
City of Palm Springs
City of Rancho Mirage
County of Riverside 3rd District
County of Riverside 5th District

MEMBERS NOT PRESENT

Tribal Chair Jeff Grubbe
Tribal Chairman David Roosevelt

AGENCY

Agua Caliente Band of Cahuilla Indians
Cabazon Band of Mission Indians

NON-VOTING MEMBERS PRESENT

Councilmember Steven Hernandez
Frank Luckino
Rod Wood
David Garcia
Wade Mc Kinney
Dan Martinez
Frank Spevacek
John Wohlmuth
David Ready
Randy Bynder
Juan Perez

AGENCY

City of Coachella
City of Blythe
City of Cathedral City
City of Coachella
City of Indian Wells
City of Indio
City of La Quinta
City of Palm Desert
City of Palm Springs
City of Rancho Mirage
County of Riverside

OTHERS PRESENT

Richard Arghitta
Tony Bagato
Ezekiel Boniltas
Kate Castle
Viggen Davidian
Ramona Felix
Julio Figueroa
Alexandria Galardi
Michele Hasson
Tim James
Gary Lueders
Barrett Newkirk
Dr. Nicole Ortiz
Chuck Parker
Paul Quill
Maricruz Ramirez
Jim Requa
Jim Rotablatt
Lorraine Salas
Roger Snoble
Mily Trevino-Sauceda
Bob Terry
Josh Zipperman

AGENCY

City of Palm Desert

Palm Springs Sustainability Commission
Iteris, Inc.
Lideres Companies
AT&T
Sun City Palm Desert
Leadership Counsel for Justice
California Grocers Association
Coachella Valley Community Trails Alliance
The Desert Sun
Live Well Clinic
People Over Pollution

Lideres Companies

People Over Pollution

Lideres Companies
People Over Pollution
Burke, Rix Communications

STAFF PRESENT

Tom Kirk
Allyn Waggle
Gary Leong
Aurora Wilson
Katie Barrows
Jim Sullivan
Michael Shoberg
Jacob Alvarez
Mary Kazungu
Aaron Espinosa
Joanna Stueckle

3. PLEDGE OF ALLEGIANCE

Mayor Yvonne Parks led the Executive Committee in the Pledge of Allegiance.

4. PUBLIC COMMENTS

None.

5. EXECUTIVE COMMITTEE/DIRECTOR COMMENTS

Councilmember De Coninck introduced Interim City Manager Frank Luckino to the members of the Executive Committee.

6. CONSENT CALENDAR

Item 6E, Authorize Chair to Sign Letter of Support for Inclusion of Coachella Valley Mountains Conservancy in a Proposed 2014 State Water Bond, was pulled from the agenda and will be considered at a later date.

IT WAS MOVED BY SUPERVISOR ASHLEY AND SECONDED BY COUNCILMEMBER DE CONINCK TO:

- A. APPROVE THE SEPTEMBER 30, 2013 EXECUTIVE COMMITTEE MINUTES**
- B. APPROVE RESOLUTION 13-007 SUPPORTING DESTRUCTION OF LISTED DOCUMENTS AS PROVIDED FOR IN CVAG'S RECORDS RETENTION POLICY**
- C. RATIFY HOMELESSNESS COMMITTEE JUNE 12TH ACTION DISTRIBUTING CONTRIBUTION BALANCE FOR ROY'S DRC FOR FY 2012/13 AS FOLLOWS: 1) \$36,000 FOR EQUIPMENT REPLACEMENT; 2) \$4,000 TO COVER CLIENT FEES WHO COMPLETE A FOOD HANDLING CERTIFICATION COURSE; 3) \$25,000 FOR CONSTRUCTION/INFRASTRUCTURE OF BUSINESS TRAINING CENTER AT ROY'S; 4) NTE \$15,000 FOR ADDITIONAL PICK UP/DROP OFF TRANSPORTATION ROUTE FOR ROY'S CLIENTS; 5) PLACE REMAINING BALANCE (APPROX \$54,193) IN RESERVES FOR ROY'S AND 6) APPROVE BUDGET REVISION**
- D. AUTHORIZE EXECUTIVE DIRECTOR TO SIGN MEMORANDUM OF UNDERSTANDING FROM DESERT HEALTHCARE DISTRICT FOR A \$10 MILLION GRANT FOR CV LINK**
- E. ITEM PULLED FROM THE AGENDA.**
- F. APPROVE CONTRACT WITH ZIVELTO TO BUILD AND DEPLOY NINE INTERACTIVE DIGITAL KIOSKS AND AUTHORIZE EXECUTIVE COMMITTEE CHAIR TO EXECUTE CONTRACT**

THE MOTION CARRIED WITH MAYOR PRO TEM MILLS ABSTAINED FROM ITEM 6D DUE TO A POTENTIAL CONFLICT OF INTEREST.

G. Receive and File

- 1) Status of I-10 Interchange Projects
- 2) CVAG Regional Arterial Program – Project Status Report
- 3) CV Link Report
- 4) Executive Committee and Technical Advisory Committee Attendance Roster
- 5) Policies and Procedures Manual

- 6) Final Action by EPA to Change the Air Quality Boundary of the Morongo Band of Mission Indians (Morongo Reservation) and Designate the Morongo Reservation as Its Own Nonattainment Area for the 1-hour and the 1997 8- hour Ozone Standard
- 7) CVAG Investment Report

THESE ITEMS WERE RECEIVED AND FILED WITH SUPERVISOR ASHLEY AND MAYOR GARCIA ABSTAINING FROM CONSIDERATION OF ITEM 6G.6.

7. DISCUSSION / ACTION

A. Single-Use Plastic Bag Ordinance – Katie Barrows

Katie Barrows gave the staff report. The following public comments were received:

Kate Castle, Palm Springs Sustainability Commission, spoke in favor of developing a regional model ordinance.

Tim James, California Grocers Association, stated that he supported the regional aspect of the ordinance.

Tony Bagato, City of Palm Desert, offered his assistance to jurisdictions interested in participating in a regional ordinance.

A brief discussion ensued among members.

IT WAS MOVED BY MAYOR PRO TEM MILLS AND SECONDED BY MAYOR HARNIK TO DIRECT STAFF TO DEVELOP A REGIONAL MODEL ORDINANCE TO LIMIT USE OF SINGLE USE PLASTIC BAGS TO BE BROUGHT BACK TO THE EXECUTIVE COMMITTEE FOR CONSIDERATION.

A roll call vote was taken with the following result:

CITY OF BLYTHE	AYE
CITY OF CATHEDRAL CITY	AYE
CITY OF COACHELLA	AYE
CITY OF DESERT HOT SPRINGS	AYE
CITY OF INDIAN WELLS	AYE
CITY OF INDIO	AYE
CITY OF LA QUINTA	AYE
CITY OF PALM DESERT	AYE
CITY OF PALM SPRINGS	AYE
CITY OF RANCHO MIRAGE	AYE
COUNTY OF RIVERSIDE 3RD DISTRICT	NAY
COUNTY OF RIVERSIDE 4TH DISTRICT	ABSENT
COUNTY OF RIVERSIDE 5TH DISTRICT	NAY
AGUA CALIENTE BAND OF CAHUILLA INDIANS	ABSENT
CABAZON BAND OF MISSION INDIANS	ABSENT

THE MOTION CARRIED WITH TEN AYES, TWO NAYS, AND THREE MEMBERS ABSENT.

B. Retirement of Debt Identified in the 2003 Audit of the Regional PM-10 Street Sweeping Program – Aurora Wilson

IT WAS MOVED BY SUPERVISOR STONE AND SECONDED BY MAYOR KITE TO: TO PAY BACK THE REMAINING \$2,552,971 DEBT OWED TO RCTC AND CALTRANS FROM THE 2003 AUDIT WHICH IDENTIFIED INELIGIBLE COSTS RELATED TO THE REGIONAL PM-10 STREET SWEEPING PROGRAM, THAT THE EXECUTIVE DIRECTOR BE AUTHORIZED TO TAKE STEPS TO:

- 1) AMEND THE FTIP TO DEPROGRAM \$2.0 MILLION OBLIGATED FOR CVAG'S PURCHASE OF NEW STREET SWEEPERS AND ASSIGN THESE FUNDS TO PAY DOWN THE DEBT;**
- 2) UTILIZE APPROXIMATELY \$552,971 FROM THE BALANCE OF LEFTOVER CMAQ FUNDS FROM COMPLETED PROJECTS FROM THE 2011 FTIP (OR \$1,557,681) TO PAY DOWN THE REMAINDER OF THE DEBT; AND**
- 3) ADD THE REMAINING LEFTOVER CMAQ FUNDS (OR \$1,004,710) TO THE "POT" OF MAP 21 FUNDS.**

THE MOTION CARRIED.

C. Recommendations for Disbursement of Federal Transportation MAP 21 CMAQ Funds – Aurora Wilson

Aurora Wilson gave the staff report. The following public comments were received:

Bob Terry, People Over Pollution, discussed the Sentinal Plant, stated he was not in favor of the CV Link project using mitigation dollars, and suggested that there are other ways the mitigation dollars could be spent.

Ramona Felix, Lideres Companies, spoke in favor of using CMAQ funding for a van pool in the east Valley.

Mily Trevino-Sauceda, Lideres Companies, also spoke in favor of using CMAQ finding for an east Valley van pool.

Michele Hassin, Leadership Counsel for Justice, spoke in favor of using CMAQ dollars in an equitable way in the east Valley and expressed interest in efforts to assist the east Valley in seeking such funding.

Roger Snoble spoke in support of the CV Link project.

Paul Quill, spoke in support of the CV Link project.

Ezekiel Boniltas stated he was from the east Valley and spoke in favor of the CV Link project.

Jim Requa, resident since 1971, expressed hope that we move forward with the bike project.

Gary Lueders, Coachella Valley Community Trails Alliance, discussed recent accidents involving bicyclists and spoke in favor of a dedicated path for bikers.

Lorraine Salas gave her opinion on "government strangle-hold".

Dr. Nicole Ortiz, Live Well Clinic, spoke in favor of the CV Link project stating that it was good for health, safety and wasn't only going to benefit one economic class.

A discussion ensued among members of the Executive Committee. A letter from Supervisor Benoit in support of the recommendation was read as Supervisor Benoit was unable to attend the meeting.

IT WAS MOVED BY MAYOR DE ROSA AND SECONDED BY MAYOR HARNIK TO:

- 1) **DELAY AND SHIFT CVAG'S COMMITMENT TO PRIORITIZE THIS ROUND OF CMAQ FUNDING OF THE CITY OF PALM DESERT'S MID VALLEY BIKE PATH PROJECT BY:**
 - a. **ALLOCATING PRIORITY FUNDING FROM THIS CYCLE TO CV LINK**
 - b. **SET ASIDE FUNDING IN THE NEXT ROUND OF CMAQ FUNDING FOR THE CITY'S PROJECT.**
- 2) **AUTHORIZE A COMMITMENT OF \$12.6 MILLION OF MAP21 FUNDS TO THE EASTERN PORTION OF CVAG'S CV LINK PROJECT TO PROVIDE MATCHING FUNDS TO A \$10 MILLION GRANT FROM THE DESERT HEALTHCARE DISTRICT.**
- 3) **APPOINT PALM DESERT MAYOR JAN HARNIK FROM THE TRANSPORTATION COMMITTEE; AND, CITY MANAGERS RANDY BYNDER FROM THE CITY OF RANCHO MIRAGE, AND FRANK SPEVACEK FROM THE CITY OF LA QUINTA, TO PARTICIPATE ON AN AD HOC TASK FORCE TO DEVELOP THE 2014 CALL FOR PROJECTS; FOR APPROXIMATELY \$8,203,228.**

THE MOTION CARRIED WITH MAYOR ROCHE VOTING NAY, AND COUNCILMEMBER DE CONINCK ABSTAINING FROM THE VOTE.

D. Jefferson Street Interchange Proportionate Share – Michael Shoberg

IT WAS MOVED BY MAYOR GARCIA AND SECONDED BY COUNCILMEMBER RAMOS WATSON TO APPROVE DRAFT PERCENTAGES FOR THE JEFFERSON STREET INTERCHANGE PROPORTIONATE SHARE. THE MOTION CARRIED WITH MAYOR DE ROSA VOTING NAY.

E. Consider Designation of 2014 State Transportation Improvement Program (STIP) Funds for the Jefferson Street/ Interstate 10 Interchange Project and the CV Link Project – Allyn Waggle

IT WAS MOVED BY MAYOR GARCIA AND SECONDED BY SUPERVISOR STONE TO APPROVE THE DESIGNATION OF 2014 STATE TRANSPORTATION IMPROVEMENT PROGRAM (STIP) FUNDS IN THE AMOUNT OF \$13.8 MILLION FOR THE JEFFERSON STREET/ INTERSTATE 10 INTERCHANGE PROJECT AND IN THE AMOUNT OF \$2.0 MILLION FOR THE CV LINK PROJECT. THE MOTION CARRIED.

- F. Consider Agreement with City of Coachella to provide funds for Bridge over Whitewater River and Interchange at SR86 on Avenue 50 – Allyn Waggle

IT WAS MOVED BY MAYOR GARCIA AND SECONDED BY SUPERVISOR STONE TO APPROVE AN AGREEMENT WITH THE CITY OF COACHELLA TO PROVIDE REGIONAL FUNDS FOR ENGINEERING DESIGN AND ENVIRONMENTAL DOCUMENT WORK FOR A NEW BRIDGE OVER THE WHITEWATER RIVER AND A NEW INTERCHANGE AT STATE ROUTE 86, BOTH ON AVENUE 50, IN THE AMOUNT NOT TO EXCEED \$1,108,500. THE MOTION CARRIED.

- G. Consider Agreement with City of Cathedral City to Provide Funds for Improvement of Date Palm Drive between Interstate 10 and Varner Road - Allyn Waggle

IT WAS MOVED BY MAYOR DE ROSA AND SECONDED BY MAYOR GARCIA TO APPROVE A THREE-PHASE AGREEMENT WITH THE CITY OF CATHEDRAL CITY TO PROVIDE FUNDS FOR THE IMPROVEMENT OF DATE PALM DRIVE BETWEEN INTERSTATE 10 AND VARNER ROAD WITH A TOTAL ESTIMATED COST OF \$3.116 MILLION (CVAG'S 75% REGIONAL SHARE EQUALS \$2.337 MILLION). THE MOTION CARRIED.

8. **ANNOUNCEMENTS**

Upcoming Meetings at 73-710 Fred Waring Drive, Suite 119, Palm Desert:

Executive Committee - Monday, December 2, 2013, 4:30 p.m.

9. **ADJOURNMENT**

Mayor Garcia spoke on the recent passing of a Coachella resident due to an intoxicated driver and expressed his desire to see the issue discussed at the CVAG Public Safety Committee.

There being no further business, Chair Adolph adjourned the meeting at 6:43 p.m.

Respectfully submitted,

Joanna Stueckle

Joanna Stueckle
Executive Assistant