

ITEM 6A

**EXECUTIVE COMMITTEE
MINUTES OF MEETING
APRIL 24, 2017**



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

1. CALL TO ORDER

The April 24, 2017 Executive Committee meeting was called to order at 4:31 p.m. by Chair Dana Reed, City of Indian Wells, at CVAG Conference room, Suite 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

Mayor Joseph DeConinck
Mayor Stan Henry
Mayor Pro Tem Emmanuel Martinez
Councilmember Yvonne Parks
Councilmember Dana Reed
Mayor Elaine Holmes
Mayor Linda Evans
Mayor Jan Harnik
Mayor Robert Moon
Councilmember Dana Hobart
Chief of Staff Michelle DeArmond
Chief of Staff Jaime Hurtado

AGENCY

City of Blythe
City of Cathedral City (*Arrived During Item 4*)
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 4th District
County of Riverside 5th District

MEMBERS NOT PRESENT

Supervisor Kevin Jeffries
Supervisor John Tavaglione
Supervisor Chuck Washington
Tribal Chair Jeff Grubbe
Tribal Chair Douglas Welmas

AGENCY

County of Riverside 1st District
County of Riverside 2nd District
County of Riverside 3rd District
Agua Caliente Band of Cahuilla Indians
Cabazon Band of Mission Indians

NON-VOTING MEMBERS PRESENT

Mayor Pro Tem Greg Pettis
Mayor Pro Tem Mike Wilson
Peter Cosentini
Bill Pattison
Luke Rainy
Wade McKinney

AGENCY

City of Cathedral City/SCAG Regional Council
City of Indio/SCAG Regional Council (*Arrived During Item 7G*)
City of Blythe
City of Coachella
City of Desert Hot Springs
City of Indian Wells

Dan Martinez
Lauri Aylaian
Davie Ready
Randy Bynder
Brian Nestande

City of Indio
City of Palm Desert
City of Palm Springs
City of Rancho Mirage
County of Riverside

OTHERS PRESENT

Rosario Avila
Mayor Pro Tem Russell Betts
Steve Finger
Joe Galli
Isaiah Hagerman
Michael Harrington
Christian Jelmsberg
Mayor Pro Tem Sabby Jonathan
Mayor Pro Tem Richard Kite
Jesse Marx
Brian McDonald
Councilmember Joe McKee
Councilmember Ted Mertens
Brent Neben
Councilmember Ty Peabody
Anika Ramirez
David Salgado
Mark Sambito
Councilmember Iris Smotrich
Lew Stewart
Chris Tarpandy
Mayor Charles Townsend
Blaire Wagner
Councilmember Ted Weill

AGENCY

Cathedral City Resident
City of Desert Hot Springs
Progressive Dems
KESQ
City of Rancho Mirage
Rancho Mirage Resident
Street Life Project
City of Palm Desert
City of Rancho Mirage
The Desert Sun
Southern California Edison
City of Desert Hot Springs
City of Indian Wells
Ygrene Energy Fund
City of Indian Wells
Thermal Resident
Southern California Association of Governments
City of Rancho Mirage
City of Rancho Mirage
OCV
KESQ
City of Rancho Mirage
Street Life Project
City of Rancho Mirage

STAFF PRESENT

Tom Kirk
Gary Leong
Martin Magaña
Katie Barrows
Jim Sullivan
LeGrand Velez
Eric Cowle
Cheryll Dahlin
Ben Druyon
Erica Felci
Lance Albrecht
Joanna Stueckle
Toni Eggebraaten

CVAG Legal Counsel

3. PLEDGE OF ALLEGIANCE

Executive Assistant Joanna Stueckle led the Executive Committee in the Pledge of Allegiance.

Chair Reed requested the committee move the presentation of 7A up on the agenda.

IT WAS MOVED BY MAYOR HARNIK AND SECONDED BY MAYOR EVANS TO MOVE 7A TO THE FIRST ITEM ON THE AENDA.

THE MOTION CARRIED WITH 12 AYES AND 5 MEMBERS ABSENT.

MAYOR DECONINCK	AYE
MAYOR HENRY	AYE
MAYOR PRO TEM MARTINEZ	AYE
COUNCILMEMBER PARKS	AYE
COUNCILMEMBER REED	AYE
MAYOR HOLMES	AYE
MAYOR EVANS	AYE
MAYOR HARNIK	AYE
MAYOR MOON	AYE
COUNCILMEMBER HOBART	AYE
SUPERVISOR JEFFRIES	ABSENT
SUPERVISOR TAVAGLIONE	ABSENT
SUPERVISOR WASHINGTON	ABSENT
CHIEF OF STAFF DeARMOND	AYE
CHIEF OF STAFF HURTADO	AYE
TRIBAL CHAIR GRUBBE	ABSENT
TRIBAL CHAIR WELMAS	ABSENT

7A Presentation: Used Oil Recycling Poster Winner, Anika Ramirez

Chair Reed recognized Anika Ramirez as the winner of the used oil recycling poster contest with a gift from the Executive Committee. Anika's family was introduced and she thanked the Committee for the gift.

4. PUBLIC COMMENTS

Ty Peabody, Indian Wells Councilmember, indicated he was frustrated with and felt misled by the CVAG Executive Director. Councilmember Peabody called for the termination of the Executive Director or that he be reprimanded in writing. Councilmember Peabody also indicated that he was distributing a document about his request to the Executive Committee.

Lew Stewart, Courageous Resistance, requested the Executive Committee take a neutral position regarding CV Link this evening as well as at the Public Meeting scheduled for May 15. Mr. Stewart urged that funds not be committed to the project.

Ted Weill, Rancho Mirage Councilmember, congratulated Mayor Moon on wanting his residents to vote on the CV Link project. Councilmember Weill also commented on the unknown O & M (operations and maintenance) costs.

5. EXECUTIVE COMMITTEE / DIRECTOR COMMENTS

Tom Kirk announced that there would be a presentation by Dr. Matthew Barth at the coming May 1 Transportation Committee meeting. Mr. Kirk announced the Special meeting of the Executive Committee to be held on May 15 at 6:00 p.m. to consider the CV Link Environmental Impact Report (EIR) certification.

Mr. Kirk reminded the members that the deadline for submission of the bike and pedestrian program is May 1 and discussed the recently approved State transportation legislation.

Mayor Harnik announced that RCTC will discuss their next fiscal year budget at the Budget and Implementation Meeting on June 15.

6. CONSENT CALENDAR

Councilmember Hobart asked that the minutes reflect his correct title as Councilmember and not Mayor.

IT WAS MOVED BY MAYOR HARNIK AND SECONDED BY MAYOR HENRY TO:

- A. APPROVE FEBRUARY 27, 2017 EXECUTIVE COMMITTEE MINUTES**
- B. APPROVE HOLDING 2017 CVAG GENERAL ASSEMBLY MEETING AT THE MIRAMONTE RESORT AND SPA IN INDIAN WELLS AND SET THE PRICE AT \$50.00 PER PERSON**
- C. APPROVE AMENDMENT TO EXISTING AGREEMENT BETWEEN YGRENE ENERGY FUND AND CVAG, ALLOWING FOR EARLY TERMINATION OF THE CV UPGRADE PROGRAM; AND APPROVE NEW AGREEMENT TO JOIN YGRENE ENERGY FUND'S STATEWIDE PROGRAM**
- D. APPROVE AMENDMENT NO. 3 TO THE REIMBURSEMENT AGREEMENT WITH COUNTY OF RIVERSIDE PROVIDING A NOT-TO-EXCEED TOTAL OF \$12,597,000, WHICH INCLUDES \$9,372,000 AS 75% OF LOCAL ELIGIBLE COSTS TO FUND CONSTRUCTION FOR THE AVENUE 66 GRADE SEPARATION PROJECT**

THE MOTION CARRIED WITH 12 AYES AND 5 MEMBERS ABSENT.

MAYOR DECONINCK	AYE
MAYOR HENRY	AYE
MAYOR PRO TEM MARTINEZ	AYE
COUNCILMEMBER PARKS	AYE
COUNCILMEMBER REED	AYE
MAYOR HOLMES	AYE
MAYOR EVANS	AYE
MAYOR HARNIK	AYE
MAYOR MOON	AYE
COUNCILMEMBER HOBART	AYE
SUPERVISOR JEFFRIES	ABSENT
SUPERVISOR TAVAGLIONE	ABSENT

SUPERVISOR WASHINGTON	ABSENT
CHIEF OF STAFF DeARMOND	AYE
CHIEF OF STAFF HURTADO	AYE
TRIBAL CHAIR GRUBBE	ABSENT
TRIBAL CHAIR WELMAS	ABSENT

6.1 ITEM(S) HELD OVER FROM CONSENT CALENDAR

None.

7. DISCUSSION / ACTION

A. Presentation: Used Oil Recycling Poster Winner, Anika Ramirez

This presentation took place at the start of the meeting.

B. CVAG Homelessness Committee Update and Consideration of Regionalization of Community Outreach Resource Program (CORP) – Cheryl Dahlin

Cheryl Dahlin introduced Palm Desert Mayor Pro Tem Sabby Jonathan to give an update on the Homelessness Committee efforts. Committee discussion ensued.

IT WAS MOVED BY MAYOR HENRY AND SECONDED BY MAYOR HOLMES TO APPROVE CVAG CHAIR TO SIGN RESOLUTION NO. 17-001; AND APPROVE MODEL RESOLUTION TO REGIONALIZE COMMUNITY OUTREACH RESOURCE PROGRAM.

THE MOTION CARRIED WITH 12 AYES AND 5 MEMBERS ABSENT.

MAYOR DECONINCK	AYE
MAYOR HENRY	AYE
MAYOR PRO TEM MARTINEZ	AYE
COUNCILMEMBER PARKS	AYE
COUNCILMEMBER REED	AYE
MAYOR HOLMES	AYE
MAYOR EVANS	AYE
MAYOR HARNIK	AYE
MAYOR MOON	AYE
COUNCILMEMBER HOBART	AYE
SUPERVISOR JEFFRIES	ABSENT
SUPERVISOR TAVAGLIONE	ABSENT
SUPERVISOR WASHINGTON	ABSENT
CHIEF OF STAFF DeARMOND	AYE
CHIEF OF STAFF HURTADO	AYE
TRIBAL CHAIR GRUBBE	ABSENT

C. Community Choice Aggregation Update and Contract for Technical Services – Katie Barrows

Chairman Reed recused himself from discussion/action of this item due to a conflict of interest, turned the meeting over to the past chair, Mayor Stan Henry, and left the room.

Katie Barrows presented the staff report. Committee discussion ensued.

IT WAS MOVED BY MAYOR HARNIK AND SECONDED BY COUNCILMEMBER PARKS TO APPROVE A CONTRACT WITH DON DAME AS AN INDEPENDENT CONSULTANT TO ASSIST STAFF WITH EVALUATION AND POSSIBLE IMPLEMENTATION OF A COMMUNITY CHOICE ENERGY PROGRAM, FOR A NOT TO EXCEED AMOUNT OF \$40,000.

THE MOTION CARRIED WITH 11 AYES, 1 RECUSAL AND 5 MEMBERS ABSENT.

MAYOR DECONINCK	AYE
MAYOR HENRY	AYE
MAYOR PRO TEM MARTINEZ	AYE
COUNCILMEMBER PARKS	AYE
COUNCILMEMBER REED	RECUSED
MAYOR HOLMES	AYE
MAYOR EVANS	AYE
MAYOR HARNIK	AYE
MAYOR MOON	AYE
COUNCILMEMBER HOBART	AYE
SUPERVISOR JEFFRIES	ABSENT
SUPERVISOR TAVAGLIONE	ABSENT
SUPERVISOR WASHINGTON	ABSENT
CHIEF OF STAFF DeARMOND	AYE
CHIEF OF STAFF HURTADO	AYE
TRIBAL CHAIR GRUBBE	ABSENT

Chair Reed returned to the room and allowed a public comment missed from item 7B. Christian Jelmsberg of Street Life Projects, discussed the tiny homes project the Street Life Project is working on to help the valley's homeless.

Chair Reed requested staff present 7D and 7E together as they were similar items. Eric Cowle presented the staff reports on both items.

- D. Consider Amendment No. 1 to the Reimbursement Agreement with the City of Palm Springs to Provide Regional Funding through all Phases of the East Palm Canyon Drive Bridge Rehabilitation Project Over Palm Canyon Wash – Eric Cowle**

IT WAS MOVED BY MAYOR MOON AND SECONDED BY MAYOR EVANS TO APPROVE AMENDMENT NO. 1 TO THE REIMBURSEMENT AGREEMENT WITH THE CITY OF PALM SPRINGS PROVIDING A NOT-TO-EXCEED TOTAL OF \$1,109,611 AS 75% OF LOCAL ELIGIBLE COSTS TO FUND ALL PHASES THROUGH CONSTRUCTION FOR THE EAST PALM CANYON DRIVE BRIDGE REHABILITATION PROJECT OVER PALM CANYON WASH.

THE MOTION CARRIED WITH 12 AYES AND 5 MEMBERS ABSENT.

MAYOR DECONINCK	AYE
MAYOR HENRY	AYE
MAYOR PRO TEM MARTINEZ	AYE
COUNCILMEMBER PARKS	AYE
COUNCILMEMBER REED	AYE
MAYOR HOLMES	AYE
MAYOR EVANS	AYE
MAYOR HARNIK	AYE
MAYOR MOON	AYE
COUNCILMEMBER HOBART	AYE
SUPERVISOR JEFFRIES	ABSENT
SUPERVISOR TAVAGLIONE	ABSENT
SUPERVISOR WASHINGTON	ABSENT
CHIEF OF STAFF DeARMOND	AYE
CHIEF OF STAFF HURTADO	AYE
TRIBAL CHAIR GRUBBE	ABSENT

- E. Consider Amendment No. 1 to the Reimbursement Agreement with the City of Palm Springs to provide regional funding through all phases of the South Palm Canyon Drive Bridge Replacement Project Over Tahquitz Creek – Eric Cowle

IT WAS MOVED BY MAYOR MOON AND SECONDED BY MAYOR EVANS TO APPROVE AMENDMENT NO. 1 TO THE REIMBURSEMENT AGREEMENT WITH THE CITY OF PALM SPRINGS PROVIDING A NOT-TO-EXCEED TOTAL AMOUNT OF \$788,850 AS 75% OF LOCAL ELIGIBLE COSTS TO FUND ALL PHASES OF THE SOUTH PALM CANYON DRIVE BRIDGE REPLACEMENT PROJECT OVER TAHQUITZ CREEK.

THE MOTION CARRIED WITH 12 AYES AND 5 MEMBERS ABSENT.

MAYOR DECONINCK	AYE
MAYOR HENRY	AYE
MAYOR PRO TEM MARTINEZ	AYE
COUNCILMEMBER PARKS	AYE
COUNCILMEMBER REED	AYE
MAYOR HOLMES	AYE
MAYOR EVANS	AYE
MAYOR HARNIK	AYE
MAYOR MOON	AYE
COUNCILMEMBER HOBART	AYE
SUPERVISOR JEFFRIES	ABSENT
SUPERVISOR TAVAGLIONE	ABSENT
SUPERVISOR WASHINGTON	ABSENT
CHIEF OF STAFF DeARMOND	AYE
CHIEF OF STAFF HURTADO	AYE
TRIBAL CHAIR GRUBBE	ABSENT

F. I-10/Jefferson Interchange Project – Martin Magaña

Martin Magaña gave the I-10/Jefferson Interchange Project update. Indio City Manager Dan Martinez commented that the City was working with CVAG on issues related to the judgement against the City.

G. CV Link and ATP Funding – Erica Felci

Chair Reed indicated that based on the threat of litigation and correspondence from Councilmember Hobart, he would allow the Councilmember to comment for 30 minutes. Public comments also were received.

Isaiah Hagerman, Rancho Mirage Administrative Services Director, distributed a handout related to emails between CVAG and the California Transportation Commission (CTC). Mr. Hagerman described the emails and commented on the Active Transportation Project grant.

Councilmember Hobart read a statement regarding the ATP grant application and discussed a recommendation he wanted the Executive Committee to consider.

Councilmember Hobart made the following motion: That the CVAG Executive Committee submit the following issues to the Riverside County District Attorney or to a licensed private investigator to be determined – “Did the initial CVAG Application in the 2016 California Transportation Commission ATP Cycle 3 Grant intentionally or unintentionally include census tract data from Mecca, Thermal and Oasis for purposes of wrongfully increasing our score and whether other eligible census tract data was intentionally or unintentionally withheld to enhance our score.” Chairman Reed seconded the motion.

Erica Felci presented the staff report.

Committee discussion ensued. Mayor Evans proposed a substitute motion which was seconded by Mayor Holmes. CVAG’s legal counsel, Toni Eggebraaten was asked for a point of order. Ms. Eggebraaten indicated that it was valid and legitimate to amend the motion.

IT WAS MOVED BY MAYOR EVANS AND SECONDED BY MAYOR HOLMES TO UPHOLD THE OVERWHELMING SUPPORT THAT THE RCTC, SCAG AND CTC HAVE SHOWN FOR THE CV LINK AND ATP GRANT APPLICATION AND AUTHORIZE THE EXECUTIVE DIRECTOR TO ACCEPT THE GRANT.

THE MOTION CARRIED WITH 10 AYES, 1 NAY, 1 ABSTAINMENT AND 5 MEMBERS ABSENT.

MAYOR DECONINCK	AYE
MAYOR HENRY	AYE
MAYOR PRO TEM MARTINEZ	AYE
COUNCILMEMBER PARKS	AYE
COUNCILMEMBER REED	ABSTAINED
MAYOR HOLMES	AYE
MAYOR EVANS	AYE
MAYOR HARNIK	AYE
MAYOR MOON	AYE
COUNCILMEMBER HOBART	NAY

SUPERVISOR JEFFRIES
SUPERVISOR TAVAGLIONE
SUPERVISOR WASHINGTON
CHIEF OF STAFF DeARMOND
CHIEF OF STAFF HURTADO
TRIBAL CHAIR GRUBBE

ABSENT
ABSENT
ABSENT
AYE
AYE
ABSENT

8. **INFORMATION**

- a) Status of I-10 Interchange Projects
- b) CVAG Regional Arterial Program – Project Status Report
- c) CVAG Regional Arterial Program – Contract Status Report
- d) Executive Committee Attendance Roster
- e) CVAG Investment Report for March 31, 2017
- f) Update on Property Assessed Clean Energy (PACE) Programs
- g) CV Link Environmental Impact Report (EIR) Update

These items were placed in the agenda for member information.

9. **ANNOUNCEMENTS**

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

Technical Advisory Committee – Monday, May 8, 2017 at 11:00 a.m.

Regularly Scheduled Executive Committee– Monday, June 5, 2017 at 4:30 p.m.

Upcoming Special Meeting at Palm Desert Council Chambers, 73-750 Fred Waring Drive, Palm Desert:

Special Executive Committee – Monday, May 15, 2017 at 6:00 p.m.

10. **ADJOURNMENT**

There being no further business, Chair Reed adjourned the meeting at 6:19 p.m.

Respectfully submitted,

Joanna Stueckle

Joanna Stueckle
Executive Assistant