

**EXECUTIVE COMMITTEE
MINUTES OF MEETING
APRIL 28, 2014**

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



1. CALL TO ORDER

The April 28, 2014 Executive Committee meeting was called to order at 4:32 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 Pro Tem Steven Hernandez
Mayor Adam Sanchez
Mayor Ted Mertens
Mayor Michael Wilson
Mayor Don Adolph
Councilmember Jan Harnik
Mayor Stephen Pougnet
Mayor Richard Kite
Supervisor John Benoit
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 4th District
County of Riverside 5th District

MEMBERS NOT PRESENT

Tribal Chair Jeff Grubbe
Tribal Chair Douglas Welmas

AGENCY

Agua Caliente Band of Cahuilla Indians
Cabazon Band of Mission Indians

NON-VOTING MEMBERS PRESENT

Councilmember Lupe Ramos Watson
Charlie McClendon
David Garcia
Dan Martinez
Frank Spevacek
John Wohlmuth
David Ready
Randy Bynder

AGENCY

City of Indio
City of Cathedral City
City of Coachella
City of Indio
City of La Quinta
City of Palm Desert
City of Palm Springs
City of Rancho Mirage

OTHERS PRESENT

Patrick Adamson
Crystal Crawford
JD Douglas
Alexandra Galardi

AGENCY

Ygrene
Ygrene
HDR
Sun City Palm Desert

Stacey Lawson	Ygrene
Klaus Mager	Food with Thought
Nena McCullough	Southern California Edison
Tomas Oliva	SCAG
Scot Storno	Earth Systems

STAFF PRESENT

Tom Kirk
Allyn Waggle
Gary Leong
Katie Barrows
Jim Sullivan
Michael Shoberg
Benjamin Druyon
Joanna Stueckle

3. PLEDGE OF ALLEGIANCE

Mayor Kathleen De Rosa led the Executive Committee in the Pledge of Allegiance.

4. PUBLIC COMMENTS

None.

5. EXECUTIVE COMMITTEE/DIRECTOR COMMENTS

None.

6. CONSENT CALENDAR

Mayor Pro Tem Steven Hernandez requested that Item 6C be pulled from the Consent Calendar. Mayor Ted Mertens requested that Item 6D be pulled from the Consent Calendar. Mayor Richard Kite requested that Item 6F be pulled from the Consent Calendar.

IT WAS MOVED BY SUPERVISOR ASHLEY AND SECONDED BY MAYOR PRO TEM HERNANDEZ TO:

- A. APPROVE THE FEBRUARY 24, 2014 EXECUTIVE COMMITTEE MINUTES**
- B. APPROVE HOLDING THE 2014 CVAG GENERAL ASSEMBLY MEETING AT THE LA QUINTA RESORT AT A COST OF \$50.00 PER PERSON**
- E. AUTHORIZE CHAIR TO SEND THE ATTACHED LETTERS IN SUPPORT OF LEGISLATION TO ESTABLISH A METAL THEFT ALERT SYSTEM (SB 2312, NESTANDE) AND CREATE A METAL THEFT TASK FORCE (SB 2313, NESTANDE)**
- G. AUTHORIZE CHAIR TO SIGN A LETTER OF SUPPORT FOR AB 1449 REALIGNMENT OMNIBUS ACT OF 2014 ADDRESSING SOME CHALLENGES IMPEDING EFFECTIVE IMPLEMENTATION OF AB 109**

- H. AUTHORIZE THE CHAIR TO SIGN A LETTER OF SUPPORT FOR AB 1860 INCREASING ACCESS TO PEACE OFFICER TRAINING
- I. APPROVE AMENDMENT THREE TO THE AB2766 MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN CVAG AND THE MEMBER JURISDICTIONS TO MAINTAIN CONTRIBUTIONS FROM THE CITIES AT 60% (WITH AN EQUIVALENT FOR THE COUNTY) FOR TWO FISCAL YEARS THROUGH JUNE 30, 2016
- J. EXTEND CURRENT CONTRACT WITH CLEANSTREET FOR A PERIOD OF TWO YEARS (JULY 1, 2014 - JUNE 30, 2016) AND; INCLUDE ADJUSTMENT TO CURRENT CURB MILE RATE USING CPI FOR THE PERIOD 2012-13 (1.1%), INCREASING THE PER CURB MILE RATE FROM \$21.75 TO \$ 21.99 FOR THE TWO YEAR EXTENSION PERIOD; AND ADD AN OPTION FOR THREE ADDITIONAL YEARS
- K. APPROVE AMENDMENT #6 BETWEEN CVAG AND THE RIVERSIDE COUNTY PUBLIC HEALTH DEPARTMENT EXTENDING AGREEMENT FOR PUBLIC HEALTH NURSING SERVICES AT ROY'S DRC, THROUGH SEPTEMBER 30, 2014 OR UNTIL ALL CALIFORNIA WELLNESS FOUNDATION GRANT FUNDS ARE EXPENDED, AND AUTHORIZE CHAIRMAN TO EXECUTE AMENDMENT
- L. APPROVE: 1) PER THE FRIENDS OF ROY'S FOUNDATION, A REDUCTION IN THE FOUNDATION CONTRIBUTION FOR FY 13/14 FROM \$40,000 TO \$10,000, 2) A DISTRIBUTION OF REMAINING BALANCE IN CONTRIBUTIONS FOR ROY'S DESERT RESOURCE CENTER FOR FY 2013-14 AS FOLLOWS: \$15,400 TO FUND THE CATHEDRAL CITY DROP-OFF ROUTE FOR ROY'S DRC CLIENTS FROM MID-MARCH THROUGH END OF OCTOBER 2014; AND 3) PLACE THE REMAINING BALANCE OF \$135,659 IN RESERVES FOR ROY'S AND, 4) APPROVE THE BUDGET REVISION

THE MOTION CARRIED WITH MEMBERS DE CONINCK, DE ROSA, HERNANDEZ, SANCHEZ, MERTENS, WILSON, ADOLPH, HARNIK, POUNGET, KITE, BENOIT, AND ASHLEY VOTING AYE.

M. Receive and File

- 1) Status of I-10 Interchange Projects
- 2) CVAG Regional Arterial Program – Project Status Report
- 3) CVAG Regional Arterial Program – Contract Status Report
- 4) CV Link Status Report
- 5) Executive Committee/Technical Advisory Committee Attendance Roster
- 6) Letter of Support for California's Intercity Passenger Rail Program
- 7) Coachella Valley-San Gorgonio Pass Corridor Rail Service

- 8) Agreement for Professional Services – Roger Snoble
- 9) Agreement for Professional Services – Dick Folkers
- 10) Update on Model Plastic Bag Ordinance
- 11) CVAG Investment Report
- 12) Letter from California Wellness Foundation

THESE ITEMS WERE RECEIVED AND FILED.

C. Extend Employment Agreement for Executive Director for Additional 5 (five) Years

After discussion among members, this item was held over until the next agenda, in order to allow members to speak to the Executive Director in closed session at the June 2, 2014 meeting. Members also discussed extending the current Executive Director contract for 30 days as the current contract is scheduled to expire on June 1, 2014.

IT WAS MOVED BY MAYOR WILSON AND SECONDED BY MAYOR PRO TEM HERNANDEZ TO CONTINUE THIS ITEM UNTIL JUNE 2, 2014 AND EXTEND THE CURRENT EXECUTIVE DIRECTOR CONTRACT FOR 30 DAYS. THE MOTION CARRIED WITH MEMBERS DE CONINCK, DE ROSA, HERNANDEZ, SANCHEZ, MERTENS, WILSON, ADOLPH, POUGNET, BENOIT, AND ASHLEY VOTING AYE AND MEMBERS HARNIK AND KITE VOTING NAY.

D. Support CVAG Executive Committee approval of Resolution 14-001, supporting in concept the Salton Sea Restoration and Renewable Energy Initiative

Mayor Mertens requested to see a full presentation on the restoration of the Salton Sea. Councilmember Ramos Watson gave an update on SCAG support of the restoration. Supervisor Benoit gave an update on the Salton Sea Board activities.

IT WAS MOVED BY MAYOR MERTENS AND SECONDED BY SUPERVISOR BENOIT TO SUPPORT CVAG EXECUTIVE COMMITTEE APPROVAL OF RESOLUTION 14-001, SUPPORTING IN CONCEPT THE SALTON SEA RESTORATION AND RENEWABLE ENERGY INITIATIVE. THE MOTION CARRIED WITH MEMBERS DE CONINCK, DE ROSA, HERNANDEZ, SANCHEZ, MERTENS, WILSON, ADOLPH, HARNIK, POUGNET, KITE, BENOIT, AND ASHLEY VOTING AYE.

F. Authorize Chair and/or Executive Director to Register CVAG's Opposition to HR No. 29 and Any Similar Legislation Limiting Contracting and Outsourcing

Members discussed the importance of opposing any legislation that would limit contracting and outsourcing abilities of the jurisdictions.

IT WAS MOVED BY MAYOR KITE AND SECONDED BY COUNCILMEMBER HARNIK TO AUTHORIZE CHAIR AND/OR EXECUTIVE DIRECTOR TO REGISTER CVAG'S OPPOSITION TO HR NO. 29 AND ANY SIMILAR LEGISLATION LIMITING CONTRACTING AND OUTSOURCING. THE MOTION CARRIED WITH MEMBERS DE

CONINCK, DE ROSA, HERNANDEZ, SANCHEZ, MERTENS, WILSON, ADOLPH, HARNIK, POUINET, KITE, BENOIT, AND ASHLEY VOTING AYE.

7. DISCUSSION / ACTION

A. SCAG Elections for Regional Council Representatives – Aurora Wilson

Tom Kirk indicated that there were no challengers to the District 2 seat held by Councilmember Greg Pettis.

Mr. Kirk indicated that both Mayor Mike Wilson and Councilmember Lupe Ramos Watson expressed interest in serving as the District 66 Representative.

An election of District 66 jurisdictions was held.

City of Blythe voted for Mayor Wilson.

City of Coachella voted for Mayor Wilson.

City of Indio abstained from the vote.

City of La Quinta voted for Councilmember Ramos Watson.

IT WAS MOVED BY COUNCILMEMBER DE CONICK AND SECONDED BY SUPERVISOR BENOIT TO APPOINT COUNCILMEMBER GREG PETTIS AS THE DISTRICT 2 REPRESENTATIVE TO THE SCAG REGIONAL COUNCIL AND MAYOR MIKE WILSON AS THE DISTRICT 66 REPRESENTATIVE TO THE SCAG REGIONAL COUNCIL. THE MOTION CARRIED WITH MEMBERS DE CONINCK, DE ROSA, HERNANDEZ, SANCHEZ, MERTENS, WILSON, ADOLPH, HARNIK, POUINET, KITE, BENOIT, AND ASHLEY VOTING AYE.

B. Update on CV Upgrade - Regional PACE Program and Approval of Standard Agreement with Riverside County for Collection of Special Taxes – Katie Barrows

IT WAS MOVED BY MAYOR POUINET AND SECONDED BY MAYOR KITE TO APPROVE STANDARD AGREEMENT WITH RIVERSIDE COUNTY FOR THE SECURED ROLL COLLECTION OF SPECIAL TAXES AND ASSESSMENTS FOR THE CV UPGRADE PROGRAM. THE MOTION CARRIED WITH MEMBERS DE CONINCK, DE ROSA, HERNANDEZ, SANCHEZ, MERTENS, WILSON, ADOLPH, HARNIK, POUINET, KITE, BENOIT, AND ASHLEY VOTING AYE.

C. Consider the Bond Proceeds Funding Agreement between CVAG and the City of Palm Desert for the Estimated Share of Costs of Future Construction for the Portola Avenue Interstate 10 Interchange Improvements – Allyn Waggle

IT WAS MOVED BY MAYOR KITE AND SECONDED BY SUPERVISOR BENOIT TO APPROVE THE BOND PROCEEDS FUNDING AGREEMENT BETWEEN CVAG AND THE CITY OF PALM DESERT FOR THE ESTIMATED SHARE OF COSTS OF FUTURE CONSTRUCTION FOR THE PORTOLA AVENUE INTERSTATE 10 INTERCHANGE IMPROVEMENTS. THE MOTION CARRIED WITH MEMBERS DE CONINCK, DE ROSA, HERNANDEZ, SANCHEZ, MERTENS, WILSON, ADOLPH, HARNIK, POUINET, KITE, BENOIT, AND ASHLEY VOTING AYE.

D. Update to the Transportation Project Prioritization Study (TPSS) and the Regional Arterial Cost Estimate (RACE) – Michael Shoberg

IT WAS MOVED BY SUPERVISOR BENOIT AND SECONDED BY SUPERVISOR ASHLEY TO APPROVE THE FOLLOWING:

- 1) THE TRANSPORTATION PROJECT PRIORITIZATION STUDY (TPPS) APPROACH AND THE SUGGESTED CHANGES TO THE SCORING CRITERIA;**
- 2) AN UPDATE TO THE ORIGIN AND DESTINATION STUDY;**
- 3) AN UPDATE TO THE NON-MOTORIZED TRANSPORTATION PLAN TO INCLUDE CRITERIA FROM THE CALTRANS ACTIVE TRANSPORTATION PLAN REQUIREMENTS;**
- 4) UPDATE TO THE TRANSPORTATION UNIFORM MITIGATION FEE NEXUS STUDY; AND**
- 5) AUTHORIZE THE EXECUTIVE DIRECTOR TO RELEASE A REQUEST FOR PROPOSAL FOR PROFESSIONAL SERVICES FOR THE STUDIES MENTIONED ABOVE.**

THE MOTION CARRIED WITH MEMBERS DE CONINCK, DE ROSA, HERNANDEZ, SANCHEZ, MERTENS, WILSON, ADOLPH, HARNIK, POUINET, KITE, BENOIT, AND ASHLEY VOTING AYE.

E. Authorize Contract to Best, Best, and Krieger, and Authorize Release of Request for Qualifications for CV Link Planning, Environmental, Engineering, and Other Services – Michael Shoberg

IT WAS MOVED BY MAYOR DE ROSA AND SECONDED BY MAYOR PRO TEM HERNANDEZ TO TABLE THIS ITEM UNTIL A PRESENTATION CAN BE GIVEN TO THE EXECUTIVE COMMITTEE ON THE CV LINK DESIGN, OPERATION AND MAINTENANCE PLAN, AND ANTICIPATED SCHEDULE FOR THE PROJECT. THE MOTION FAILED WITH MEMBERS DE ROSA, HERNANDEZ, SANCHEZ, MERTENS, AND ADOLPH VOTING AYE; MEMBERS WILSON, HARNIK, POUINET, KITE, BENOIT VOTING NAY; AND MEMBERS DE CONINCK AND ASHLEY ABSTAINING FROM THE VOTE.

Mr. Kirk indicated that staff would give a presentation on the operations and maintenance plan at a future Executive Committee meeting within the next six months. Members included this as part of the recommendation to be considered.

IT WAS MOVED BY MAYOR POUINET AND SECONDED BY MAYOR WILSON TO APPROVE THE FOLLOWING:

- 1) AUTHORIZE THE EXECUTIVE DIRECTOR TO PREPARE AND RELEASE A REQUEST(S) FOR QUALIFICATIONS FOR THE ENVIRONMENTAL, DESIGN AND ENGINEERING, AND RIGHT-OF-WAY SERVICES FOR THE CV LINK;**

- 2) AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE A CONTRACT WITH BEST, BEST AND KRIEGER (BB&K) FOR AN AMOUNT NOT TO EXCEED \$50,000 FOR LEGAL SERVICES RELATED TO THE ADDED WORK;
- 3) AUTHORIZE THE EXECUTIVE DIRECTOR TO PREPARE AND RELEASE A REQUEST FOR PROPOSALS FOR A CONSTRUCTION MANAGER/GENERAL CONTRACTOR;
- 4) DIRECTED STAFF TO RETURN TO THE EXECUTIVE COMMITTEE WITH AN OPERATION AND MAINTENANCE PLAN AS WELL AS AN OVERALL PRESENTATION ON THE DESIGN OF THE CV LINK.

THE MOTION CARRIED WITH MEMBERS DE CONINCK, DE ROSA, HERNANDEZ, SANCHEZ, MERTENS, WILSON, ADOLPH, HARNIK, POUGNET, KITE, BENOIT, AND ASHLEY VOTING AYE.

8. ANNOUNCEMENTS

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

Executive Committee - Monday, June 2, 2014, 4:30 p.m.

Upcoming Meetings at the La Quinta Resort, 49-499 Eisenhower Drive, La Quinta:

General Assembly - Monday, June 30, 2014, 6:00 p.m.

9. ADJOURNMENT

There being no further business, Chair Adolph adjourned the meeting at 5:29 p.m.

Respectfully submitted,

Joanna Stueckle

Joanna Stueckle
Executive Assistant