

ITEM 6A

**EXECUTIVE COMMITTEE
MINUTES OF MEETING
JANUARY 25, 2016**

THE AUDIO FILE FOR THIS COMMITTEE MEETING CAN BE
FOUND AT:
<http://www.cvag.org/audio.htm>



1. CALL TO ORDER

The January 25, 2016 Executive Committee meeting was called to order at 4:30 p.m. by Chair Stan Henry, City of Cathedral City, 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 Scott Matas
Mayor Dana Reed
Mayor Glenn Miller
Councilmember John Peña
Mayor Robert Spiegel
Mayor Robert Moon
Mayor Dana Hobart
Supervisor John Benoit
Supervisor Marion Ashley

AGENCY

City of Blythe
City of Cathedral City
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 (Arrived during Item 7A)
County of Riverside 5th District

MEMBERS NOT PRESENT

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

AGENCY

City of Coachella
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

Councilmember Michael Wilson
Councilmember Jan Harnik (Past Chair)
Mayor Pro Tem Ted Weill
Councilmember Iris Smotrich
David Garcia
Martin Magaña
Wade McKinney
Dan Martinez
Edie Hylton
John Wohlmuth

AGENCY

City of Indio
City of Palm Desert
City of Rancho Mirage
City of Rancho Mirage
City of Coachella
City of Desert Hot Springs
City of Indian Wells
City of Indio
City of La Quinta
City of Palm Desert

Marcus Fuller
Randy Bynder
Brian Nestande

City of Palm Springs
City of Rancho Mirage
County of Riverside

OTHERS PRESENT

Barry Busch
Isaiah Hagerman
Semia Hackett
Jeremy Hutmon
Robert Manning
John Law
Arnold San Miguel
Lauren Skiver
Thomas Smotrich
Linda Starr

AGENCY

County of Riverside
City of Rancho Mirage
SunLine Transit Agency
CaliforniaFIRST
Southwest Rail
PACE Funding
SCAG
SunLine Transit Agency

STAFF PRESENT

Tom Kirk
Gary Leong
Katie Barrows
Dennis Woods
Jim Sullivan
Lance Albrecht
Cheryll Dahlin
Ben Druyon
Erica Felci
Joanna Stueckle
Toni Eggebraaten

CVAG Legal Counsel

3. PLEDGE OF ALLEGIANCE

Mayor Dana Reed led the Executive Committee in the Pledge of Allegiance.

4. PUBLIC COMMENTS

Robert Manning encouraged people to attend the upcoming Rail Summit to be held on April 13 and 14, 2016.

5. EXECUTIVE COMMITTEE/DIRECTOR COMMENTS

Tom Kirk announced that Mayor Reed, Mayor Glenn Miller, Mayor Pro Tem Harnik and Erica Felci have volunteered for the California Road Charge Pilot Program.

Mr. Kirk also announced a Caltrans contribution to the CVMSHCP for \$7 million, provided the state budget is approved.

6. CONSENT CALENDAR

Mayor Hobart asked that items 6B and 6D be pulled from the Consent Calendar.

MAYOR SPIEGEL MOVED TO APPROVE THE REMAINDER OF THE CONSENT CALENDAR. MAYOR MILLER SECONDED THE MOTION.

- A. **Approve the December 7, 2015 Executive Committee Minutes**
- B. This item was pulled from the Consent Calendar.
- C. **Approve Proposed Change to CVAG's Personnel Rules and Benefits Manual**
- D. This item was pulled from the Consent Calendar.
- C. **Approve 2015/2016 Used Oil Recycling Program Advertising Strategy and Program Budget**

THE MOTION TO APPROVE THE CONSENT CALENDAR CARRIED WITH THE FOLLOWING RESULTS:

MAYOR JOSEPH DECONINCK	AYE
MAYOR STAN HENRY	AYE
MAYOR STEVEN HERNANDEZ	ABSENT
MAYOR SCOTT MATAS	AYE
MAYOR DANA REED	AYE
MAYOR GLENN MILLER	ABSTAIN
COUNCILMEMBER JOHN PEÑA	ABSTAIN
MAYOR ROBERT SPIEGEL	ABSTAIN
MAYOR ROBERT MOON	AYE
MAYOR DANA HOBART	AYE
SUPERVISOR KEVIN JEFFRIES	ABSENT
SUPERVISOR JOHN TAVAGLIONE	ABSENT
SUPERVISOR CHUCK WASHINGTON	ABSENT
SUPERVISOR JOHN BENOIT	AYE
SUPERVISOR MARION ASHLEY	AYE
TRIBAL CHAIR JEFF GRUBBE	ABSENT
TRIBAL CHAIR DOUGLAS WELMAS	ABSENT

(8 AYES, 3 ABSTAINING ONLY ON ITEM 6A (MINUTES), AND 6 ABSENT)

6.1 ITEM(S) HELD OVER FROM CONSENT CALENDAR

- B. **Approve Existing Investment Policy of CVAG**

Mayor Hobart asked that the following wording be added to the last page of the Investment Policy, "or an Executive Committee member."

IT WAS MOVED BY MAYOR HOBART AND SECONDED BY MAYOR REED TO APPROVE THE EXISTING INVESTMENT POLICY OF CVAG WITH THE SUGGESTED WORDING CHANGE.

THE MOTION CARRIED WITH THE FOLLOWING RESULTS:

MAYOR JOSEPH DECONINCK	AYE
MAYOR STAN HENRY	AYE
MAYOR STEVEN HERNANDEZ	ABSENT
MAYOR SCOTT MATAS	AYE
MAYOR DANA REED	AYE
MAYOR GLENN MILLER	AYE
COUNCILMEMBER JOHN PEÑA	AYE
MAYOR ROBERT SPIEGEL	AYE
MAYOR ROBERT MOON	AYE
MAYOR DANA HOBART	AYE
SUPERVISOR KEVIN JEFFRIES	ABSENT
SUPERVISOR JOHN TAVAGLIONE	ABSENT
SUPERVISOR CHUCK WASHINGTON	ABSENT
SUPERVISOR JOHN BENOIT	AYE
SUPERVISOR MARION ASHLEY	AYE
TRIBAL CHAIR JEFF GRUBBE	ABSENT
TRIBAL CHAIR DOUGLAS WELMAS	ABSENT

(11 AYES AND 6 ABSENT)

D. Restore Number of Funded Beds to 90, with \$60,294 Additional Contribution to JFSSD from CVAG Homelessness Fund, from February 1, 2016 to June 30, 2016 at Roy's DRC

Mayor Henry gave an update to the Executive Committee members regarding Roy's Desert Resource Center that had been previously given at the Homelessness Committee meeting.

IT WAS MOVED BY SUPERVISOR BENOIT AND SECONDED BY MAYOR MILLER TO RESTORE NUMBER OF FUNDED BEDS TO 90, WITH \$60,294 ADDITIONAL CONTRIBUTION TO JFSSD FROM CVAG HOMELESSNESS FUND, FROM FEBRUARY 1, 2016 TO JUNE 30, 2016 AT ROY'S DRC.

THE MOTION CARRIED WITH THE FOLLOWING RESULTS:

MAYOR JOSEPH DECONINCK	AYE
MAYOR STAN HENRY	AYE
MAYOR STEVEN HERNANDEZ	ABSENT
MAYOR SCOTT MATAS	AYE
MAYOR DANA REED	AYE
MAYOR GLENN MILLER	AYE
COUNCILMEMBER JOHN PEÑA	AYE
MAYOR ROBERT SPIEGEL	AYE
MAYOR ROBERT MOON	AYE
MAYOR DANA HOBART	AYE
SUPERVISOR KEVIN JEFFRIES	ABSENT
SUPERVISOR JOHN TAVAGLIONE	ABSENT
SUPERVISOR CHUCK WASHINGTON	ABSENT
SUPERVISOR JOHN BENOIT	AYE
SUPERVISOR MARION ASHLEY	AYE
TRIBAL CHAIR JEFF GRUBBE	ABSENT
TRIBAL CHAIR DOUGLAS WELMAS	ABSENT

(11 AYES AND 6 ABSENT)

7. **DISCUSSION / ACTION**

A. **Request by Mayor Hobart Regarding CVAG Minutes Practices – Erica Felci**

Ms. Felci presented the staff report. Mayor Hobart indicated that he wanted the minutes to identify the public speakers and briefly describe the substance of the subjects discussed. It was suggested that the position of those commenting at the Executive Committee meetings also be included.

IT WAS MOVED BY SUPERVISOR BENOIT AND SECONDED BY MAYOR MILLER TO FOLLOW THE RECOMMENDATION OF MAYOR HOBART TO HAVE THE EXECUTIVE COMMITTEE MINUTES BRIEFLY DESCRIBE SUBSTANCE OF THE SUBJECTS RAISED BY PUBLIC SPEAKERS, INCLUDING THEIR POSITIONS.

THE MOTION CARRIED WITH THE FOLLOWING RESULTS:

MAYOR JOSEPH DECONINCK	AYE
MAYOR STAN HENRY	AYE
MAYOR STEVEN HERNANDEZ	ABSENT
MAYOR SCOTT MATAS	AYE
MAYOR DANA REED	AYE
MAYOR GLENN MILLER	AYE
COUNCILMEMBER JOHN PEÑA	AYE
MAYOR ROBERT SPIEGEL	AYE
MAYOR ROBERT MOON	AYE
MAYOR DANA HOBART	AYE
SUPERVISOR KEVIN JEFFRIES	ABSENT
SUPERVISOR JOHN TAVAGLIONE	ABSENT
SUPERVISOR CHUCK WASHINGTON	ABSENT
SUPERVISOR JOHN BENOIT	AYE
SUPERVISOR MARION ASHLEY	AYE
TRIBAL CHAIR JEFF GRUBBE	ABSENT
TRIBAL CHAIR DOUGLAS WELMAS	ABSENT

(11 AYES AND 6 ABSENT)

B. **Transportation Uniform Mitigation Fee (TUMF) FY 14/15 Annual and Five Year Report – Jim Sullivan**

Jim Sullivan presented the staff report.

IT WAS MOVED BY MAYOR HOBART AND SECONDED BY MAYOR SPIEGEL TO ACCEPT THE ANNUAL AND FIVE YEAR REPORT IN FULFILLMENT OF THE REPORTING REQUIREMENTS OF THE MITIGATION FEE ACT.

THE MOTION CARRIED WITH THE FOLLOWING RESULTS:

MAYOR JOSEPH DECONINCK	AYE
MAYOR STAN HENRY	AYE

MAYOR STEVEN HERNANDEZ	ABSENT
MAYOR SCOTT MATAS	AYE
MAYOR DANA REED	AYE
MAYOR GLENN MILLER	AYE
COUNCILMEMBER JOHN PEÑA	AYE
MAYOR ROBERT SPIEGEL	AYE
MAYOR ROBERT MOON	AYE
MAYOR DANA HOBART	AYE
SUPERVISOR KEVIN JEFFRIES	ABSENT
SUPERVISOR JOHN TAVAGLIONE	ABSENT
SUPERVISOR CHUCK WASHINGTON	ABSENT
SUPERVISOR JOHN BENOIT	ABSENT
SUPERVISOR MARION ASHLEY	ABSENT
TRIBAL CHAIR JEFF GRUBBE	ABSENT
TRIBAL CHAIR DOUGLAS WELMAS	ABSENT

(9 AYES AND 8 ABSENT)

C. PACE Consumer Protection Policies for CV Upgrade and HERO Programs and Regional Approach to New PACE Programs – Benjamin Druyon

Chair Henry called for public comments.

Jeremy Hutmon, CaliforniaFIRST, informed members of the CaliforniaFIRST program and how it could benefit the Coachella Valley.

John Law, PACE Funding, discussed the evolution of the PACE programs and how PACE is being taken to the next level, or “issuer level”.

Ben Druyon presented the staff report.

Supervisor Benoit discussed his concerns related to the proposed policy as it relates to the total mortgage related debt. Mayor Hobart asked staff for clarification regarding how the fair market value is determined. Mr. Kirk indicated that each of the programs, Ygrene or HERO would make that determination and provide oversight.

Discussion continued. Mr. Kirk summarized the proposed consumer protection policy in that CVAG is not currently approving a new PACE program, but putting in place protection policies to be used on new PACE program entrants. Staff was asked to return with information regarding what we currently require from Ygrene and HERO.

IT WAS MOVED BY SUPERVISOR BENOIT AND SECONDED BY MAYOR SPIEGEL TO:

- 1) **ADOPT CONSUMER PROTECTION POLICIES FOR REGIONAL PACE PROGRAMS; AND**
- 2) **EXPLORE AMENDED AGREEMENTS WITH HERO AND CV UPGRADE PROGRAMS REGARDING ENFORCEMENT OF UNIVERSAL CONSUMER PROTECTION POLICIES; AND**

3) IMPLEMENT NEW PACE PROGRAMS REGIONALLY, WITH CVAG OVERSIGHT AND SIMILAR POLICIES AND PROCEDURES THAT HAVE BEEN INCORPORATED INTO THE HERO AND YGRENE PROGRAMS.

THE MOTION CARRIED WITH THE FOLLOWING RESULTS:

MAYOR JOSEPH DECONINCK	AYE
MAYOR STAN HENRY	AYE
MAYOR STEVEN HERNANDEZ	ABSENT
MAYOR SCOTT MATAS	AYE
MAYOR DANA REED	AYE
MAYOR GLENN MILLER	AYE
COUNCILMEMBER JOHN PEÑA	AYE
MAYOR ROBERT SPIEGEL	AYE
MAYOR ROBERT MOON	AYE
MAYOR DANA HOBART	AYE
SUPERVISOR KEVIN JEFFRIES	ABSENT
SUPERVISOR JOHN TAVAGLIONE	ABSENT
SUPERVISOR CHUCK WASHINGTON	ABSENT
SUPERVISOR JOHN BENOIT	AYE
SUPERVISOR MARION ASHLEY	AYE
TRIBAL CHAIR JEFF GRUBBE	ABSENT
TRIBAL CHAIR DOUGLAS WELMAS	ABSENT

(11 AYES AND 6 ABSENT)

D. **Community Choice Aggregation – Benjamin Druyon**

Mayor Reed excused himself from the Executive Committee meeting due to a possible conflict of interest. Mr. Druyon presented the staff report.

IT WAS MOVED BY MAYOR SPIEGEL AND SECONDED BY SUPERVISOR BENOIT TO AUTHORIZE THE EXECUTIVE DIRECTOR TO DEVELOP AND ISSUE A REQUEST FOR PROPOSALS FOR A COMMUNITY CHOICE AGGREGATION FEASIBILITY STUDY, INDEPENDENTLY, OR IN COOPERATION WITH WESTERN RIVERSIDE COUNCIL OF GOVERNMENTS AND/OR THE SAN BERNARDINO ASSOCIATED GOVERNMENTS.

THE MOTION CARRIED WITH THE FOLLOWING RESULTS:

MAYOR JOSEPH DECONINCK	AYE
MAYOR STAN HENRY	AYE
MAYOR STEVEN HERNANDEZ	ABSENT
MAYOR SCOTT MATAS	AYE
MAYOR DANA REED	ABSENT
MAYOR GLENN MILLER	AYE
COUNCILMEMBER JOHN PEÑA	AYE
MAYOR ROBERT SPIEGEL	AYE
MAYOR ROBERT MOON	AYE
MAYOR DANA HOBART	AYE
SUPERVISOR KEVIN JEFFRIES	ABSENT
SUPERVISOR JOHN TAVAGLIONE	ABSENT

SUPERVISOR CHUCK WASHINGTON	ABSENT
SUPERVISOR JOHN BENOIT	AYE
SUPERVISOR MARION ASHLEY	AYE
TRIBAL CHAIR JEFF GRUBBE	ABSENT
TRIBAL CHAIR DOUGLAS WELMAS	ABSENT

(10 AYES AND 7 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) Investment Report
- e) Collaboration with Coachella Valley Water District on Water Efficiency Education Program
- f) Updated CVAG Member Roster
- g) CVAG Public Information Request Report
- h) Executive Committee Attendance Roster

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, February 8, 2016 at 11:00 a.m.

Executive Committee – Monday, February 29, 2016 at 4:30 p.m.

10. ADJOURNMENT

There being no further business, Chair Henry adjourned the meeting at 5:42 p.m.

Respectfully submitted,

Joanna Stueckle

Joanna Stueckle
Executive Assistant