

**EXECUTIVE COMMITTEE  
MINUTES OF THE MEETING  
JANUARY 22, 2010**

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

**1. CALL TO ORDER & ROLL CALL**

The January 22, 2010 Executive Committee meeting was called to order at 6:00 p.m. by Vice Chair Yvonne Parks, City of Desert Hot Springs, in the CVAG Conference Room #119, Palm Desert.

**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 Pro Tem Bud England  
Mayor Eduardo Garcia  
Mayor Yvonne Parks  
Mayor Ed Monarch  
Mayor Pro Tem Ben Godfrey  
Mayor Don Adolph  
Mayor Cindy Finerty  
Councilmember Chris Mills  
Mayor Gordon Moller  
Supervisor John J. 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  
County of Riverside

**MEMBERS NOT PRESENT**

Tribal Chairman Richard Milanovich  
Tribal Chairman David Roosevelt

**AGENCY**

Agua Caliente Band of Cahuilla Indians  
Cabazon Band of Mission Indians

**NON-VOTING MEMBERS PRESENT**

Councilmember Greg Pettis (SCAG)  
Don Bradley  
Gene Rogers  
Rick Daniels  
Greg Johnson  
Tom Genovese  
John Wohlmuth  
David Ready  
Patrick Pratt  
Michael Shetler

**AGENCY**

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

**OTHERS PRESENT**

Luis Garcia  
Mary Godfrey

**AGENCY**

Imperial Irrigation District

Terry Kay  
Deborah McGarrey  
Jennifer Menjivar  
Lenny Pepper  
Arnold San Miguel  
Tim Wassil

Southern California Gas  
Southern California Edison  
Desert Health Care District  
Southern California Association of Governments  
TCM Group

**STAFF PRESENT**

Tom Kirk  
Allyn Waggle  
Gary Leong  
Aurora Wilson  
Katie Barrows  
Jim Sullivan  
Carol Clapper  
Mike Shoberg  
Amanda Keil  
Nick Peihl  
Joanna Stueckle  
Aaron Espinosa

**2. PLEDGE OF ALLEGIANCE**

Mayor Cindy Finerty led members present in the Pledge of Allegiance.

**3. FINALIZATION OF AGENDA**

None.

**4. PUBLIC COMMENTS**

None.

**5. EXECUTIVE COMMITTEE MEMBER AND EXECUTIVE DIRECTOR COMMENTS**

Tom Kirk gave members an interchange update and thanked the Agua Caliente Band of Cahuilla Indians for hosting the groundbreaking on February 26, 2010.

**6. CORRESPONDENCE**

None.

**7. HOMELESSNESS ISSUES**

7A Approval of Funding Agreement with the U.S. Department of Housing and Urban Development for Tenant Improvements to Roy's Desert Resource Center – Amanda Keil

**IT WAS MOVED BY MAYOR ADOLPH AND SECONDED BY MAYOR MOLLER TO:**

- 1) APPROVE THE FUNDING AGREEMENT WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR CAPITAL FUNDS FOR ROY'S DESERT RESOURCE CENTER IN THE AMOUNT OF \$475,000; AND,
- 2) APPROVE THIS AMOUNT TO BE PAID DIRECTLY TO THE COUNTY FOR THE PORTIONS OF THE TENANT IMPROVEMENTS SPECIFIED BY CVAG IN THE APPLICATION TO HUD.

THE MOTION CARRIED WITH COUNCILMEMBER MILLS ABSTAINING FROM THE VOTE.

## **8. ENERGY AND ENVIRONMENTAL RESOURCES**

- 8A Consideration of an Agreement with Southern California Edison and Southern California Gas Company and Approval of a Support Resolution for the Desert Cities Energy Partnership – Katie Barrows

IT WAS MOVED BY SUPERVISOR ASHLEY AND SECONDED BY MAYOR ADOLPH TO:

- 1) APPROVE AN AGREEMENT WITH SOUTHERN CALIFORNIA EDISON AND SOUTHERN CALIFORNIA GAS COMPANY FOR THE DESERT CITIES ENERGY PARTNERSHIP FOR 2010 THROUGH 2012, INCLUDING FUNDING TO CVAG FOR COORDINATION AND MARKETING OF THE PROGRAM, PENDING FINAL REVIEW BY LEGAL COUNSEL.
- 2) APPROVE RESOLUTION 10-003 DECLARING SUPPORT FOR THE DESERT CITIES ENERGY PARTNERSHIP PROGRAM FOR 2010 THROUGH 2012.

THE MOTION CARRIED.

## **9. TRANSPORTATION ISSUES**

- 9A First Amendment to the Implementation Agreement for the Management and Administration of the Regional Transportation Program – Carol Clapper

IT WAS MOVED BY MAYOR ADOLPH AND SECONDED BY COUNCILMEMBER MILLS TO APPROVE THE FIRST AMENDMENT TO THE IMPLEMENTATION AGREEMENT FOR THE MANAGEMENT AND ADMINISTRATION OF THE REGIONAL TRANSPORTATION PROGRAM. THE MOTION CARRIED.

- 9B Consider Allocation of SAFETEA-LU Demonstration Funds and Reimbursement of CVCC Staff Expenses – Tom Kirk

IT WAS MOVED BY MAYOR PRO TEM ENGLAND AND SECONDED BY SUPERVISOR BENOIT TO:

- 1) APPROVE THE ALLOCATION OF SAFETEA-LU DEMONSTRATION FUNDS FOR THE PALM DRIVE/ GENE AUTRY TRAIL INTERCHANGE PROJECT;
- 2) AUTHORIZE STAFF TO TERMINATE, WITH COUNTY CONCURRENCE, THE \$800,000 LOAN FROM RIVERSIDE COUNTY TO ASSIST IN RECIRCULATION OF THE MULTIPLE SPECIES HABITAT CONSERVATION PLAN;

- 3) **AUTHORIZE STAFF TO PREPARE AN AGREEMENT BETWEEN CVAG, RIVERSIDE COUNTY, AND THE CITY OF DESERT HOT SPRINGS IN WHICH CVAG WILL WAIVE ANY RIGHT OF REIMBURSEMENT FROM THE CITY AND THE COUNTY WILL WAIVE ANY RIGHT OF REIMBURSEMENT FROM CVAG FOR COSTS ASSOCIATED WITH THE 2007 MSHCP RECIRCULATION, CONDITIONED UPON THE CITY'S APPROVAL OF THE MSHCP; AND,**
- 4) **AUTHORIZE CVAG TO UTILIZE APPROXIMATELY \$450,000 OF TRANSPORTATION FUNDS TO ASSIST CVCC IN THE FACILITATION OF THE MSHCP.**

**THE MOTION CARRIED WITH COUNCILMEMBER MILLS ABSTAINING FROM THE VOTE.**

- 9C Consider Transferring Surplus 15% State Highway Measure A Funds, in the Amount of \$1.5 Million, for the Approved Project in Riverside County at Avenue 66 and Harrison Street – Allyn Waggle

**IT WAS MOVED BY MAYOR PRO TEM GODFREY AND SECONDED BY MAYOR ADOLPH TO APPROVE TRANSFERRING SURPLUS 15% STATE HIGHWAY MEASURE A FUNDS, IN THE AMOUNT OF \$1.5 MILLION, FOR THE APPROVED PROJECT IN RIVERSIDE COUNTY AT AVENUE 66 AND HARRISON STREET. THE MOTION CARRIED.**

- 9D Consider Amendment Number Two to the Reimbursement Agreement with the County of Riverside for the Date Palm Drive Interstate 10 Interchange Project – Allyn Waggle

**IT WAS MOVED BY MAYOR MOLLER AND SECONDED BY MAYOR ADOLPH TO APPROVE AMENDMENT NUMBER TWO TO THE REIMBURSEMENT AGREEMENT WITH RIVERSIDE COUNTY FOR THE DATE PALM DRIVE INTERSTATE 10 INTERCHANGE PROJECT:**

- 1) **TO PROVIDE AN ADDITIONAL \$6,519,750 OF REGIONAL FUNDS; AND,**
- 2) **DENY THE REQUEST TO ENTER A TEN-YEAR PAYBACK AGREEMENT FOR THE COUNTY SHARE OF THE 25% LOCAL RESPONSIBILITY COSTS.**

**THE MOTION CARRIED.**

- 9E Consider Amendment Number Two to the Agreement to Provide Funding for the Widening of Fred Waring Drive between Washington Street and Adams Street in the City of La Quinta – Allyn Waggle

**IT WAS MOVED BY MAYOR PRO TEM GODFREY AND SECONDED BY MAYOR PRO TEM ENGLAND TO APPROVE AMENDMENT NUMBER TWO, IN THE AMOUNT OF \$149,755.44, TO THE AGREEMENT WITH THE CITY OF LA QUINTA TO PROVIDE 75% OF THE COST FOR THE PROJECT TO WIDEN FRED WARING DRIVE BETWEEN WASHINGTON STREET AND ADAMS STREET. THE MOTION CARRIED.**

- 9F Consider Agreement with La Quinta to Provide Funds to Supplement Federal Grant Funds for the Adams Street Bridge Project – Allyn Waggle

**IT WAS MOVED BY MAYOR PRO GODFREY AND SECONDED BY MAYOR ADOLPH TO APPROVE AN AGREEMENT WITH THE CITY OF LA QUINTA TO PROVIDE 75% OF THE LOCAL SHARE OF COSTS FOR A HIGHWAY BRIDGE PROGRAM GRANT FOR THE ADAMS STREET BRIDGE PROJECT, IN THE AMOUNT OF \$2,014,035, AS THE CVAG REGIONAL SHARE OF THE PROJECT COSTS, PENDING AVAILABILITY OF FUNDS AT THE TIME OF PAYMENT. THE MOTION CARRIED.**

- 9G Consideration of Resolution 10-001: Support for Designation of a Portion of Highway 74 in Honor of Supervisor Roy Wilson – Katie Barrows

**IT WAS MOVED BY SUPERVISOR BENOIT AND SECONDED BY MAYOR PRO TEM ENGLAND TO APPROVE RESOLUTION 10-001 SUPPORTING DESIGNATION OF A PORTION OF HIGHWAY 74 IN HONOR OF SUPERVISOR ROY WILSON. THE MOTION CARRIED.**

10. **CONSENT CALENDAR**

**APPROVAL**

- 10A Approval of the December 7, 2009 Joint Executive Committee and Transportation Committee Minutes

**IT WAS MOVED BY MAYOR ADOLPH AND SECONDED BY MAYOR PRO TEM GODFREY TO APPROVE THE DECEMBER 7, 2009 JOINT EXECUTIVE COMMITTEE AND TRANSPORTATION COMMITTEE MINUTES. THE MOTION CARRIED.**

- 10B Approval of the December 7, 2009 Executive Committee Minutes

**IT WAS MOVED BY MAYOR ADOLPH AND SECONDED BY MAYOR PRO TEM GODFREY TO APPROVE THE DECEMBER 7, 2009 EXECUTIVE COMMITTEE MINUTES. THE MOTION CARRIED.**

- 10C CVAG's Investment Policy

**IT WAS MOVED BY MAYOR ADOLPH AND SECONDED BY MAYOR PRO TEM GODFREY TO APPROVE THE EXISTING INVESTMENT POLICY OF CVAG.**

- 10D REGIONAL EARTHQUAKE EARLY WARNING SYSTEM (CREWS) MODEL RESOLUTION NO.10-002

**IT WAS MOVED BY MAYOR ADOLPH AND SECONDED BY MAYOR PRO TEM GODFREY TO ADOPT RESOLUTION (NO.10-002); AND RECOMMEND THAT CVAG MEMBER JURISDICTIONS CONSIDER ADOPTION OF THE ATTACHED MODEL RESOLUTION. THE MOTION CARRIED.**

10E Resolution No. 10-004 to Designate March 2010 as Census Month

**IT WAS MOVED BY MAYOR ADOLPH AND SECONDED BY MAYOR PRO TEM GODFREY TO APPROVE RESOLUTION NO. 10-004 DESIGNATING MARCH 2010 AS CENSUS MONTH. THE MOTION CARRIED.**

10F Consideration of Coachella Valley Water District (CVWD) Participation as a Non-voting Member on the Energy and Environmental Resources Committee

**IT WAS MOVED BY MAYOR ADOLPH AND SECONDED BY MAYOR PRO TEM GODFREY TO APPROVE A MEMORANDUM OF UNDERSTANDING WITH COACHELLA VALLEY WATER DISTRICT TO BECOME A NON-VOTING MEMBER OF THE ENERGY AND ENVIRONMENTAL RESOURCES COMMITTEE. THE MOTION CARRIED.**

10G Amendment Number Two – Addition of Streets to Regional PM10 Street Sweeping Services Agreement

**IT WAS MOVED BY MAYOR ADOLPH AND SECONDED BY MAYOR PRO TEM GODFREY TO APPROVE AMENDMENT TWO TO THE AGREEMENT BETWEEN CVAG AND CLEANSTREET FOR ADDITION OF STREETS TO THE REGIONAL PM10 STREET SWEEPING PROGRAM. THE MOTION CARRIED.**

10H Consideration of Resolution 10-005 Authorizing an Application for a Waste Tire Cleanup and Amnesty Grant Program

**IT WAS MOVED BY MAYOR ADOLPH AND SECONDED BY MAYOR PRO TEM GODFREY TO APPROVES RESOLUTION 10-005 AUTHORIZING CVAG TO SUBMIT AN APPLICATION FOR A WASTE TIRE CLEANUP AND AMNESTY PROGRAM IN COORDINATION WITH OUR MEMBER JURISDICTIONS. THE MOTION CARRIED.**

**RECEIVE AND FILE**

10I TUMF Collections Report Fiscal Year 2009/10 – September 30, 2009

10J CVAG Regional Arterial Program – Contract Status Report

10K CVAG Investment Report for December 31, 2009

**IT WAS MOVED BY MAYOR ADOLPH AND SECONDED BY MAYOR PRO TEM GODFREY TO RECEIVE AND FILE ITEMS 10I THROUGH 10K. THE MOTION CARRIED.**

**INFORMATION**

10L PM10 Attainment Redesignation Request & Maintenance Plan for The Coachella Valley & South Coast Air Basin

10M Executive Committee and Technical Advisory Committee Roster

These were informational items.

11. **CLOSED SESSION**

11A Conference with Legal Counsel - Potential Litigation

Pursuant to Government Code Section § 54956.9(b): Wind Energy Partnership

Supervisor Ashley, and Supervisor Benoit declared that there was a conflict of interest and excused themselves from the meeting prior to the Closed Session. The Executive Committee adjourned into closed session at 6:30 p.m. and reconvened at 6:38 p.m. with the following action:

**IT WAS MOVED BY MAYOR ADOLPH AND SECONDED BY COUNCILMEMBER MILLS TO EXTEND THE TOLLING AGREEMENT WITH WIND ENERGY PARTNERSHIP TO FEBRUARY 26, 2010. THE MOTION CARRIED.**

12. **INQUIRY ON ONGOING PROJECTS**

None.

13. **ANNOUNCEMENTS**

The next meeting of the **Executive Committee** is scheduled for **6:00 p.m.** on **Monday, February 22, 2010** at the CVAG Offices. 73-710 Fred Waring Drive, Suite 119, Palm Desert.

14. **ADJOURNMENT**

There being no further business, Vice Chair Parks adjourned the meeting at 6:40 p.m.

Respectfully submitted,

Joanna Stueckle  
Executive Assistant